

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

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**TWENTY-FOURTH 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

Monday, June 8, 2009

The Senate was called to order at 1:40 o'clock P.M. by Hon. Sharon Weston Broome, President Pro Tempore of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. President	Dupre	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Gray Evans	Nevers
Appel	Guillory	Riser
Broome	Hebert	Shaw
Cheek	Heitmeier	Smith
Claitor	Kostelka	Thompson
Crowe	Long	Walsworth
Donahue	Martiny	
Dorsey	McPherson	
Total - 31		

**ABSENT**

Duplessis	LaFleur	Morrell
Gautreaux N	Marionneaux	Quinn
Jackson	Michot	
Total - 8		

The President Pro Tempore of the Senate announced there were 31 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor Stewart Sumrall, 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 B. Gautreaux, the reading of the Journal was dispensed with and the Journal of June 5, 2009, was adopted.

**Privilege Report of the  
Legislative Bureau**

June 8, 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. 309—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of the judges; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 586—**  
BY REPRESENTATIVES DOERGE, CORTEZ, HENDERSON, HOFFMANN,  
LAFONTA, MONTUCET, POPE, AND ROBIDEAUX AND SENATORS  
CROWE, B. GAUTREAUX, AND KOSTELKA  
AN ACT

To enact R.S. 11:542.1.1 and 883.3, relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide a minimum benefit increase to certain retirees, beneficiaries, and survivors; to provide for funding; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 649—**  
BY REPRESENTATIVES MONTUCET, BOBBY BADON, BARRAS,  
DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, RICHARD, AND  
THIBAUT AND SENATORS DUPRE, B. GAUTREAUX, GUILLORY,  
HEBERT, AND MURRAY  
AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 729—**  
BY REPRESENTATIVES BILLIOT, ST. GERMAIN, ARNOLD, AUBERT,  
BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, TIM BURNS,  
CHAMPAGNE, CHANDLER, CHANEY, CONNICK, DIXON, DOERGE,  
GISCLAIR, GUINN, HARDY, HOFFMANN, HOWARD, MICHAEL  
JACKSON, JOHNSON, LABRUZZO, LAMBERT, LANDRY, LEBAS, LIGI,  
MILLS, MONICA, NORTON, PERRY, POPE, PUGH, RICHARD,  
RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, GARY SMITH,  
PATRICIA SMITH, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE,  
WILLIAMS, WILLMOTT, AND WOTON  
AN ACT

To amend and reenact R.S. 22:347(A)(1) and R.S. 23:1036(A), (C)(1) and (3), (E), and (H), to enact R.S. 23:1036(C)(4) and (L), and to repeal R.S. 23:1036(D)(3), (F), (G), and (J), relative to workers' compensation for firefighters; to provide for the disposition of tax money for the state fire marshal; to require workers' compensation coverage for volunteer firefighters; to provide relative to medical benefits payable; to provide for burial expenses; to require fire companies to furnish certain documents to the fire marshal; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 891— (Substitute for House Bill No. 799 by  
Representative Michael Jackson)**  
BY REPRESENTATIVE MICHAEL JACKSON  
AN ACT

To amend and reenact R.S. 23:1538(A), relative to unemployment compensation; to provide for penalties to an employer for failure to file a payroll report; and to provide for related matters.

Reported with amendments.

June 8, 2009

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 891 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, between lines 15 and 16, insert
"\* \* \*"

HOUSE BILL NO. 892— (Substitute for House Bill No. 800 by Representative Michael Jackson)

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 23:1625.1, relative to unemployment compensation; to provide for the prompt determination of claims; to provide with respect to the abandonment of an employer's right to appeal a determination of claim; to provide for the employer's right to appeal in the event the failure to provide information is due to compelling circumstances; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 84— BY SENATOR GRAY EVANS

A RESOLUTION

To commend The Honorable Bishop Lindell Benford Brown, upon the celebration of his ninety-fifth birthday.

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

SENATE RESOLUTION NO. 85— BY SENATOR AMEDEE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the deaths of Paul Madison Sr., and Edward Stewart Sr., and to commend them for their extraordinary service to their community and the state of Louisiana.

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

SENATE RESOLUTION NO. 86— BY SENATOR HEBERT

A RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to create a national catastrophe fund.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 108— BY SENATOR MORRISH

A CONCURRENT RESOLUTION

To recognize and commend Southern, Inc., for continuing a fifty-two year tradition of producing and distributing quality barbeque and other sauces, and to designate June 17, 2009, as Southern Bar-B-Que Sauce Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Duplessis, LaFleur, Morrell, etc.

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

SENATE CONCURRENT RESOLUTION NO. 109— BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting the Uniform Transfer on Death Security Registration Act in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Jackson	Michot
Duplessis	LaFleur	Morrell
Gautreaux N	Marionneaux	Quinn
Total - 9		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

RETIREMENT

Senator D.A. "Butch" Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

June 8, 2009

To the President and Members of the Senate:

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

**HOUSE BILL NO. 540—**  
BY REPRESENTATIVES BOBBY BADON AND MONToucET AND SENATOR B. GAUTREAUx

AN ACT

To amend and reenact R.S. 11:103(B)(3)(introductory paragraph) and (e)(introductory paragraph) and (i)(aa) and to enact R.S. 11:103(B)(3)(e)(i)(cc), relative to the Firefighters' Retirement System; to provide with respect to extending the period of amortizing actuarial gains and losses; to provide an effective date; and to provide for related matters.

Reported favorably.

**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.

Reported with amendments.

**HOUSE BILL NO. 655—**  
BY REPRESENTATIVES BOBBY BADON AND MONToucET

AN ACT

To amend and reenact R.S. 11:2220(A)(1)(g)(introductory paragraph) and to enact R.S. 11:2220(A)(1)(h), relative to the Municipal Police Employees' Retirement System; to provide for an initial benefit option on a reemployed retiree's additional retirement benefit; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 673—**  
BY REPRESENTATIVE POPE

AN ACT

To enact R.S. 11:163.1, relative to service credit or benefit accruals in certain state retirement systems for certain public university and college employees; to provide relative to employer and employee contributions during periods of furlough for such members of those systems; to provide for accumulation of

service credit during such periods; to provide for calculation of benefits for such furloughed members; to provide for funding; to provide an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
D.A. "BUTCH" GAUTREAUx  
Chairman

Senate Bills and Joint Resolutions  
on Second Reading  
Reported by Committees

**SENATE BILL NO. 87—**  
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:3882(6)(a) and 3891(A), relative to the Teacher Assistance and Assessment Program; to provide relative to the definition of "teacher" for program purposes; to provide relative to exemption of teachers with out-of-state experience from program participation; to provide for program rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 87 by Senator Long

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 17:3882(6)(a) and 3891(A)" to "R.S. 17:3881(B)(2), 3882(2) and (6)(a), 3883(A), 3884(B)(introductory paragraph) and (C), 3891(A), 3892, 3893, 3894(A), 3895, and 3905"

AMENDMENT NO. 2

On page 1, at the end of line 4, change "out-of-state" to "certain"

AMENDMENT NO. 3

On page 1, line 5, between "participation;" and "to" insert the following: "to provide for the respective responsibilities of the State Board of Elementary and Secondary Education and local school boards regarding program development and implementation; to delete provisions relative to state board responsibility for mentor and assessor training, staff development, program monitoring, grievance procedures, and due process procedures; to provide relative to local board development and implementation of teacher assistance and assessment programs; to delete the requirement that persons teaching without a standard certificate participate in the program; to delete provisions regarding the composition of teacher assessment teams; to provide relative to credit for certain teaching experience; to provide relative to reporting requirements;"

AMENDMENT NO. 4

On page 1, line 8, change "R.S. 17:3882(6)(a) and 3891(A)" to "R.S. 17:3881(B)(2), 3882(2) and (6)(a), 3883(A), 3884(B)(introductory paragraph) and (C), 3891(A), 3892, 3893, 3894(A), 3895, and 3905"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert the following:  
"§3881. Purpose

	*	*	*
B.(1)	*	*	*

(2) It is further the purpose of the teacher assistance and assessment program to provide assurance to the state, prior to the issuance of a permanent higher-level standard Louisiana teacher certificate, that the new teaching employee demonstrates competency in the understanding and use of the basic components of effective teaching determined by the state to be the basis for effective professional performance.

\* \* \*

AMENDMENT NO. 6

On page 1, between lines 12 and 13, insert the following:
"(2) "Assessment" means the process by which the state determines developed and implemented by city, parish, and other local public school boards, pursuant to rules and guidelines adopted by the State Board of Elementary and Secondary Education in accordance with the Administrative Procedure Act, to determine whether a teacher who is seeking to retain or acquire a regular standard Louisiana teacher certificate can sufficiently demonstrate the components of effective teaching to qualify for the teaching credential being sought.

AMENDMENT NO. 7

On page 1, line 17, between "who" and "holds" delete "either" and at the end of the line delete "regular" and insert "standard Louisiana"

AMENDMENT NO. 8

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

AMENDMENT NO. 9

On page 2, delete line 2 and at the beginning of line 3 delete "certificate."

AMENDMENT NO. 10

On page 2, between lines 9 and 10, insert the following:
"§3883. State Board of Elementary and Secondary Education; powers and duties

A. The board shall:

(1) Establish the components of effective teaching. These components shall be periodically reviewed and revised as becomes appropriate with increased experience and knowledge.

(2) Develop, adopt, and promulgate all rules necessary for the implementation of this Part.

(3) Set standards for the assessment teams in the assistance and assessment program. Establish guidelines for city, parish, and other local public school boards to use in determining whether the teacher has successfully completed the assistance and assessment program and met the assessment qualifications for retaining or acquiring regular a higher-level standard Louisiana teacher certification.

(4) Provide for the training of all mentor teachers and assessors for the teacher assistance and assessment program as well as provide for the basis for necessary training for those doing evaluations pursuant to the school personnel evaluation.

(5) Conduct training and regular staff development in evaluation skills as needed.

(6) Require the department to monitor the assistance and assessment program established pursuant to the provisions of this Part. The method to be used in monitoring the program shall be established by the department with the approval of the board and shall be sufficient to determine whether a program has been implemented, to what extent it has been implemented, and whether such program complies with the provisions of this Part.

(7)(a) Create, by rule, a system to provide a grievance procedure for any teacher or administrator aggrieved by any result or action which results from the implementation of this Part.

(b) Such a system shall contain, at a minimum, provisions for the following:

(i) That the teacher or administrator be provided a copy of the assessment or evaluation and the assessors' or evaluators' data recording forms and any documentation related thereto and be entitled to respond as provided in R.S. 17:3884.

(ii) That the teacher or administrator be assured of due process, including representation, in all aspects of the assessment and evaluation grievance procedures, including that any hearing officer required to conduct a hearing on a grievance shall be an employee of or contracted by the office of the attorney general.

(iii) That the agencies and their employees, whether state or local, shall administer the program in a fair, objective, and consistent manner, and shall comply with all rules and regulations adopted by the board and that the failure to do so shall be a grievable matter.

(8) Repealed by Acts 2000, 1ES, No. 38, §2, eff. 4/14/2000.

§3884. Assessment and evaluation records; response; access

B. Copies of the assessment or evaluation results and any documentation related thereto of any school employee may shall be retained by the local board, the board, or the department and, if retained, are confidential, do not constitute a public record, and shall not be released or shown to any person except:

C. The superintendent of education of each city, parish, or other local public school system shall make available to the public such data as may be useful for conducting statistical analyses and evaluations of educational personnel, but shall not reveal information pertaining to the assessment and evaluation report of a particular employee.

AMENDMENT NO. 11

On page 2, at the beginning of line 15, delete "regular" and insert "standard Louisiana"

AMENDMENT NO. 12

On page 2, at the end of line 16, delete "out-" and at the beginning of line 17, delete "of-state"

AMENDMENT NO. 13

On page 2, between lines 25 and 26, insert the following:
"§3892. Teacher assistance and assessment program; assignment of mentor mentoring

A. Except as provided in Subsections B and C of this Section, each Each teacher shall be assigned by the school principal in the school where the teacher is employed, an experienced teacher who will serve as a mentor. In selecting the mentor teacher, the principal shall consider the level of familiarity of available teachers with instruction of students in the same grade or in the same subject as the teacher to be assessed.

B. When no experienced teacher who is qualified to serve as a mentor is available within the school the principal shall choose another mentor based on a plan developed and adopted by the board for assuring each teacher the best possible assistance and support. Each city, parish, and other local public school board shall develop and adopt a program for high-quality new teacher induction, including mentoring, assistance, and support in accordance with rules and guidelines adopted by the State Board of Elementary and Secondary Education.

C. When a teacher is employed in a situation where there is no principal, the equivalent level supervisor of the teacher shall assign a mentor.

D. During the assistance period the mentor teacher shall perform such duties and responsibilities as established by board policy.

§3893. Teacher assistance and assessment program; process; effect of participation

A.(1) An assessment team consisting of at least two trained assessors shall be assigned to conduct the assessment process. Members of the team shall be selected in accordance with board policy from among the following groups:

- (a) Experienced teachers.
(b) Principals or their designees.
(c) Higher education faculty members.
(d) Central office administrators.
(e) Retired teachers.
(f) Retired administrators.
(g) Other educators as deemed appropriate.

(2) Each local school board shall provide for the selection of a sufficient number of persons from each category of assessor as specified in Paragraph (1) of this Subsection to provide a pool of potential assessors.

A. Each city, parish, and other local public school board shall develop and implement a process whereby to assess teachers participating in the teacher assistance and assessment program in accordance with rules and guidelines adopted by the State Board of Elementary and Secondary Education.

~~B. The assessment team shall conduct and complete the assessment process in accordance with board policy.~~

~~C. B. Teachers who have been successful on the assessment shall have successfully completed the assistance and assessment program and shall enter the school personnel evaluation program conducted by their local board, pursuant to Subpart C of this Part. Teachers who have not been successful shall repeat the assistance and assessment program during their next semester of teaching in accordance with local board policy. Any teacher who does not successfully complete the assistance and assessment program by the end of his second year shall lose his teacher certificate or other authority to teach. Such a person may not be granted any authority to teach until two years have expired since the completion of his second year of teaching and, if granted a subsequent certificate or other authority, shall be deemed to be teaching in the public schools for the first time as it relates to participation in the assistance and assessment program and successful completion of assessment as a requirement to acquiring or retaining regular standard Louisiana teacher certification. A second failure to complete the assistance and assessment program shall result in the permanent loss of all authority to teach in the public schools of this state.~~

~~D. C. Nothing contained in this Section shall diminish the right of the local board to evaluate employees or to make employment decisions or of principals and other employees with supervisory responsibilities to observe the employees they supervise.~~

~~E. D.(1) The service of a teacher, as defined for the purposes of this Subpart, shall be considered the service of a fully certified teacher for all purposes of the school system related to funding, calculation of minimum foundation funds, accreditation, or approval or for any other purpose, administrative, substantive, or otherwise.~~

~~(2) Further, participation in the teacher assistance and assessment program shall have no effect on the service of the teacher as it relates to entitlement to all benefits including retirement, accrual of leave time, progress on the salary schedule, and any other benefit calculation or consideration to which he would otherwise be entitled.~~

§3894. Local boards; duties and powers

A. Each local board shall:

~~(1) Make whatever arrangements are necessary to use persons who have been identified and approved under board rules for use as assessors and mentors.~~

~~(2) (1) Provide whatever release time from classroom or other duties as is necessary for mentors and assessors to perform their duties under this Subpart.~~

~~(3) (2) Inform each teacher of the provisions of this Subpart.~~

~~(4) (3) Provide whatever assistance is necessary or helpful in assuring that the purposes of this Subpart are achieved.~~

§3895. Teaching credentials; ~~regular~~ certification, ~~permanent certification~~; effect of assessment

~~A. For teachers who are employed pursuant to authority of law or rules allowing a person to be employed to teach without a regular teacher certificate, the issuance of a regular teacher certificate shall be conditioned upon the successful completion of the teacher assistance and assessment program in addition to any other requirements of law or rule.~~

~~B. A. For teachers who hold a regular standard Louisiana teacher certificate which is valid for three years, the issuance of a permanent regular higher-level standard Louisiana teaching certificate shall be conditioned upon the successful completion of the teacher assistance and assessment program in addition to any other requirements of law or rule or appropriate evaluation results as determined pursuant to rules and regulations adopted by the State Board of Elementary and Secondary Education in accordance with the Administrative Procedure Act.~~

~~C. B. The board shall make rules which shall provide for the extension of the validity of a regular standard Louisiana teacher certificate otherwise good for only three years to provide for interrupted service or other circumstances as deemed appropriate by the board.~~

~~D. The assessment of any teacher who has been issued a regular teacher certificate but is assigned teaching duties not included within the certificate shall pertain to the status of his regular teacher certificate without regard to such teaching assignment.~~

~~E. Persons who seek a regular teacher certificate and hold a teacher certificate from another state and have out-of-state teaching experience of three years or more shall not be credited with their years of teaching experience in the issuance of any teaching credential until successful completion of the teacher assistance and assessment program or approval of previous successful teaching experience in lieu of participation in the teacher assistance and assessment program.~~

\* \* \*

"§3905. Reports to the department

~~The department may request Upon request of the department, a local board to shall submit to the department the local evaluation plan and the accountability relationships registry, including such revisions as are made for the succeeding evaluation period.~~

\* \* \*

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

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

**HOUSE BILL NO. 39—**

BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, FOIL, GISCLAIR, GUINN, HARRISON, HENDERSON, LAMBERT, MORRIS, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:116.1(B)(4) and to enact R.S. 56:116.1(A)(8), relative to use of a laser when hunting; to authorize certain persons to use a laser device when hunting; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 55—**

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 32:378.3, relative to motor vehicles; to prohibit installation of sound amplification systems on the exterior of a vehicle; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**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.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 143 by Representative Talbot

**AMENDMENT NO. 1**

On page 1, line 2, after "and (2)" delete the comma "," and delete the remainder of the line and insert in lieu thereof "and (B) and to enact R.S. 47:1992.1, relative to the inspection"

**AMENDMENT NO. 2**

On page 1, line 4, after "inspection;" insert "to provide for an effective date;"

June 8, 2009

AMENDMENT NO. 3

On page 1, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 47:1992(A)(1)(a) and (2) and (B) are hereby amended and reenacted and R.S. 47:1992.1 is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, delete lines 26 through 29 in their entirety and on page 3, delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"§1992.1. Period for inspection of assessment lists in Jefferson Parish

Notwithstanding any law to the contrary, effective July 1, 2009, and in every tax year thereafter, in the parish of Jefferson the period for inspection of the assessment lists as provided in R.S. 47:1992 shall be fifteen calendar days beginning no earlier than August first and ending no later than September fifteenth.

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

On motion of Senator Gray Evans, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 159—

BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, BILLIOT, BURFORD, CARMODY, CHAMPAGNE, CHANEY, DOWNS, GISCLAIR, GUINN, HENDERSON, HOWARD, LAMBERT, LITTLE, MILLS, MONICA, MONTOUCET, PUGH, AND SIMON AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 30:28(B), relative to drilling permits; to provide for the validity of drilling permits; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 162—

BY REPRESENTATIVES SAM JONES AND CHAMPAGNE

AN ACT

To enact R.S. 30:2000.13 and R.S. 36:359(B) and 917, relative to the Atchafalaya Basin Program; to create an advisory board in the Department of Natural Resources to advise the secretary regarding the Lake Fausse Point and Grand Avoille Cove area; to provide relative to board composition, meetings, and functions; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 168—

BY REPRESENTATIVE MICKY 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.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 187—

BY REPRESENTATIVE PATRICIA SMITH

AN ACT

To amend and reenact R.S. 17:3973(2)(b)(iii) and (iv), relative to the creation of Type 3 and Type 4 charter schools; to provide relative to the approval by certain persons of a proposal to create a Type 3 or Type 4 charter school by means of converting a preexisting public school; to provide relative to attendance at

such schools; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 187 by Representative Patricia Smith

AMENDMENT NO. 1

On page 2, at the beginning of line 23, delete "granting the charter"

On motion of Senator Nevers, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 234—

BY REPRESENTATIVES DOVE AND ST. GERMAIN AND SENATORS DUPRE AND MORRISH

AN ACT

To enact R.S. 56:1849(D), relative to decisions of the Department of Wildlife and Fisheries; to provide for legal proceedings against the department when a permit is denied; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 334—

BY REPRESENTATIVE CROMER

AN ACT

To authorize and provide for the sale of certain state property in St. Tammany Parish to the St. Tammany Parish School Board from the division of administration; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 349—**

BY REPRESENTATIVE HAZEL  
AN ACT

To amend and reenact R.S. 32:663(A) and (C), relative to chemical lab analyses; to authorize the use of out-of-state chemical labs; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 349 by Representative Hazel

**AMENDMENT NO. 1**

On page 1, delete lines 19 and 20 in their entirety

**AMENDMENT NO. 2**

On page 2, delete lines 1 through 7 in their entirety and insert in lieu thereof the following:

"(2) Chemical analyses of a person's blood, urine, breath, or other bodily substance may be conducted by an out of state individual or laboratory provided that the chemical analyses are performed in accordance with the methods approved and promulgated by the Department of Public Safety and Corrections or are performed by an individual or laboratory possessing a valid permit. Such analyses shall be considered valid under the provisions of this Part and admissible and competent evidence in the courts of this state and in administrative law hearings if performed in accordance with the methods approved and promulgated by the Department of Public Safety and Corrections or are performed by an individual or laboratory possessing a valid permit."

**AMENDMENT NO. 3**

On page 1, line 11, after "by an individual" insert "or laboratory"

**AMENDMENT NO. 4**

On page 1, line 14, after "of individuals" insert "or laboratories"

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 410—**

BY REPRESENTATIVE BOBBY BADON  
AN ACT

To amend and reenact R.S. 56:116.1(C)(2)(a) and to enact R.S. 56:116.1(C)(2)(c), relative to nuisance quadrupeds; to provide for the taking of certain quadrupeds destroying crawfish on private ponds or such ponds; to provide relative to the firearms which may be used to take nuisance quadrupeds; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**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.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 423 by Representative Lambert

**AMENDMENT NO. 1**

On page 1, line 3, before "Ascension" insert "a portion of"

**AMENDMENT NO. 2**

On page 1, line 8, after "C." insert "(1)"

**AMENDMENT NO. 3**

On page 3, delete lines 26 through 29, and insert: "northerly and easterly along said boundary to a point of intersection with the boundary separating Ascension Parish and St. John the Baptist Parish, thence proceeding northerly with the Williams natural gas pipeline right of way thence proceeding northerly along the eastside of said pipeline right of way to U.S. Highway 61, thence southeasterly along U.S. Highway 61 to a point of intersection with Interstate Highway 10, thence proceeding easterly two miles along the northern right of way of Interstate Highway 10 from its intersection with U.S. Highway 61, thence proceed northerly to the south bank of the New River Canal, thence westerly along said canal to the intersection of Highway 3140 and the New River Canal near the Marvin Braud pumping station, thence northerly from the Marvin Braud Pumping Station along the East Ascension Drainage District levee on the east bank of Saverio Canal, thence northerly along said levee to a point of intersection with Highway 22, thence northerly and westerly along the Laurel Ridge levee to a point of intersection near Highway 934, thence proceeding northerly to Lake Martin Road, thence northwesterly to Cocodrie Bayou, thence northerly along said Cocodrie Bayou to its intersection with Summerfield Road, thence westerly along said road to its intersection with Highway 431, thence southwestly along Henderson Bayou to the Henderson Bayou control structure, thence northerly to Highway 42, thence southeasterly along Highway 42 to the Amite River, which is a point of"

**AMENDMENT NO. 4**

On page 4, delete lines 1 through 3, and insert "along said boundary to a point of"

**AMENDMENT NO. 5**

On page 4, between lines 11 and 12, insert:

"(2) Industrial facilities, pipelines and utilities in existence on the effective date of this Paragraph and located in that portion of Ascension Parish in the coastal zone shall be exempt from state and local coastal use permitting requirements for operation and maintenance activities, including but not limited to integrity digs, right-of-way mowing and clearing, cathodic protection close interval surveys and land surveying."

On motion of Senator Dupre, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 453—**

BY REPRESENTATIVE PUGH  
AN ACT

To enact R.S. 32:361.2(E), relative to tinting of motor vehicle windows; to provide for a decal to be issued to persons with medical exemptions; to provide for a fee to be imposed; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 453 by Representative Pugh

**AMENDMENT NO. 1**

On page 1, line 2, delete "To enact 32:361.2(E)" and insert "To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact 32:361.2(E) and (F)" and after "windows;" insert "to provide for a criminal background check; to dedicate certain revenue into a special fund in the state treasury designated as the Motor Vehicle Inspection Enforcement Fund;"

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AMENDMENT NO. 2

On page 1, line 6 delete "R.S. 32:361.2(E) is hereby enacted to read as follows:" and insert "R.S. 32:361.2(A)(2)(d) is hereby amended and reenacted and 32:361.2(E) and (F) are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert:

"A. \* \* \* \*  
(2) \* \* \* \*

(d)(i) Persons convicted of violent crimes or drug offenses shall not be eligible for a medical exemption. At Therefore, at the time of applying for the exemption, the applicant shall provide written consent on a form approved by the Louisiana Bureau of Criminal Identification and Information authorizing the bureau to release any information contained in the applicant's criminal history record and identification files to the office of state police for verification that the applicant has not been convicted of a violent crime or drug offense.

(ii) Applicants shall submit a full set of fingerprints and the department shall authorize the bureau to conduct a state and federal criminal history record check, which shall include a check of National Criminal History Records from the Federal Bureau of Investigations Criminal Justice Information Services Division.

(iii) The applicant shall be responsible for the payment of fees of the bureau associated with the state and federal criminal history check as is required by R.S. 15:587."

AMENDMENT NO. 4

On page 1, after line 14, insert :

"F. All assessments, fees, penalties, and other funds received under the provisions of R.S. 32:361.1, 361.2, and 361.3 shall be disposed of in accordance with the following provisions:

(1) All assessments, fees, penalties and all other funds received by the Department under the provisions of R.S. 32:361.1, 361.2, and 361.3, subject to the exceptions contained in Article VII, Section 9 of the Constitution of Louisiana, shall be deposited immediately upon receipt into the state treasury and shall be credited to the Bond Security and Redemption Fund.

(2) Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer, prior to placing the remaining funds in the state general fund, shall pay an amount equal to the total amount of funds paid into the state treasury by the Department under the provisions of R.S. 32:361.1, 361.2, and 361.3 into a special fund which is hereby created in the state treasury and designated as the Motor Vehicle Inspection Enforcement Fund.

(3) All unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the Motor Vehicle Inspection Enforcement Fund. The monies in the fund shall be invested by the treasurer in the same manner as monies in the state general fund. All interest earned on monies from the fund invested by the state treasurer shall be deposited in the fund.

(4) Subject to appropriation, the monies in the fund shall be used to provide for the expenses of the program established by R.S. 32:361.1, 361.2, and 361.3, as determined by the Department."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 468—

BY REPRESENTATIVE MICHAEL JACKSON  
AN ACT

To enact R.S. 33:9097.5, relative to East Baton Rouge Parish; to create the Melrose East Crime Prevention District within the parish; to provide relative to the purpose, governance, powers, and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 504—

BY REPRESENTATIVES LIGI, BILLIOT, CONNICK, GISCLAIR, HENRY, LABRUZZO, SCHRODER, TALBOT, AND WILLMOTT AND SENATORS APPEL, MARTINY, AND QUINN  
AN ACT

To enact R.S. 17:60.3, relative to term limits for the Jefferson Parish School Board; to provide that a person who will have served as a member of the board for more than two and one-half terms in three consecutive terms shall not be elected to the board for the succeeding term; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 545—

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 17:112(A)(1) and (B), relative to student education records; to require principals of certain schools to provide for the transfer of certain student education records; to require that such records include certain information relative to the suspension of students; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 570—

BY REPRESENTATIVES HOFFMANN, HENRY BURNS, CHAMPAGNE, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS APPEL, CROWE, DUPLESSIS, KOSTELKA, MICHOT, SMITH, AND WALSWORTH

AN ACT

To enact R.S. 17:81(Q) and 3996(B)(21), to require the governing authority of a public elementary or secondary school to formulate, develop, adopt, and implement policies, procedures, and practices applicable to school employees relative to electronic communications by an employee at a school to a student at that school; to provide policy guidelines and requirements; to provide limitations and exceptions; to provide that the occurrence of certain electronic communications be reported by the school employee; to provide for immunity from civil liability; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 570 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 5, between "student" and "at" insert "enrolled"

AMENDMENT NO. 2

On page 1, line 17, between "student" and "at" insert "enrolled"

AMENDMENT NO. 3

On page 2, lines 10, 17, and 18, between "student" and "at" insert "enrolled"

AMENDMENT NO. 4

On page 2, at the end of line 20, insert "Records of any such reported communication shall be maintained by the school board for a period of at least one year."

AMENDMENT NO. 5

On page 2, line 22, after "may" insert "result in disciplinary action, and in extreme circumstances may"



**AMENDMENT NO. 6**

On page 3, line 18, between "student" and "at" insert "enrolled"

**AMENDMENT NO. 7**

On page 4, line 11, between "student" and "at" insert "enrolled"

On motion of Senator Nevers, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**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.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 602—**

BY REPRESENTATIVE LEBAS AND SENATOR LAFLEUR  
AN ACT

To enact R.S. 17:436.1(J), relative to the administration of medication to public school students; to require public school governing authorities to permit students with certain conditions to self-administer certain medications; to provide relative to authorization and documentation; to provide a limitation of liability and indemnification of schools and school employees; to provide for definitions; to provide for duration of permission granted to self-administer medications; to provide relative to disciplinary actions for misuse of permitted medications; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

**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.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 609—**

BY REPRESENTATIVES ROSALIND JONES AND KATZ  
AN ACT

To enact Subpart D of Part IV of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:2238.1 through 2238.8, relative to property adjudicated to the city of Monroe; to provide for the authorization of the city of Monroe to sell or transfer adjudicated property; to provide for notice to the owner and other interested parties; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due, and other costs associated with the sale; to provide for applicability; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 612—**

BY REPRESENTATIVES FANNIN, ANDERS, CHAMPAGNE, CHANDLER, CHANEY, ELLINGTON, GALLOT, GEYMAN, HOFFMANN, SAM JONES, LAMBERT, LEBAS, LEGER, LITTLE, MCVEA, MORRIS, NOWLIN, POPE, RITCHIE, GARY SMITH, JANE SMITH, AND ST. GERMAIN AND SENATORS KOSTELKA, LONG, RISER, AND WALSWORTH

AN ACT

To amend and reenact R.S. 17:183.1, 183.2, and 183.3 and to repeal R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to curricula; to provide relative to high school career option programs; to provide relative to career major programs; to provide relative to a career diploma; to provide relative to program, course, and curriculum approval; to provide for waivers; to provide relative to program participation eligibility criteria; to provide relative to individual graduation plans; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 612 by Representative Fannin

**AMENDMENT NO. 1**

On page 6, line 8, between "(b)" and "The" insert "(i)"

**AMENDMENT NO. 2**

On page 6, between lines 14 and 15, insert the following:

"(ii) Prior to entering the ninth grade, such student must complete a summer remediation program in the subject area of any component of the eighth grade Louisiana Educational Assessment Program test on which the student scored at the unsatisfactory level, as established by the State Board of Elementary and Secondary Education. Any such student who fails to satisfactorily complete a summer remediation program shall be required to complete any approved developmental course or courses, for credit, as may be deemed necessary to ensure that the student is prepared to undertake the coursework required for his chosen career major.

(iii) The State Board of Elementary and Secondary Education shall certify that the pupil progression plan established by each city, parish, or other local public school system that promotes a student to the ninth grade pursuant to Subparagraph (b) of this Paragraph contains the following requirements:

(aa) Such student, at a minimum, must have achieved a cumulative grade point average of at least 1.5 on a 4.0 scale for coursework required for completion of the eighth grade.

(bb) Such student must have demonstrated acceptable attendance and behavior standards as determined by the State Board of Elementary and Secondary Education.

(cc) Such student must participate in a dropout prevention and mentoring program, developed in consultation with school guidance personnel, during their first year in high school, as approved by the State Board of Elementary and Secondary Education."

On motion of Senator Nevers, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 619—**

BY REPRESENTATIVES TIM BURNS AND ANDERS  
AN ACT

To authorize and provide for the transfer or lease of certain state and other public properties; to provide for the property descriptions; to amend and reenact Section 7(introductory paragraph) of Act No. 264 of the 2007 Regular Session of the Legislature; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 624—**

BY REPRESENTATIVES GIROD JACKSON, BOBBY BADON, HENRY BURNS, GISCLAIR, GUINN, LAMBERT, MONTOUCET, AND ST. GERMAIN

AN ACT

To enact R.S. 3:4674.1, relative to biodiesel fuel manufacturing; to provide for collection and use of waste fats, oils, and grease; to provide for monitoring; to provide for notices; and to provide for related matters.

June 8, 2009

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 636—**  
BY REPRESENTATIVE MONICA  
AN ACT

To amend and reenact R.S. 32:415.1(A)(1)(a) and (B) and R.S. 34:851.24(F)(2) and 851.36(A) and to enact R.S. 32:414(V) and 667(B)(5) and R.S. 34:851.8 and 851.31(B), relative to boat safety; to provide for suspension of the privilege and prohibition to operate a watercraft upon certain waterways; to provide for suspension of driver's license; to provide for hardship appeal; to provide for boating safety equipment; to provide for boating safety education; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 636 by Representative Monica

AMENDMENT NO. 1  
On page 4, line 18, after "apply to" insert "persons thirteen years of age or older while engaged in commercial fishing operations on"

On motion of Senator Dupre, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 682—**  
BY REPRESENTATIVE CHANDLER  
AN ACT

To authorize and provide for the transfer or lease of certain state property in Concordia Parish to Ira and Brenda Fontenot from the division of administration; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 686—**  
BY REPRESENTATIVE CARMODY  
AN ACT

To amend and reenact R.S. 17:3981(4) and 3982(A)(1)(a), relative to the review of proposed school charters by authorizing entities; to provide for an application review process that complies with specified principles and standards; to provide for an independent evaluation of a charter proposal by a qualified third party; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 686 by Representative Carmody

AMENDMENT NO. 1  
On page 2, line 1, after "by a" delete the remainder of the line, delete line 2 and insert "third party with educational, organizational, legal, and financial expertise."

AMENDMENT NO. 2  
On page 2, line 14, after "by a" delete the remainder of the line, delete line 15 and insert "third party with educational, organizational, legal, and financial expertise."

On motion of Senator Nevers, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**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.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 718—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To enact R.S. 38:214.1, relative to drainage systems; to authorize governing authorities to adopt ordinances with respect to blocking of drainage systems under certain circumstances; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 718 by Representative Henry Burns

AMENDMENT NO. 1  
On page 1, line 10, delete "permit" and insert "place or authorize the placement of"

AMENDMENT NO. 2  
On page 1, line 11, delete "to remain"

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 725—**  
BY REPRESENTATIVES MICHAEL JACKSON, GEYMAN, HINES, AND LEGER  
AN ACT

To enact R.S. 32:76.1 and 201, relative to bicycles; to provide a method by which drivers of vehicles shall pass bicyclists; to provide for penalties; to provide for publications, signage, and a public awareness campaign; to prohibit certain actions against bicyclists; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**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.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

**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.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 771 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 3, between "tuition" and "for" change "amount" to "and registration fee amounts"

AMENDMENT NO. 2

On page 1, line 12, between "tuition" and "for" change "amount" to "and registration fee amounts"

AMENDMENT NO. 3

On page 1, line 14, between "tuition" and "amount" insert "and registration fee"

AMENDMENT NO. 4

On page 1, line 16, between "tuition" and "for" change "amount" to "and registration fee amounts"

On motion of Senator Nevers the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 779—**

BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 34:1(A) through (H) and 21(A), relative to the Board of Commissioners of the Port of New Orleans; to provide relative to the members of the Board of Commissioners; to provide for their appointment and term of office; to provide relative to the territorial jurisdiction of the Port of New Orleans; to provide for financial disclosure; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 779 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, delete "and 21(A)," and insert in lieu thereof a comma "," and insert "21(A) and 26 and to enact R.S. 34:1.1,"

AMENDMENT NO. 2

On page 1, line 6, after "disclosure;" insert "to provide for voter approval in Plaquemines Parish;"

AMENDMENT NO. 3

On page 1, line 8, after "through (H)" delete "and 21(A)"

AMENDMENT NO. 4

On page 1, at the beginning of line 9, before "to read" insert "and R.S. 34:1.1 is hereby enacted"

AMENDMENT NO. 5

On page 1, at the beginning of line 14, after "board shall be" delete "nine" and insert "seven"

AMENDMENT NO. 6

On page 1, line 16, after "parish of Jefferson," delete the remainder of the line and delete line 17, and insert in lieu thereof "and ~~one~~ two"

AMENDMENT NO. 7

On page 2, delete lines 2 and 3, and insert in lieu thereof "C; and the ~~member~~ two members from the parish"

AMENDMENT NO. 8

On page 3, line 1, after "(a)" delete the remainder of the line and delete line 2 and insert in lieu thereof "New Orleans Chamber of Commerce"

AMENDMENT NO. 9

On page 3, line 3, insert "(b) New Orleans Board of Trade, Ltd."

AMENDMENT NO. 10

On page 3, at the beginning of line 4, delete "~~(b)~~" and insert "(c)"

AMENDMENT NO. 11

On page 3, at the beginning of line 5, delete "~~(c)~~" and insert "(d)"

AMENDMENT NO. 12

On page 3, at the beginning of line 7, delete "~~(d)~~" and insert "(e)"

AMENDMENT NO. 13

On page 3, at the beginning of line 8, delete "~~(e)~~" and insert "(f)"

AMENDMENT NO. 14

On page 3, at the beginning of line 9, delete "~~(f)~~" and insert "(g)"

AMENDMENT NO. 15

On page 3, at the beginning of line 10, delete "~~(g)~~" and insert "(h)"

AMENDMENT NO. 16

On page 3, at the beginning of line 11, delete "~~(h)~~" and insert "(I)"

AMENDMENT NO. 17

On page 3, at the beginning of line 12, delete "~~(I)~~" and insert "(j)"

AMENDMENT NO. 18

On page 3, at the beginning of line 13, delete "~~(j)~~" and insert "(k)"

AMENDMENT NO. 19

On page 3, line 14, insert "(l) Greater New Orleans Barge Fleeting Association"

AMENDMENT NO. 20

On page 3, at the beginning of line 16, change "~~(k)~~" to "(m)"

AMENDMENT NO. 21

On page 4, delete lines 1 through 6 in their entirety

AMENDMENT NO. 22

On page 4, line 7, change "~~(4)~~" to "(3)"

AMENDMENT NO. 23

On page 4, at the beginning of line 15, change "~~(5)~~" to "(4)" and at the end of the line, change "C, D, G, and I," to "C, D, and G,"

AMENDMENT NO. 24

On page 4, line 17, after "Jefferson Parish," delete the remainder of the line and at the beginning of line 18, delete "place of business in Plaquemines Parish,"

AMENDMENT NO. 25

On page 4, between lines 27 and 28, insert the following: "(g) Greater New Orleans Barge Fleeting Association"

AMENDMENT NO. 26

On page 6, delete lines 1 through 8 in their entirety

AMENDMENT NO. 27

On page 6, at the beginning of line 9, change "(4)" to "(3)"

AMENDMENT NO. 28

On page 6, delete line 17, and insert in lieu thereof "(4) Within ten days after notification of a vacancy in Position C, D, or G,"

AMENDMENT NO. 29

On page 6, at the beginning of line 25, change "(6)" to "(5)"

AMENDMENT NO. 30

On page 7, delete lines 21 through 29 in their entirety

AMENDMENT NO. 31

On page 8, at the beginning of line 1, change "(4)" to "(3)"

AMENDMENT NO. 32

On page 8, delete line 10, and insert in lieu thereof "(4) As soon as the names of the nominees for Positions C, D, or G as"

AMENDMENT NO. 33

On page 8, at the beginning of line 13, change "Positions C, F, or G" to "Positions C, D, or G"

AMENDMENT NO. 34

On page 9, delete lines 1 through 15 in their entirety and insert in lieu thereof the following:

"§1.1. Local approval; Plaquemines port authority consolidation

A. There shall be a local referendum held on the consolidation of the port authorities of the Plaquemines Port, Harbor and Terminal District and the Port of New Orleans. A proposition to authorize such consolidation shall be submitted for approval to the qualified electors of Plaquemines Parish at the next regularly scheduled parish wide election in Plaquemines parish.

B. At such election, on the official ballot to be used, there shall be printed a question, upon which the electors of Plaquemines Parish shall be permitted to vote YES or NO, which shall read "Shall the port authorities of the Plaquemines Port and the Port of New Orleans be consolidated?"

C. The proposition election on the question shall be conducted in accordance with the Louisiana Election Code.

Section 2. R.S. 34:1(A) through (H), 21(A) and 26 are hereby amended and reenacted to read as follows:

§1. Continuation; qualifications; appointments; terms; vacancies

A. Membership; qualifications; vacancies.

(1) The Board of Commissioners of the Port of New Orleans, hereinafter referred to as "the board" is continued. The number of members comprising the board shall be seven, nine, who shall be qualified voters, four three of whom shall each have his principal place of business in the parish of Orleans, two of whom shall each have his principal place of business in the parish of Jefferson, two of whom shall have his principal place of business in the parish of Plaquemines, and one two of whom shall each have his principal place of business in the parish of St. Bernard. The four three members from the parish of Orleans shall fill the positions on the board to be designated as Positions D, E, F, and G; the two members from the parish of Jefferson shall fill the positions on the board to be designated as Positions A and C; the two members from the parish of Plaquemines shall fill positions on the board to be designated as Positions H and I, and the member two members from the parish of St. Bernard shall fill the position positions on the board to be designated as Position Positions B and D.

(2) On or after October 1, 1976, vacancies Vacancies occurring because of the expiration of a term and the two additional memberships created by this Act shall be filled in such manner that the first such vacancy occurring shall be filled by a member who shall hold Position A, and each such subsequent vacancy shall be filled in sequence by members holding Positions B, C, D, E, F, and G, respectively. Any vacancy occurring prior to October 1, 1976, shall be filled in the same manner in which the position was initially filled.

(3) All members shall be experienced in the commerce or industry, or both, of the port area, and shall otherwise possess the qualifications prescribed by law. Notwithstanding any prohibition

contained in Part II of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, individuals employed in the maritime industry may serve as members hereunder. The present members, seven in number, shall continue to serve on the board for the duration of their respective terms.

(4) Any vacancy in the membership of the board shall be filled by the governor from among the nominees selected as provided in this Section, within fifteen days after the governor receives their names.

(5) The members shall be required to file disclosure statements as provided in R.S. 42:1124.2.

B. Nominating agencies.

(1) For the purpose of selecting nominees for the four members, each of whom shall Positions E and F to be appointed by the governor from the nominees selected by the Orleans Parish nominating organization, the following nominating agencies shall constitute and shall be designated as the Orleans Parish nominating organization:

(a) Chamber of Commerce of the New Orleans Area New Orleans Chamber of Commerce,

(b) New Orleans Board of Trade, Ltd.

(c) New Orleans Steamship Association,

(d) International Freight Forwarders and Customs Brokers Association of New Orleans, Inc.

(e) Maritime Trade's Council of Greater New Orleans and Vicinity.

(f) Metropolitan Area Committee,

(g) Louisiana Farm Bureau,

(h) Urban League of Greater New Orleans,

(i) Dillard University,

(j) Xavier University,

(k) World Trade Center,

(l) Greater New Orleans Barge Fleeting Association,

(m) Propeller Club of the United States

(n) (m) The Greater New Orleans AFL-CIO.

(2) For the purpose of selecting nominees for the two members, each of whom shall Position A to be appointed by the governor from the nominees selected by the Jefferson Parish nominating organization, the following nominating agencies shall constitute and shall be designated as the Jefferson Parish nominating organization:

(a) Harvey Canal Industrial Association.

(b) East Bank Council of the Jefferson Chamber of Commerce.

(c) West Bank Council of the Jefferson Chamber of Commerce.

(d) Maritime Trade's Council of Greater New Orleans and Vicinity.

(e) Louisiana Farm Bureau.

(f) Greater New Orleans AFL-CIO.

(g) Jefferson Business Council.

(3) For the purpose of selecting nominees for Position H to be appointed by the governor from the nominees selected by the Plaquemines Parish nominating organization, the following agencies shall constitute and shall be designated as the Plaquemines Parish nominating organization:

(a) Plaquemines Parish Port, Harbor and Terminal District

(b) Plaquemines Association of Business and Industry.

(3) (4) For the purpose of selecting nominees for the member Position B to be appointed by the governor from the nominees selected by the St. Bernard Parish nominating organization, the following agencies shall constitute and shall be designated as the St. Bernard Parish nominating organization:

(a) St. Bernard Chamber of Commerce.

(b) St. Bernard Port, Harbor and Terminal District.

(c) Maritime Trade's Council of Greater New Orleans and Vicinity.

(d) Louisiana Farm Bureau.

(5) For the purpose of selecting nominees for the Positions of C, D, G, and I, of whom one shall have his principal place of business in Orleans Parish, one shall have his principal place of business in Jefferson Parish, one shall have his principal place of business in Plaquemines Parish, and one shall have his principal place of business in St. Bernard Parish, the following nominating agencies shall constitute and shall be designated as the Area nominating organization:

- (a) Greater New Orleans, Inc.  
 (b) New Orleans Board of Trade, Ltd.  
 (c) Gulf States Maritime Association.

(d) International Freight Forwarders and Customs Brokers Association of New Orleans, Inc.

- (e) World Trade Center.  
 (f) Mississippi River Maritime Association.  
 (g) Greater New Orleans Barge Fleet Association.

C. Nominating Councils; selection of nominees. Each nominating organization shall have a nominating council on which shall be seated the presidents or recognized heads of the nominating agencies of that nominating organization, as enumerated in Subsections (B)(1), (2) and (3), respectively, Subsection B of this Section. Nominees to the governor for appointment to the board shall be selected by the nominating council of the appropriate nominating organization from among those named by the nominating agencies of said nominating organization as required by this Section.

D. Notice of vacancy. Within ten days after the occurrence of a vacancy on the board for any cause, the president or other presiding officer of the board shall send notice of the vacancy by registered or certified United States mail to each appropriate nominating agency.

E. Nominees submitted by nominating organizations.

(1) Within ten days after notification of a vacancy ~~or vacancies~~ in ~~Position D, E, F, or G, Position E or F,~~ the first listed nominating agency of the Orleans Parish Nominating Organization shall submit in writing to the members of its nominating council the names of two persons having the qualifications set forth in this Section as nominees for each such vacancy or vacancies. Thereafter, the remaining nominating agencies of the Orleans Parish nominating organization, in the order in which they are listed in Subsection (B)(1) Paragraph B(1) of this Section and within intervals of five days each, shall consecutively submit in like manner, the names of two nominees for each such vacancy.

(2) Within ten days after notification of a vacancy ~~or vacancies~~ in Position A ~~or C,~~ the first listed nominating agency of Jefferson Parish Nominating Organization shall submit in writing to the members of its nominating council the names of two persons having the qualifications set forth in this Section as nominees for each such vacancy or vacancies. Thereafter, the remaining nominating agencies of that nominating organization, in the order in which they are listed in Subsection Paragraph B(2) of this Section and within intervals of five days each, shall consecutively submit in like manner, the names of two nominees for each such vacancy.

(3) Within ten days after notification of a vacancy in Position H, the first listed nominating agency of Plaquemines Parish Nominating Organization shall submit in writing to the members of its nominating council the name of one person having the qualifications set forth in this Section as a nominee for such vacancy. Thereafter, the remaining nominating agencies of that nominating organization, in the order in which they are listed in Paragraph B(3) of this Section and within intervals of five days each, shall consecutively submit in like manner, the name of one nominee for such vacancy.

(4) Within ten days after notification of a vacancy in Position B, the first listed nominating agency of St. Bernard Parish Nominating Organization shall submit in writing to the members of its nominating council the name of one person having the qualifications set forth in this Section as nominee for such vacancy. Thereafter, the remaining nominating agencies of that nominating organization, in the order in which they are listed in Subsection (B)(3) Paragraph B(4) of this Section and within intervals of five days each, shall consecutively submit in like manner, the name of one nominee for such vacancy.

(5) Within ten days after notification of a vacancy in Position C, D, G, or I, the first listed nominating agency of the Area Nominating Organization shall submit in writing to the member of its nominating council the name of one person having the qualifications set forth in this Section as nominee for such vacancy. Thereafter, the remaining nominating agencies of that nominating organization, in the order in which they are listed in Paragraph B(5) of this Section and within intervals of five days each, shall consecutively submit in like manner, the name of one nominee for such vacancy.

(6) No person shall be eligible for nomination if he has been previously nominated by another nominating agency. In all cases, signed copies of the communications to the appropriate nominating

council transmitting the names of the nominees shall be sent to the governing bodies of the other nominating agencies.

F. Certification to governor.

(1) As soon as the names of the nominees for Position ~~D, E, F,~~ ~~or G~~ E or F as selected by the appropriate nominating agencies have been received, or in any event within ten days after the last delay for the submission of the names of nominees for Position ~~D, E, F, or G~~ E or F has expired, the Orleans Parish Nominating Council, at a meeting convened on the written call of any member thereof, shall certify to the governor for each such vacancy then existing the names of three nominees from among the nominees whose names have been submitted to it by the nominating agencies of the Orleans Parish Nominating Organization, and from among the nominees thus certified the governor shall make an appointment or appointments to fill each such vacancy.

(2) As soon as the names of the nominees for Position A ~~or C~~ as selected by the appropriate nominating agencies have been received, or in any event within ten days after the last delay for the submission of the names of nominees for Position A ~~or C~~ has expired, the Jefferson Parish Nominating Council, at a meeting convened on the written call of any member thereof, shall certify to the governor for each such vacancy then existing the names of three nominees from among the nominees whose names have been submitted to it by the nominating agencies of the Jefferson Parish Nominating Organization, and from among the nominees thus certified the governor shall make an appointment or appointments to fill each such vacancy.

(3) As soon as the names of the nominees for Position H as selected by the appropriate nominating agencies have been received, or in any event within ten days after the last delay for the submission of names of nominees for Position H has expired, the Plaquemines Parish Nominating Council, at a meeting convened on the written call of any member thereof, shall certify to the governor for such vacancy then existing the names of three nominees from among the nominees who names have been submitted to it by the nominating agencies of the Plaquemines Parish Nominating organization, and from among the nominees thus certified, the governor shall make an appointment to fill such vacancy.

(4) As soon as the names of the nominees for Position B as selected by the appropriate nominating agencies have been received, or in any event within ten days after the last delay for the submission of the names of nominees for Position B has expired, the St. Bernard Parish Nominating Council, at a meeting convened on the written call of any member thereof, shall certify to the governor for such vacancy then existing the names of three nominees from among the nominees whose names have been submitted to it by the nominating agencies of the St. Bernard Parish Nominating Organization, and from among the nominees thus certified the governor shall make an appointment or appointments to fill such vacancy.

(5) As soon as the names of the nominees for Positions C, D, G, or I as selected by the appropriate nominating agencies have been received, or in any event within ten days after the last delay for the submission of the names of nominees for Positions C, D, G, or I has expired, the Area Nominating Council, at a meeting convened on the written call of any member thereof, shall certify to the governor for such vacancy then existing the names of three nominees from among the nominees whose names have been submitted to it by the nominating agencies of the Area Nominating Organization, and from among the nominees thus certified, the governor shall make an appointment or appointments to fill such vacancy.

G. Nominating agencies; identity. The nominating agencies listed in Subsections (B)(1), (2) and (3) Subsection B of this Section shall be understood and construed to be the agencies presently existing and designated by the names listed in Subsections (B)(1), (2) and (3) Subsection B or their respective legal successors.

H. Dissolution of nominating agencies; effect. If any of the nominating agencies listed in Subsections (B)(1), (2) and (3) Subsection B of this Section ceases to exist or to function, without any legal successor, the nominees to be submitted to the appropriate nominating council as provided in Subsection E of this Section, shall be submitted by the nominating agencies of the appropriate nominating organization that continue to exist and function.

\* \* \*

June 8, 2009

§21. Rights and powers of board in general

A.(1) The board of commissioners shall regulate the commerce and traffic of the port and harbor of New Orleans in such manner as may, in its judgment, be best for the maintenance and development thereof.

(2) However, such regulation of such commerce and traffic including international commerce in the parish of St. Bernard shall be governed by the provisions of R.S. 34:1701 et seq.

(3) In Plaquemines parish, the board of commissioners shall share jurisdiction with the Plaquemines Parish Council to acquire, develop, operate, and manage port facilities located on the Mississippi River. Nothing herein shall be interpreted in any way to restrict, limit, or modify the powers granted to Plaquemines Parish to exercise its authority, power, and jurisdiction, including but not limited to acquire, develop, operate, manage, and maintain port facilities within its jurisdiction and to receive the income from such facilities nor shall anything herein be interpreted in any manner to restrict, limit, or modify the right of Plaquemines parish to regulate commerce and traffic on the navigable waterways within Plaquemines parish. In addition, the provision of R.S. 34:23 shall not apply to any activities by the Port of New Orleans in Plaquemines Parish, nor shall any other provision of law providing authority to such port for expropriation of property apply in such parish.

§26. Port and harbor police

A. The board of commissioners may, in its discretion, appoint, fix salaries of, and pay port and harbor police; said police to consist of such number of men of good character and citizens of the state, not under 21 years of age. Each of the port and harbor police so appointed shall furnish bond in a sum to be fixed by the board of commissioners at not less than one thousand dollars, conditioned on the faithful performance of his duties, and any person injured or damaged by any port or harbor police may sue upon said bond.

B. The port and harbor police shall have, under the direction and control of the board of commissioners, the same power to make arrests, in and upon the property within the jurisdiction of the board and approaches thereto within the parishes of Jefferson, Orleans, and St. Bernard, and to execute and return all criminal warrants and processes, as sheriffs of this state have, and shall under the same direction and authority, have all the powers of sheriffs as peace officers in all places and on all premises under the jurisdiction and control of the board, and the streets and approaches thereto within the parishes of Jefferson, Orleans, and St. Bernard. Any persons arrested by officers of the board and the return of all warrants or processes served by said officers shall be forthwith surrendered or delivered to the criminal sheriff of the Parish of Orleans or sheriffs of St. Bernard and Jefferson parishes; provided this shall in no way deprive the New Orleans city police or any sheriff or deputy sheriff in the parishes of Orleans, St. Bernard or Jefferson from making arrests or from serving warrants or process of court in any such place or on any such premises.

C. The port and harbor police shall have no authority in Plaquemines Parish. Except as provided in R.S. 40:1379(B), in Plaquemines Parish, the sheriff shall be the sole authority and shall have sole responsibility to exercise the functions granted to the port and harbor police in Subsection B of this Section.

D. The board of commissioners shall make rules and regulations for the conduct, management and control of the port and harbor police, and shall, from time to time, enlarge, modify or change such rules and regulations in its discretion."

AMENDMENT NO. 35

On page 9, at the beginning of line 16, change "Section 2." to "Section 3."

AMENDMENT NO. 36

On page 9, line 20, after "July 1, 2009," delete the remainder of the line and delete lines 21 to 26 in their entirety

AMENDMENT NO. 37

On page 9, at the beginning of line 27, change "Section 3. This Act" to "Section 4. Sections 1, 3, 4 and 5 of this Act"

AMENDMENT NO. 38

On page 10, after line 2, insert the following:

"Section 5. Section 2 of this Act shall become effective only if and when the electors of Plaquemines Parish by a majority of those voting at an election held pursuant to R.S. 34:1.1 of this Act approve the consolidation of the port authorities of the Plaquemines Port, Harbor and Terminal District and the Board of Commissioners of the Port of New Orleans. In such event, the provisions of Section 2 shall supercede the provisions of Section 1 of this Act and Section 2 shall become effective upon promulgation of the election results. Otherwise, the provisions of Section 2 shall be considered null and void and of no effect."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 785—

BY REPRESENTATIVE SAM JONES  
AN ACT

To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4550.1 through 4550.12, relative to St. Mary Parish; to create and provide for the St. Mary Hydroelectric Authority as a political subdivision within such parish; to provide for the boundaries, governance, and powers and duties of the district; to provide for district funding, including the issuance of bonds and the use of district funds; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 821 by Representative Carter

AMENDMENT NO. 1

On page 1, line 5, between "provide" and "reporting" insert "for uniform data collection and"

AMENDMENT NO. 2

On page 2, between lines 26 and 27 insert the following"  
"(iv) The State Board of Elementary and Secondary Education shall establish a system for the uniform collection and reporting of all data required by this Subparagraph."

AMENDMENT NO. 3

On page 2, at the beginning of line 27, change "(iv)" to "(v)"

On motion of Senator Nevers, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 829—

BY REPRESENTATIVE CORTEZ  
AN ACT

To amend and reenact R.S. 38:3092(6), 3093, 3094(A)(introductory paragraph) and (1) through (5), (B)(introductory paragraph) and (7), (C)(introductory paragraph) and (1), 3097.3(C)(4)(a) and (F)(1) and (2)(introductory paragraph), 3098(A)(introductory paragraph) and (B), 3098.1(4), 3098.2(A)(introductory paragraph), (2), and (5) and (B), 3098.4(7), 3098.5, 3098.6, and 3098.7(B), to enact R.S. 38:3092(7) and 3097.3(F)(2)(h) and (i) and to repeal R.S. 38:3096, 3097, 3098.3, and 3098.7(C), relative to ground water resources, water wells and drillers; to transfer duties and responsibilities relative to ground water resources, water wells and drillers from the Department of Transportation and Development, office of public works, to the office of conservation, Department of Natural Resources; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 829 by Representative Cortez

AMENDMENT NO. 1

On page 5, line 19, after "hundred" insert "one"

AMENDMENT NO. 2

On page 5, line 24, after "one thousand" insert "one"

AMENDMENT NO. 3

On page 5, line 26, after "hundred" insert "one"

AMENDMENT NO. 4

On page 10, after line 15, insert:  
"Section 4. This Act shall become effective on January 1, 2010."

On motion of Senator Dupre, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

Senate Concurrent Resolutions  
on Second Reading  
Reported by Committees

Mr. President in the Chair

SENATE CONCURRENT RESOLUTION NO. 17—

BY SENATOR NEVERS  
A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on March 12, 2009.

Reported favorably by the Committee on Education.

On motion of Senator Nevers, the Concurrent Resolution was read by title and ordered engrossed and passed to a third reading.

SENATE CONCURRENT RESOLUTION NO. 35—

BY SENATORS MCPHERSON AND B. GAUTREAUX  
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to conduct a pilot study on alternative truck-trailer configurations to support the bio-fuels industry.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Concurrent Resolution No. 35 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 1, line 16, delete "which" and delete line 17, and on line 18, delete "the trailers and test them" and insert "could test trailers"

AMENDMENT NO. 3

On page 2, line 15, change "direct" to "urge and request"

On motion of Senator McPherson, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Michot
Alario	Erdey	Morrish
Amedee	Gautreaux B	Mount
Appel	Guillory	Nevers
Broome	Hebert	Riser
Cheek	Heitmeier	Shaw
Claitor	Jackson	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Gautreaux N	LaFleur	Quinn
Gray Evans	Morrell	
Kostelka	Murray	
Total - 7		

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

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR DUPLESSIS  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy relative to appropriate and acceptable administrative overhead costs for which fees may be charged to a charter school by the chartering authority.

Reported favorably by the Committee on Education.

June 8, 2009

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	McPherson
Adley	Dupre	Michot
Alario	Erdey	Morrish
Amedee	Gautreaux B	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Gautreaux N	Kostelka	Morrell
Gray Evans	LaFleur	Quinn
Total - 6		

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

**SENATE BILL NO. 152—**  
BY SENATOR CROWE

**AN ACT**

To enact R.S. 51:1427, relative to unfair or deceptive trade practices; to prohibit certain goods, materials, and services from being sold or distributed to minors; to provide for definitions; and to provide for related matters.

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

**SENATE BILL NO. 157—**  
BY SENATOR APPEL AND REPRESENTATIVE ELLINGTON

**AN ACT**

To amend and reenact R.S. 18:192(A)(1)(a), relative to primary and general elections; to provide relative to the annual canvassing of registrants; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Martiny
Adley	Dupre	McPherson
Alario	Erdey	Michot
Amedee	Gautreaux B	Morrish
Appel	Gray Evans	Mount
Broome	Guillory	Murray
Cheek	Hebert	Riser
Claitor	Heitmeier	Shaw

Crowe	Jackson	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Gautreaux N	LaFleur	Nevers
Kostelka	Morrell	Quinn
Total - 6		

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

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

**HOUSE CONCURRENT RESOLUTION NO. 38—**  
BY REPRESENTATIVES HARRISON, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, HENDERSON, AND ST. GERMAIN  
**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to preserve and maintain the exemption from the Safe Drinking Water Act for hydraulic fracturing.

Reported favorably by the Committee on Natural Resources.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Riser
Crowe	Jackson	Shaw
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Claitor	LaFleur	Smith
Gautreaux N	Morrell	
Kostelka	Quinn	
Total - 7		

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

**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.

Reported favorably by the Committee on Natural Resources.



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

**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.

Reported favorably by the Committee on Natural Resources.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Martiny
Adley	Dupre	McPherson
Alario	Erdey	Michot
Amedee	Gautreaux B	Morrish
Appel	Gray Evans	Mount
Broome	Guillory	Murray
Cheek	Hebert	Nevers
Claitor	Heitmeier	Riser
Crowe	Jackson	Shaw
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Gautreaux N	LaFleur	Quinn
Kostelka	Morrell	Smith
Total - 6		

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

**HOUSE CONCURRENT RESOLUTION NO. 93—**

BY REPRESENTATIVES PETERSON AND LEGER

**A CONCURRENT RESOLUTION**

To create the Louisiana Climate Change Policy Commission; to provide for its membership; to provide for its powers, duties, functions, and responsibilities; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw

Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Crowe	Kostelka	Morrell
Gautreaux N	LaFleur	Quinn
Total - 6		

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

**HOUSE CONCURRENT RESOLUTION NO. 105—**

BY REPRESENTATIVE 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.

Reported favorably by the Committee on Natural Resources.

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	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Riser
Crowe	Jackson	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Claitor	Kostelka	Morrell
Gautreaux N	LaFleur	Quinn
Total - 6		

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

**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.

Reported favorably by the Committee on Natural Resources.

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

June 8, 2009

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gray Evans	Murray
Amedee	Guillory	Nevers
Appel	Hebert	Riser
Broome	Heitmeier	Shaw
Cheek	Jackson	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	Michot	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Claitor	Kostelka	Morrell
Dupre	LaFleur	Quinn
Gautreaux N	McPherson	
Total - 8		

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

**HOUSE CONCURRENT RESOLUTION NO. 133—**

BY REPRESENTATIVE MONTOU CET

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to provide members of the legislature the opportunity to have increased input in the implementation of the annual Highway Priority Program.

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

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	Morrish
Alario	Gautreaux B	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Hebert	Riser
Cheek	Heitmeier	Shaw
Claitor	Jackson	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Gautreaux N	LaFleur	Quinn
Kostelka	Morrell	
Total - 5		

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

**HOUSE CONCURRENT RESOLUTION NO. 136—**

BY REPRESENTATIVE MILLS

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to repair and make improvements to the drawbridge in the city of Breaux Bridge located on Louisiana Highway 336-1 in the parish of St. Martin.

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

The resolution was read by title. Senator Hebert 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	Morrish
Alario	Gautreaux B	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Hebert	Riser
Cheek	Heitmeier	Shaw
Claitor	Jackson	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Gautreaux N	LaFleur	Quinn
Kostelka	Morrell	
Total - 5		

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

**HOUSE CONCURRENT RESOLUTION NO. 149—**

BY REPRESENTATIVE BALD ONE

**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.

Reported favorably by the Committee on Education.

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	Morrish
Alario	Gautreaux B	Mount
Amedee	Gray Evans	Murray

Appel	Guillory	Nevers
Broome	Hebert	Riser
Cheek	Heitmeier	Shaw
Claitor	Jackson	Smith
Crowe	Long	Thompson
Donahue	Marionneau	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Gautreaux N	LaFleur	Quinn
Kostelka	Morrell	
Total - 5		

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

**Bagneris Rule**

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

Without objection, so ordered.

**House Bills and Joint Resolutions on Third Reading and Final Passage**

**HOUSE BILL NO. 231—**  
BY REPRESENTATIVES LITTLE AND DOVE AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 56:116.1(A)(6) and 116.4(A)(1), relative to hunting with a crossbow; to authorize the use of crossbows to take turkey; to authorize the use of crossbows to take wild birds and wild quadrupeds; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Kostelka	Morrell
Gautreaux N	LaFleur	Quinn
Total - 6		

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

**HOUSE BILL NO. 136—**  
BY REPRESENTATIVE GUINN  
AN ACT

To enact R.S. 13:1000.7, relative to court costs in the Thirty-First Judicial District Court; to provide for additional court costs in criminal matters; to provide for use of the fund; to provide for a contingent effective date; 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	Dorsey	Morrish
Adley	Duplessis	Mount
Alario	Dupre	Murray
Amedee	Gautreaux B	Nevers
Appel	Gray Evans	Quinn
Broome	Heitmeier	Shaw
Cheek	Jackson	Smith
Claitor	Long	Thompson
Crowe	Martiny	
Donahue	Michot	
Total - 28		

NAYS

Hebert	Marionneau
Total - 2	

ABSENT

Erdey	Kostelka	Morrell
Gautreaux N	LaFleur	Riser
Guillory	McPherson	Walsworth
Total - 9		

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

**HOUSE BILL NO. 539—**  
BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To repeal R.S. 30:2014(A)(3), relative to permits, licenses, registrations, variances, or compliance schedules granted by the Department of Environmental Quality; to repeal the prohibition on granting a permit, license, registration, variance, or compliance schedule to construct or modify certain facilities handling sulphur in a solid state.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Gray Evans	LaFleur
Kostelka	Morrell
Total - 4	

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

**HOUSE BILL NO. 115—**

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 40:1498(G), relative to Jefferson Davis Parish Fire District #2; to provide relative to the per diem for members of the governing board; 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	Duplessis	McPherson
Adley	Dupre	Michot
Alario	Erdey	Morrish
Amedee	Gautreaux N	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Shaw
Claitor	Jackson	Smith
Crowe	Long	Thompson
Donahue	Marionneau	
Dorsey	Martiny	
Total - 31		

NAYS

Total - 0

ABSENT

Gautreaux B	LaFleur	Riser
Gray Evans	Morrell	Walsworth
Kostelka	Quinn	
Total - 8		

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

**HOUSE BILL NO. 116—**

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 33:3819(G), relative to certain waterworks districts in Jefferson Davis Parish; to provide relative to the per diem paid to the commissioners of the districts; 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	Duplessis	Martiny
Adley	Dupre	McPherson
Alario	Erdey	Michot
Amedee	Gautreaux B	Morrish
Appel	Gautreaux N	Mount
Broome	Guillory	Murray
Cheek	Hebert	Nevers
Claitor	Heitmeier	Quinn
Crowe	Jackson	Smith
Donahue	Long	Thompson
Dorsey	Marionneau	
Total - 32		

NAYS

Total - 0

ABSENT

Gray Evans	Morrell	Walsworth
Kostelka	Riser	
LaFleur	Shaw	
Total - 7		

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

**HOUSE BILL NO. 121—**

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 33:3819(G), relative to Waterworks District #8 of Calcasieu Parish; to provide relative to the per diem paid to the commissioners of the district; 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	Duplessis	McPherson
Adley	Dupre	Michot
Alario	Erdey	Morrish
Amedee	Gautreaux B	Mount
Appel	Gautreaux N	Murray
Broome	Guillory	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Shaw
Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Gray Evans	LaFleur	Walsworth
Hebert	Morrell	
Kostelka	Riser	
Total - 7		

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

HOUSE BILL NO. 185—
BY REPRESENTATIVE CORTEZ
AN ACT

To enact R.S. 22:1289.1, relative to automobile insurance policies; to prohibit insurers from refusing to issue automobile insurance policies to certain purchasers based solely upon an impending named tropical storm or hurricane; and to provide for related matters.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 185 by Representative Cortez

AMENDMENT NO. 1
On page 1, line 11, after "motor vehicle" insert the following: ". at the time of purchase of the automobile from a duly licensed motor vehicle dealer."

AMENDMENT NO. 2
On page 1, line 12, change "policyholder" to "policyholders"

AMENDMENT NO. 3
On page 1, line 13, after "purchaser" insert a comma ", "

On motion of Senator Hebert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Duplessis, Kostelka, Morrell, Gray Evans, LaFleur.

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

HOUSE BILL NO. 347—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and to enact R.S. 22:42.1, relative to the Department of Insurance; to provide with respect to the confidentiality of certain health information; to provide for the definition of protected health information; to provide for

limited disclosures by the department; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 347 by Representative Downs

AMENDMENT NO. 1
On page 2, line 21, after "fraud investigation" insert ", office of the state inspector general"

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator Long sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Reengrossed House Bill No. 347 by Representative Downs

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 2, 2009, on page 1, line 4 after "line" and before ", " change "24" to "22"

On motion of Senator Mount, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns of names: LaFleur, McPherson, Morrell.

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

June 8, 2009

HOUSE BILL NO. 353—

BY REPRESENTATIVE MONICA AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(introductory paragraph), relative to public contracts; to increase the contract limit for public works projects undertaken by the public entity's own employees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Mount
Adley Gautreaux B Murray
Alario Guillory Nevers
Amedee Hebert Quinn
Appel Heitmeier Riser
Broome Jackson Shaw
Cheek Long Smith
Crowe Marionneaux Thompson
Donahue Martiny Walsworth
Dorsey Michot
Dupre Morrish
Total - 31

NAYS

Claitor
Total - 1

ABSENT

Duplessis Kostelka Morrell
Gautreaux N LaFleur
Gray Evans McPherson
Total - 7

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

HOUSE BILL NO. 465—

BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 33:9097.2(B), relative to the South Burbank Crime Prevention and Development District; to change the boundaries of the district; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gray Evans LaFleur
Kostelka Morrell
Total - 4

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

HOUSE BILL NO. 499—

BY REPRESENTATIVE MONICA AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to require that all motor vehicle occupants wear a seat belt; and to provide for related matters.

Floor Amendments Sent Up

Senator Claitor sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed House Bill No. 499 by Representative Monica

AMENDMENT NO. 1

On page 1, line 8, after "Except" insert "as provided by R.S. 32:295 for children under the age of thirteen or"

On motion of Senator Claitor, the amendments were adopted.

On motion of Senator Claitor the amended bill was read by title and returned to its regular order in Third Reading and Final Passage.

HOUSE BILL NO. 598—

BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 22:366 and 386, relative to annual reports to the commissioner of insurance; to delete reports on premiums received; to delete reports on loss reserves; to provide for annual filing of an audited financial statement; 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 Dupre McPherson
Adley Erdey Michot
Alario Gautreaux B Mount
Amedee Gautreaux N Murray
Appel Guillory Nevers
Broome Hebert Quinn
Cheek Heitmeier Riser
Claitor Jackson Shaw
Crowe Long Smith
Donahue Marionneaux Thompson
Duplessis Martiny Walsworth
Total - 32

NAYS

Total - 0

ABSENT

Dorsey	LaFleur	Smith
Gray Evans	Morrell	
Kostelka	Morrish	
Total - 7		

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

**HOUSE BILL NO. 648—**

BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 33:9097.5, relative East Baton Rouge Parish; to create a crime prevention and development district for Hermitage and Cross Creek Subdivisions; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to provide for the levy of a parcel fee within the district; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gray Evans	Morrell
LaFleur	Riser
Total - 4	

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

**HOUSE BILL NO. 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.

**Floor Amendments Sent Up**

Senator Hebert sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 50 by Representative Champagne

AMENDMENT NO. 1

On page 2, line 6, and on page 4, line 19, change "and" to "which"

On motion of Senator Hebert, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gray Evans	LaFleur	Morrish
Kostelka	Morrell	
Total - 5		

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

**HOUSE BILL NO. 64—**

BY REPRESENTATIVE NORTON

AN ACT

To amend and reenact R.S. 15:873(A) and (C), relative to the rate of inmate compensation; to provide for increased wages for inmates who are assigned to Prison Enterprises or who are certified as academic tutors; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Appel	Erdey	Morrish
Broome	Gautreaux B	Murray
Cheek	Guillory	Quinn
Crowe	Heitmeier	Shaw
Dorsey	Jackson	Thompson
Duplessis	Martiny	Walsworth
Total - 21		

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NAYS

Adley	Gautreaux N	Marionneaux
Alario	Hebert	Riser
Amedee	Kostelka	Smith
Claitor	Long	
Total - 11		

ABSENT

Donahue	McPherson	Nevers
Gray Evans	Morrell	
LaFleur	Mount	
Total - 7		

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

HOUSE BILL NO. 76—

BY REPRESENTATIVE WILLMOTT  
AN ACT

To amend and reenact R.S. 14:202.1(D) and (E) and to enact R.S. 14:202.1(F) and (G), relative to the crime of home improvement fraud; to provide for increased penalties for the crime of home improvement fraud under certain circumstances; and to provide for related matters.

Floor Amendments Sent Up

Senator Claitor sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 76 by Representative Willmott

AMENDMENT NO. 1

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

On motion of Senator Claitor, the amendments were adopted.

The bill was read by title. Senator Guillory 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 B	Mount
Amedee	Gautreaux N	Murray
Appel	Guillory	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Kostelka	Morrell
Gray Evans	LaFleur	
Total - 5		

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

Senator N. Gautreaux in the Chair

HOUSE BILL NO. 197—

BY REPRESENTATIVE DOERGE  
AN ACT

To enact R.S. 13:1899(L), relative to fees charged in specified city courts; to provide for an additional fee in juvenile delinquency matters in the City Court of Minden and in the City Court of Springhill which funds shall be used to fund the office of the marshal; to provide for a contingency effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Martiny
Adley	Duplessis	McPherson
Alario	Dupre	Michot
Appel	Gray Evans	Morrish
Broome	Guillory	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Shaw
Donahue	Long	Smith
Total - 27		

NAYS

Amedee	Marionneaux	Thompson
Gautreaux N	Mount	
Hebert	Riser	
Total - 7		

ABSENT

Erdey	LaFleur	Walsworth
Gautreaux B	Morrell	
Total - 5		

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

HOUSE BILL NO. 219—

BY REPRESENTATIVE CARMODY  
AN ACT

To amend and reenact R.S. 33:1423.1(A), relative to collection and disposition of bonds, fines, fees, licenses, and taxes; to provide for payment by electronic check; to authorize the collection of a fee for electronic check processing; and to provide for related matters.

Floor Amendments Sent Up

Senator Shaw sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shaw to Engrossed House Bill No. 219 by Representative Carmody

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact " insert "R.S.13:1898(C) and"





June 8, 2009

Mr. President in the Chair

HOUSE BILL NO. 297—

BY REPRESENTATIVE WHITE AN ACT

To amend and reenact R.S. 15:1354(A), relative to racketeering; to provide for a minimum mandatory sentence for the crime of racketeering in certain cases involving securities violations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

LaFleur Morrell
Total - 2

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

HOUSE BILL NO. 310—

BY REPRESENTATIVE HAZEL AN ACT

To amend and reenact R.S. 14:81.3(A), relative to computer-aided solicitation of a minor; to amend the elements of the crime of computer-aided solicitation of a minor; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Duplessis
Dupre
Total - 37

Martiny
McPherson

NAYS

Total - 0

ABSENT

LaFleur Morrell
Total - 2

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

HOUSE BILL NO. 361—

BY REPRESENTATIVES TEMPLET AND WOOTON AN ACT

To enact R.S. 27:310(H) and to repeal R.S. 27:311.1(B)(3), relative to suitability for designated representatives; to repeal provision of law requiring designated representatives to obtain a video draw poker employee permit; to require licensees employing designated representatives to request a record of convictions; to require licensees to maintain the criminal conviction information of designated representatives; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Michot
Adley Gautreaux N Morrish
Alario Gray Evans Mount
Amedee Guillory Murray
Appel Hebert Quinn
Donahue Heitmeier Riser
Dorsey Jackson Shaw
Duplessis Kostelka Smith
Dupre Long Thompson
Erdey Martiny Walsworth
Total - 30

NAYS

Broome Crowe
Claitor Nevers
Total - 4

ABSENT

Cheek Marionneaux Morrell
LaFleur McPherson
Total - 5

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

HOUSE BILL NO. 391—

BY REPRESENTATIVE GALLOT AN ACT

To enact Code of Criminal Procedure Article 895.5, relative to court-ordered payment of restitution; to authorize district attorneys to create a restitution recovery division for the enforcement and recovery of certain sums ordered by the court; to provide for the recovery of victim compensation; to provide for enforcement; to provide for collection fees; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Martiny
Adley	Gautreaux B	Michot
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Nevers
Cheek	Heitmeier	Quinn
Crowe	Jackson	Smith
Dorsey	Kostelka	
Duplessis	Marionneau	
Total - 25		

**NAYS**

Claitor	Murray	Thompson
Donahue	Riser	
Long	Shaw	
Total - 7		

**ABSENT**

Broome	LaFleur	Walsworth
Erdey	McPherson	
Gautreaux N	Morrell	
Total - 7		

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

**HOUSE BILL NO. 403—**  
BY REPRESENTATIVE FOIL

**AN ACT**

To amend and reenact R.S. 10:1-201(b)(5), (6), (15), (16), (21), and (42), R.S. 10:4-104(c)(introductory paragraph), 4-210(c)(introductory paragraph), Chapter 7 of Title 10 of the Louisiana Revised Statutes of 1950, formerly comprised of R.S. 10:7-101 through 7-105, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, 7-601 through 7-603, and 7-701, to be comprised of R.S. 10:7-101 through 7-106, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, and 7-601 through 7-604, 9-102(a)(30), (b), and (d)(7), 9-203(b)(introductory paragraph) and (3)(D), 9-207(c), 9-208(b)(5) and (6), 9-301(3), 9-310(b)(5) and (8), 9-312(e), 9-313(a), 9-314(a) and (b), 9-317(b) and (d), 9-338, and 9-601(b) and to enact R.S. 10:8-103(g) and 9-208(b)(7), relative to warehouses and documents of title; to provide for definitions; to provide for documents of title, warehouse receipts, destination bills, and bills of lading; to provide for rules of negotiability of documents of title; to provide for liens of carriers; to provide for a carrier's duty of care; to provide for negotiation of documents of title; to provide for lost or missing documents of title; to provide for conforming amendments to other sections of the Uniform Commercial Code; to provide for applicability and 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 Reengrossed House Bill No. 403 by Representative Foil

**AMENDMENT NO. 1**

On page 22, line 22, between "4" and "against" insert "of this Chapter"

On motion of Senator Quinn, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Amedee	Jackson	Morrell
Donahue	LaFleur	
Total - 5		

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

**HOUSE BILL NO. 502—**  
BY REPRESENTATIVE CORTEZ

**AN ACT**

To enact Part III-I of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:139 through 139.7, relative to expropriation by a declaration of taking; to authorize the city of Youngsville to expropriate property for the Chemin Metairie Phase II Project; to provide procedures for the expropriation by a declaration of taking; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

June 8, 2009

ABSENT

Amedee	Kostelka	Morrell
Hebert	LaFleur	
Total - 5		

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

HOUSE BILL NO. 532—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 40:2405(B) and to enact R.S. 40:2402(1)(d), relative to Peace Officer Standards and Training Law; to include the Supreme Court of Louisiana security personnel within the definition of "peace officer"; to prohibit the security personnel from receiving supplemental pay even though they have successfully completed the certified training program; 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	Michot
Adley	Gautreaux B	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	Marionneau	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur	Morrell
Total - 2	

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

HOUSE BILL NO. 600—

BY REPRESENTATIVE JOHNSON

AN ACT

To amend and reenact R.S. 9:315.2(A) and to enact R.S. 9:315.1.1 and 326, relative to support; to provide for the determination of income for the payment of child and spousal support obligations; to provide for redirected income; to provide for deferred income; to provide for the admissibility of evidence of income; to provide for required documentation; and to provide for related matters.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 600 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 12, delete "may" and insert "shall"

AMENDMENT NO. 2

On page 1, delete lines 15 and 16 and insert "obligor has an ownership interest and whether the loans will be repaid. There shall be a presumption that such loans are income of the obligor which may be rebutted if the obligor demonstrates"

AMENDMENT NO. 3

On page 2, delete lines 5 through 7 and insert "or salary. There shall be a presumption that such payments are income of the obligor, which may be rebutted if the obligor demonstrates there is a history of payments preceding the separation of the parties or the filing of an action to establish or modify child support, or that the payments are fair"

AMENDMENT NO. 4

On page 2, delete lines 11 and 12 and insert "the business of the obligor. There shall be a presumption that past distributions of income will continue, which may be rebutted if the obligor demonstrates business conditions justify a reduction in"

AMENDMENT NO. 5

On page 3, line 25, delete "may" and insert "shall"

AMENDMENT NO. 6

On page 3, delete lines 28 and 29 and insert "obligor has an ownership interest and whether the loans will be repaid. There shall be a presumption that the loans are income of the obligor which may be rebutted if the obligor"

AMENDMENT NO. 7

On page 4, delete lines 8 through 10 and insert "or salary. There shall be a presumption that the payments are income of the obligor, which may be rebutted if the obligor demonstrates there is a history of payments preceding the separation of the parties or the filing of an action to establish or modify spousal support, or that the payments are fair"

AMENDMENT NO. 8

On page 4, delete lines 14 and 15 and insert "the business of the obligor. There shall be a presumption that past distributions of income will continue, which may be rebutted if the obligor demonstrates business conditions justify a reduction in"

On motion of Senator N. Gautreaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Donahue	Kostelka	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Total - 36		

NAYS

Murray  
Total - 1

ABSENT

LaFleur	Morrell
Total - 2	

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

**HOUSE BILL NO. 701—**  
BY REPRESENTATIVES THIBAUT, FOIL, AND LEGER  
AN ACT

To enact R.S. 15:1093.2, relative to juvenile justice districts; to provide for additional power and authority; and to provide for the establishment and maintenance of certain evidence-based juvenile services and programs; to authorize the boards of commissioners of any juvenile justice district to enter into certain cooperative endeavor agreements; to provide for the expenditure of funds and payment of costs and expenses; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

LaFleur	Morrell
Total - 2	

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

**HOUSE BILL NO. 716—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 26:805(F)(introductory paragraph) and (1), relative to exceptions for a supplier to terminate, cancel, not renew, or discontinue an agreement to supply specified brands of alcohol or beer to a distributor; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Crowe	Kostelka	Morrell
Duplessis	LaFleur	
Total - 5		

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

**HOUSE BILL NO. 822—**  
BY REPRESENTATIVE PATRICIA SMITH  
AN ACT

To amend and reenact R.S. 15:574.22(G), relative to the Louisiana Risk Review Panel; to provide with respect to those persons who are eligible for a review by the Louisiana Risk Review Panel; to provide with respect to eligibility of persons sentenced for certain violations of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gray Evans	Michot
Appel	Guillory	Morrish
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Crowe	Jackson	Quinn
Dorsey	Long	Shaw
Duplessis	Marionneaux	
Gautreaux B	Martiny	
Total - 22		

NAYS

Adley	Donahue	Smith
Alario	Erdey	Thompson
Claitor	Riser	Walsworth
Total - 9		

ABSENT

Amedee	Kostelka	Morrell
Dupre	LaFleur	Mount
Gautreaux N	McPherson	
Total - 8		

June 8, 2009

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

Notice Regarding Vote

Senator Shaw stated he had voted in error on House Bill No. 822. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 65— BY REPRESENTATIVE GIROD JACKSON AN ACT

To amend and reenact R.S. 9:156(7), relative to the Uniform Unclaimed Property Act; to provide relative to the custody of certain unclaimed bank issued checks; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators voting 'YEAS' for House Bill No. 65, including Mr. President, Erdey, Michot, Adley, Gautreaux B, 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, Marionneaux, Walsworth, Duplessis, Martiny, Dupre, McPherson, and Total - 37.

NAYS

Total - 0

ABSENT

Table listing names of senators who were absent for House Bill No. 65: LaFleur, Morrell, Total - 2.

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

HOUSE BILL NO. 97— BY REPRESENTATIVES GISCLAIR AND BALDONE AN ACT

To amend and reenact R.S. 34:851.2(3) and 851.19, relative to vessels; to provide for definitions; to provide for operation of certain vessels; 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

Table listing names of senators voting 'YEAS' for House Bill No. 97, including Mr. President, Dupre, Martiny, Adley, Erdey, Michot, Alario, Gautreaux B, Morrish, Amedee, Gautreaux N, Mount, Appel, Gray Evans, Murray.

Table listing names of senators voting 'NAYS' for House Bill No. 65: Broome, Guillory, Nevers, Cheek, Hebert, Quinn, Claitor, Heitmeier, Riser, Crowe, Jackson, Shaw, Donahue, Kostelka, Smith, Dorsey, Long, Thompson, Duplessis, Marionneaux, Walsworth, Total - 36.

NAYS

Total - 0

ABSENT

Table listing names of senators who were absent for House Bill No. 65: LaFleur, McPherson, Morrell, Total - 3.

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

HOUSE BILL NO. 120— BY REPRESENTATIVE THIBAUT AN ACT

To amend and reenact R.S. 9:1131.4(A)(2)(introductory paragraph), (a)(introductory paragraph), and (b)(introductory paragraph), relative to timeshare projects; to reduce the number of required completed or proposed units located within a timeshare plan for a timeshare project; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators voting 'YEAS' for House Bill No. 120, including Mr. President, Dupre, Martiny, Adley, Erdey, McPherson, Alario, Gautreaux B, Michot, Amedee, Gautreaux N, Morrish, Appel, Gray Evans, Mount, Broome, Guillory, Murray, Cheek, Hebert, Nevers, Claitor, Heitmeier, Riser, Crowe, Jackson, Shaw, Donahue, Kostelka, Smith, Dorsey, Long, Thompson, Duplessis, Marionneaux, Walsworth, Total - 36.

NAYS

Total - 0

ABSENT

Table listing names of senators who were absent for House Bill No. 120: LaFleur, Morrell, Quinn, Total - 3.

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

HOUSE BILL NO. 175— BY REPRESENTATIVE HUTTER AN ACT

To amend and reenact R.S. 22:999(A)(2), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; 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	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Morrell
LaFleur	Nevers
Total - 4	

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

**HOUSE BILL NO. 199—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 40:1601, relative to novelty lighters; to prohibit the sale and distribution of certain novelty lighters; to provide for definitions; to provide for exemptions; to provide authority for the seizure, forfeiture, and destruction of certain novelty lighters; to provide for penalties; to provide for the deposit of proceeds from penalties collected into a certain state trust fund; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	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	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Kostelka	LaFleur	Morrell
Total - 3		

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

**HOUSE BILL NO. 201—**  
BY REPRESENTATIVE THIBAUT  
AN ACT

To amend and reenact R.S. 22:1266(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide for the nonrenewal of any policy in effect for less than sixty days at time of notice of cancellation; 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	Dupre	Martiny
Adley	Erdey	McPherson
Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Morrish
Appel	Gray Evans	Mount
Broome	Guillory	Murray
Cheek	Hebert	Quinn
Claitor	Heitmeier	Riser
Crowe	Jackson	Shaw
Donahue	Kostelka	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

LaFleur	Morrell	Nevers
Total - 3		

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

**HOUSE BILL NO. 257—**  
BY REPRESENTATIVE SAM JONES  
AN ACT

To amend and reenact R.S. 37:2465, relative to the sale of hearing aids; to provide that any person who owns, maintains, or operates a business which employs or contracts with a person who practices the selling and fitting of hearing aids is considered to be practicing the selling and fitting of hearing aids and is required to be licensed; to specify which persons shall be licensed; to provide the procedure for submitting to the board a list of those licensed under an organization to practice the selling and fitting of hearing aids; to provide for exemptions for physicians and audiologists; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Cheek	Guillory	Murray

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Claitor	Hebert	Nevers
Crowe	Heitmeier	Riser
Donahue	Jackson	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	
Total - 32		

NAYS

Appel	Kostelka
Total - 2	

ABSENT

Broome	Morrell	Walsworth
LaFleur	Quinn	
Total - 5		

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

Senator Broome in the Chair

HOUSE BILL NO. 369— BY REPRESENTATIVE LIGI AN ACT

To amend and reenact R.S. 22:47(2) through (6), (8), (10), (12), (13), (16)(a), 81, 82, 111, 112, 165, 851(A), 861(A)(1), 864(D), 1460(D)(2), 1594(1), 2053(A), 2322(5), and 2336(5), to enact R.S. 22:47(18) and (19), and to repeal R.S. 22:47(7), relative to kinds of insurance; to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements; to change references to kinds of insurance; 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	Dupre	Martiny
Adley	Erdey	McPherson
Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Morrish
Appel	Gray Evans	Mount
Broome	Guillory	Murray
Cheek	Hebert	Nevers
Claitor	Heitmeier	Quinn
Crowe	Jackson	Riser
Donahue	Kostelka	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Morrell	Shaw
Total - 3		

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

HOUSE BILL NO. 384— BY REPRESENTATIVE LIGI AN ACT

To amend and reenact R.S. 37:1474(B) and R.S. 40:600.4(A)(3)(b), relative to boards and commissions; to provide for the membership of the Louisiana Mortgage Lenders Association on the Louisiana State Board of Home Inspectors; to provide for the membership of the Louisiana Mortgage Lenders Association on the board of commissioners of the Louisiana Housing Finance Agency; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	LaFleur	Morrell
Total - 3		

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

HOUSE BILL NO. 385— BY REPRESENTATIVE CORTEZ AN ACT

To amend and reenact R.S. 22:1091(B)(13), relative to health insurance; to define a small employer for the purposes of the rate limitation provisions for health benefit plans providing coverage for small employers; 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	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	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	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Kostelka	LaFleur	Morrell
Total - 3		

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

**HOUSE BILL NO. 386—**  
BY REPRESENTATIVE MONICA  
AN ACT

To amend and reenact R.S. 22:821(B)(3)(e), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for renewal of surplus lines broker licenses; 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	Erdey	Michot
Adley	Gautreaux B	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	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur	Morrell
Total - 2	

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

**HOUSE BILL NO. 394—**  
BY REPRESENTATIVE MONICA  
AN ACT

To amend and reenact R.S. 22:821(B)(6), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for registration of securities; to provide relative to fees collected for registration of securities dealers and salesmen; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Donahue	Jackson	Riser
Dorsey	Kostelka	Shaw
Duplessis	Long	Smith
Dupre	Marionneaux	Walsworth
Erdey	Martiny	
Total - 29		

NAYS

Adley	Claitor	McPherson
Alario	Crowe	Thompson
Total - 6		

ABSENT

Gautreaux N	Morrell
LaFleur	Nevers
Total - 4	

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

**Notice Regarding Vote**

Senator Long stated he had voted in error on House Bill No. 394. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

**Notice Regarding Vote**

Senator Riser stated he had voted in error on House Bill No. 394. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

**HOUSE BILL NO. 405—**  
BY REPRESENTATIVE KATZ  
AN ACT

To amend and reenact R.S. 40:2120.2(5) and 2120.3(A), relative to home- and community-based service providers; to provide for clarification of the definition of home- and community-based service provider; to provide for exclusions from the definition; to provide for reimbursement from Medicaid; 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	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw

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Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur	Morrell
Total - 2	

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

**HOUSE BILL NO. 441—**

BY REPRESENTATIVE PONTI

AN ACT

To enact Part IV-E of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.71, relative to modular housing; to provide for definitions; to provide for installation standards; to provide for licensing requirements; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Adley
Total - 1

ABSENT

LaFleur	McPherson	Morrell
Total - 3		

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

**HOUSE BILL NO. 572—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 22:1624(C), relative to insurance-related activities of financial institutions; to require that funds be held by certain banks; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	LaFleur	Morrell
Gautreaux B	McPherson	
Total - 5		

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

**HOUSE BILL NO. 580—**

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 22:887(A)(introductory paragraph) and (4) and to enact R.S. 22:887(A)(5), relative to homeowner's insurance policies; to require all homeowner's insurance companies to notify certain individuals of a cancellation or substitution on a policy; 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	Erdey	Michot
Adley	Gautreaux B	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	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur	Morrell
Total - 2	

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

**HOUSE BILL NO. 623—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 22:881.1, relative to insurance policies; to define certificates of insurance and otherwise provide with respect to their issuance; 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	Michot
Adley	Gautreaux B	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	Marionneau	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

LaFleur  
Total - 2

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

**HOUSE BILL NO. 669—**  
BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact R.S. 22:1641(1), 1651(F), (H), and (I), and 1656 and to repeal R.S. 22:1651(G), relative to third-party administrators; to provide for the definition of third-party administrator; to delete certain insurers and adjusters from the list of exclusions from the definition of third-party administrator; to provide for the requirements for licensure and exceptions to licensure of third-party administrators; to provide for the confidentiality of contracts between a third-party administrator and an insurer; 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	Erdey	Michot
Adley	Gautreaux B	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	Marionneau	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

LaFleur  
Total - 2

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

**HOUSE BILL NO. 704—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 22:821(B)(28) and Part X of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1806.1 through 1806.9, relative to home service contracts; to provide for scope and purpose; to provide for definitions; to provide for regulation by the commissioner of insurance, including the requirement for registration by home service contract providers; to provide for the application for registration; to provide for expiration and renewal of registration; to provide for required disclosures in contracts; to provide relative to cancellation by the consumer; to provide for required recordkeeping; to provide for fees; to provide for enforcement, including authorizing examination of providers by the commissioner; to provide relative to prohibited acts; to provide for suspension or revocation of registration; to provide for penalties; 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	Michot
Adley	Gautreaux B	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	Marionneau	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

LaFleur  
Total - 2

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

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**HOUSE BILL NO. 834—**  
BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 37:1103(12) and 1116(C)(1), relative to licensed marriage and family therapists; to provide for a change in definitions; to provide for graduate level coursework that is equivalent to a master's degree in marriage and family therapy; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Adley	LaFleur	Morrell
Broome	McPherson	
Total - 5		

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

**Rules Suspended**

Senator Broome asked for and obtained a suspension of the rules to revert to the order of:

**Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call**

**Called from the Calendar**

Senator Broome asked that Senate Bill No. 170 be called from the Calendar.

**SENATE BILL NO. 170—**  
BY SENATOR BROOME

AN ACT

To enact Subpart N of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1255.1, relative to health insurance; to provide for coverage involving a health network under certain conditions; and to provide for related matters.

On motion of Senator Broome, the bill was read by title and withdrawn from the files of the Senate.

**Rules Suspended**

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

**Introduction of Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 110—**  
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request formation of a Complete Streets Work Group in the Department of Transportation and Development.

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

**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
Crowe	Kostelka	Shaw
Donahue	Long	Smith
Duplessis	Marionneau	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Gautreaux B	Michot	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Adley	Dorsey	Morrell
Claitor	LaFleur	
Total - 5		

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

**Message from the House**

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

June 8, 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. 696—**  
BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 33:2740.67(B), relative to the Greenwell Springs-Airline Economic Development District in East Baton Rouge Parish; to change the boundaries of the district; and to provide for related matters.

**HOUSE BILL NO. 883—**

BY REPRESENTATIVE PERRY  
AN ACT

To repeal Part VI of Chapter 3 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:295 through 295.3, relative to the Vermilion Parish Law Library Commission; to repeal such commission and the powers, rights, and duties of such commission; to provide for the transfer of any assets or liabilities of the commission; and to provide for related matters.

**HOUSE BILL NO. 202—**

BY REPRESENTATIVES RICHARDSON, HENRY BURNS, LEGER, AND WHITE AND SENATOR ADLEY  
AN ACT

To amend and reenact R.S. 46:1844(W)(1)(a) and (3), relative to the basic rights of crime victims; to provide for the confidentiality of crime victims who are minors and victims of sex offenses regardless of the date of the offense; and to provide for related matters.

**HOUSE BILL NO. 899— (Substitute for House Bill No. 656 by Representative Chaney)**

BY REPRESENTATIVE CHANEY  
AN ACT

To amend and reenact R.S. 40:1851(E), relative to the Liquefied Petroleum Gas Commission; to provide for collection, receipt, and use of funds by the Liquefied Petroleum Gas Commission; and to provide for related matters.

**HOUSE BILL NO. 307—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 47:305(D)(1)(n), relative to the sales and use tax; to provide relative to the state sales and use tax exemption on food sold for preparation and consumption in the home; to provide relative to certain limitations; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 308—**

BY REPRESENTATIVE LEBAS  
AN ACT

To amend and reenact R.S. 17:3137(B) and to repeal R.S. 17:3137(C) and (D), relative to eligibility of high school students to participate in a dual enrollment program at participating postsecondary education institutions; to provide relative to participation in such program by a student who is a Louisiana resident and is enrolled in any Louisiana nonpublic high school or participates in a home study program of education, including provisions relative to conditions, limitations, tuition amounts, and prohibitions on the use of state funds to pay such tuition; to provide relative to implementation; to remove provisions relative to a study and report by the Board of Regents concerning certain program cost estimates; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 529—**

BY REPRESENTATIVES CHANDLER, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, SAM JONES, LAMBERT, LITTLE, AND MORRIS

A JOINT RESOLUTION

Proposing to amend and reenact Article IX, Section 7(A) of the Constitution of Louisiana, to provide relative to the membership of the Louisiana Wildlife and Fisheries Commission; to provide for submission of the proposed amendment to the electors; 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 Mount 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. 202—**

BY REPRESENTATIVES RICHARDSON, HENRY BURNS, LEGER, AND WHITE AND SENATOR ADLEY  
AN ACT

To amend and reenact R.S. 46:1844(W)(1)(a) and (3), relative to the basic rights of crime victims; to provide for the confidentiality of crime victims who are minors and victims of sex offenses regardless of the date of the offense; and to provide for related matters.

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

**HOUSE BILL NO. 307—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 47:305(D)(1)(n), relative to the sales and use tax; to provide relative to the state sales and use tax exemption on food sold for preparation and consumption in the home; to provide relative to certain limitations; 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. 308—**

BY REPRESENTATIVE LEBAS  
AN ACT

To amend and reenact R.S. 17:3137(B) and to repeal R.S. 17:3137(C) and (D), relative to eligibility of high school students to participate in a dual enrollment program at participating postsecondary education institutions; to provide relative to participation in such program by a student who is a Louisiana resident and is enrolled in any Louisiana nonpublic high school or participates in a home study program of education, including provisions relative to conditions, limitations, tuition amounts, and prohibitions on the use of state funds to pay such tuition; to provide relative to implementation; to remove provisions relative to a study and report by the Board of Regents concerning certain program cost estimates; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 529—**

BY REPRESENTATIVES CHANDLER, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, SAM JONES, LAMBERT, LITTLE, AND MORRIS

A JOINT RESOLUTION

Proposing to amend and reenact Article IX, Section 7(A) of the Constitution of Louisiana, to provide relative to the membership of the Louisiana Wildlife and Fisheries Commission; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 696—**

BY REPRESENTATIVE BARROW  
AN ACT

To amend and reenact R.S. 33:2740.67(B), relative to the Greenwell Springs-Airline Economic Development District in East Baton Rouge Parish; to change the boundaries of the district; 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. 883—**

BY REPRESENTATIVE PERRY  
AN ACT

To repeal Part VI of Chapter 3 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:295 through 295.3, relative to the Vermilion Parish Law Library Commission; to repeal such commission and the powers, rights, and duties of

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such commission; to provide for the transfer of any assets or liabilities of the commission; 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. 899— (Substitute for House Bill No. 656 by Representative Chaney)**

BY REPRESENTATIVE CHANEY  
AN ACT

To amend and reenact R.S. 40:1851(E), relative to the Liquefied Petroleum Gas Commission; to provide for collection, receipt, and use of funds by the Liquefied Petroleum Gas Commission; 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.

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

June 8, 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. 193—**

BY REPRESENTATIVE AUSTIN BADON  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana School Boards Association and the Louisiana Association of Public Charter Schools, to conduct a comprehensive study and review of the Charter School Demonstration Programs Law and to submit a written report of its findings, conclusions, and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.

**HOUSE CONCURRENT RESOLUTION NO. 194—**

BY REPRESENTATIVE HOFFMANN  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues related to the Louisiana Educational Assessment Program with respect to special education students, students with disabilities, and Limited English Proficient students and to submit a written report of study findings, including any recommendations for legislation, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

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

**House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 193—**

BY REPRESENTATIVE AUSTIN BADON  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana School Boards Association and the Louisiana Association of Public Charter Schools, to conduct a comprehensive study and review of the Charter School Demonstration Programs Law and to submit a written report of its findings, conclusions, and recommendations

to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Crowe	Marionneaux
LaFleur	Morrell
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. 194—**

BY REPRESENTATIVE HOFFMANN  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues related to the Louisiana Educational Assessment Program with respect to special education students, students with disabilities, and Limited English Proficient students and to submit a written report of study findings, including any recommendations for legislation, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Michot
Adley	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	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Gautreaux B  
LaFleur

Marionneaux  
Morrell

Total - 4

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

**Reports of Committees**

The following reports of committees were received and read:

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

Senator Robert Adley, Vice Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

June 8, 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. 159—**  
BY SENATOR MARIONNEAUX  
AN ACT

To amend and reenact R.S. 47:6007(C)(1) and (2)(c)(v), 6022(D), and 6034(C)(2)(a), relative to tax credits; to provide that the motion picture investor, the digital interactive media, and the musical and theatrical productions credits be certified by the Department of Economic Development or other appropriate authorities before they are earned; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 320—**  
BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA  
AN ACT

To amend and reenact R.S. 47:301(16)(m)(i) and (ii) and 337.10(I), to exempt from state and local sales and use taxes certain machinery and equipment used by glass container manufacturers; to authorize the granting of exemptions by a political subdivision; to provide for the duration of the exclusion; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 509—**  
BY REPRESENTATIVE LEGER  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 25(A)(1) and (E) of the Constitution of Louisiana, relative to tax sales; to provide relative to the procedure for bidding at ad valorem property tax sales; to provide for the payment of penalties by an ad valorem tax sale bidder; to provide for the payment of penalties, interest, and costs by a taxpayer when taxes on movables are delinquent; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 593—**  
BY REPRESENTATIVE BILLIOT  
AN ACT

To enact R.S. 33:2955(A)(1)(j), relative to investments by political subdivisions; to provide for investment in debt instruments issued by the state; to provide for investment in debt instruments issued by other political subdivisions; to provide restrictions on such types of investment; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 756—**  
BY REPRESENTATIVE MONTOUCKET  
AN ACT

To amend and reenact R.S. 47:305.25(A)(introductory paragraph), relative to the sales and use tax exemption and exclusion for farm equipment; to require an exemption certificate for eligibility to obtain the tax exemption; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 858— (Substitute for House Bill No. 547)**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 47:6030(A) and (B)(2), relative to individual and corporate income tax; to provide for eligibility for the wind or solar energy systems tax credit; to limit to one the number of tax credits which may be taken with respect to a wind or solar energy system; to require the disclosure of certain information related to the taking of a tax credit under certain circumstances; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ROBERT ADLEY  
Vice Chairman

**Rules Suspended**

Senator McPherson asked for and obtained a suspension of the rules to recommit a bill.

**HOUSE BILL NO. 813—**  
BY REPRESENTATIVE CONNICK  
AN ACT

To amend and reenact R.S. 45:200.4, relative to motor vehicle liability policies; to increase the minimal automobile insurance policy limits for public carrier vehicles; and to provide for related matters.

Senator McPherson moved to recommit the bill from the Committee on Transportation, Highways and Public Works to the Committee on Insurance.

Without objection, so ordered.

**Rules Suspended**

Senator Amedee asked for and obtained a suspension of the rules to recommit a resolution.

**HOUSE CONCURRENT RESOLUTION NO. 179—**  
BY REPRESENTATIVE HINES  
A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the effects on human health and the environment by the operations of the Lafarge Cement Factory in Gert Town, New Orleans, Louisiana, and to report findings and recommendations to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality prior to 2010 Regular Session of the Legislature.

Senator Amedee moved to recommit the resolution from the Committee on Environmental Quality to the Committee on Natural Resources.

Without objection, so ordered.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 8, 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 Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 28— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death in combat of United States Army Sergeant First Class David J. Todd, Jr., in his country's global war on terrorism.

SENATE RESOLUTION NO. 53— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family and loved ones of United States Marine Corps Staff Sergeant Daniel Dupre upon his death in a ground combat mission in support of Operation Iraqi Freedom.

SENATE RESOLUTION NO. 54— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Patriot Guard Rider Michael D. Bares upon his death in the line of duty in support of the United States Armed Forces while rendering military honors to a fallen Louisiana soldier.

SENATE RESOLUTION NO. 55— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant Jonnie L. Stiles upon his death in Operation Enduring Freedom.

SENATE RESOLUTION NO. 56— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Jason R. Watson upon his death in combat in Operation Enduring Freedom.

SENATE RESOLUTION NO. 57— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant First Class David R. Hurst upon his death in combat operations in Iraq.

SENATE RESOLUTION NO. 64— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Brandon Gallow upon his death on active military duty.

SENATE RESOLUTION NO. 65— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Chief Warrant Officer 4 Milton E. Suggs upon his death while supporting military operations in Africa and the Middle East.

SENATE RESOLUTION NO. 66— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Private First Class Caleb Rushing upon his death.

SENATE RESOLUTION NO. 67— BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Senior Airman Omar McKnight upon his death in Iraq.



**SENATE RESOLUTION NO. 68—**

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Louisiana National Guard Private First Class Dana Carolyn Grafton Zimek upon her death.

**SENATE RESOLUTION NO. 72—**

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A RESOLUTION**

To commend Lee R. Johnson for his brave service in the United States Army during World War II.

**SENATE RESOLUTION NO. 29—**

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Captain Cartize B. Durham upon his death while on active duty in an accidental helicopter crash in Italy.

**SENATE RESOLUTION NO. 52—**

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Bryan M. Thomas upon his death in combat in Iraq.

**SENATE RESOLUTION NO. 61—**

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A RESOLUTION**

To declare Tuesday, June 2, 2009, Military Family Day in the Louisiana Senate in honor of America's military personnel, and in particular, in honor of Louisiana's fallen heroes.

**SENATE RESOLUTION NO. 73—**

BY SENATOR MARIONNEAUX

**A RESOLUTION**

To commend the Baton Rouge Metropolitan Airport staff for their outstanding efforts to assist Louisiana Honor Air in flights of World War II veterans to visit the World War II Memorial in Washington, D.C.

**SENATE RESOLUTION NO. 74—**

BY SENATOR JACKSON

**A RESOLUTION**

To declare June 2, 2009 as AKA Day at the Capitol.

**SENATE RESOLUTION NO. 75—**

BY SENATOR LONG

**A RESOLUTION**

To commend Dr. L.R. Collier for 50 years of service to the practice of medicine.

**SENATE RESOLUTION NO. 76—**

BY SENATOR LONG

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Thomas Mitchell.

**SENATE RESOLUTION NO. 77—**

BY SENATOR LONG

**A RESOLUTION**

To commend Philip A. McClung upon being named middle school teacher of the year for the 2009-10 academic year by the Natchitoches Parish School Board.

**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.

**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.

**SENATE RESOLUTION NO. 51—**

BY SENATOR CHEEK

**A RESOLUTION**

To commend Sean Nathan for having been named a recipient of the 2009 Prudential Spirit of Community Award, as one of the top youth volunteers in Louisiana.

**SENATE RESOLUTION NO. 59—**

BY SENATOR MOUNT

**A RESOLUTION**

To commend the Children's Miracle Network of Southwest Louisiana and to congratulate Devin Fontenot on his selection as the 2009 Miracle Kid for the network.

**SENATE RESOLUTION NO. 60—**

BY SENATOR CHEEK

**A RESOLUTION**

To commend Paul Stephens for his accomplishments and dedication to the DeSoto Parish community.

**SENATE RESOLUTION NO. 62—**

BY SENATOR QUINN

**A RESOLUTION**

To commend Middendorf's Restaurant owners, Horst and Karen Pfeifer, on the celebration of seventy-five years of operation this July 4, 2009.

**SENATE RESOLUTION NO. 63—**

BY SENATOR CROWE

**A RESOLUTION**

To commend the members of Our Lady of Prompt Succor cheerleading team for their precision and elite performances.

**SENATE RESOLUTION NO. 69—**

BY SENATORS THOMPSON AND KOSTELKA

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Earl Rolland Banks, a veteran of the United States Army in which he served his country in World War II.

June 8, 2009

SENATE RESOLUTION NO. 71—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To commend the St. John the Evangelist Catholic Church of Prairieville's Welcome Home Group for their hard work and untiring efforts to honor American troops coming home from combat deployments.

SENATE RESOLUTION NO. 78—

BY SENATOR MURRAY

A RESOLUTION

To commend Dorothy F. "Dottie" Reese for her contributions in the fields of social work, health care, higher education, and diversity management.

SENATE RESOLUTION NO. 79—

BY SENATOR MURRAY

A RESOLUTION

To commend the University of New Orleans and to declare Monday, June 8, 2009, as UNO Day at the Louisiana Senate.

SENATE RESOLUTION NO. 80—

BY SENATOR GRAY EVANS

A RESOLUTION

To commend the efforts of Links, Incorporated and to recognize June 3, 2009, as Louisiana Links Day at the State Capitol.

SENATE RESOLUTION NO. 81—

BY SENATOR BROOME

A RESOLUTION

To designate June 4, 2009, as "PICO LIFT DAY" at the Louisiana Senate.

SENATE RESOLUTION NO. 82—

BY SENATOR WALSWORTH

A RESOLUTION

To commend Stephanie McGee for her outstanding efforts as a member of the Louisiana Child Care Providers Program.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

June 8, 2009

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 56—

BY SENATORS MICHOT, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSETT, 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, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT AND WOOTON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on behalf of its members, present and past, and on behalf of the citizens of the state, to the family of Allen Ray Bares, former member of the Louisiana House of Representatives and president of the Louisiana State Senate.

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.

SENATE CONCURRENT RESOLUTION NO. 89—

BY SENATOR BROOME AND REPRESENTATIVE HONEY

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Johnnie Emerson Merrick, Sr., and to note his lifetime of contributions made on behalf of the Baton Rouge community.

SENATE CONCURRENT RESOLUTION NO. 85—

BY SENATOR GRAY EVANS

A CONCURRENT RESOLUTION

To commend Paul Lester and Joyce Luerean Brown upon the celebration of their fiftieth wedding anniversary.

SENATE CONCURRENT RESOLUTION NO. 91—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To commend and honor the 2009 Foster Parents of the Year from each region of the state and to acknowledge the valuable contributions they provide to the abused children of Louisiana.

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.

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATORS ADLEY AND THOMPSON AND REPRESENTATIVE HENRY BURNS

A CONCURRENT RESOLUTION

To urge and request 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.

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR SHAW AND REPRESENTATIVE CARMODY

A CONCURRENT RESOLUTION

To commend Dr. Kenneth L. Schwab, president of Centenary College of Louisiana, upon his retirement.

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATOR DONAHUE

A CONCURRENT RESOLUTION

To commend Bruce "Skip" Maclachlan Horack, Jr., on his literary accomplishments and on the debut of his collection of short stories entitled, The Southern Cross.

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact legislation and appropriate monies in order to provide additional homeland security funding for state maritime enforcement agencies.

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the replacement of "REDUCED SPEED AHEAD" signs with the new speed reduction warning signs on Louisiana roadways.

SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To commend Overseas Distribution Solutions on its tenth anniversary.

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR CROWE AND REPRESENTATIVES HENDERSON AND HUTTER

A CONCURRENT RESOLUTION

To declare May 27, 2009, as St. Bernard Day at the Legislature.

SENATE CONCURRENT RESOLUTION NO. 88—

BY SENATOR CROWE AND REPRESENTATIVES CROMER AND PEARSON

A CONCURRENT RESOLUTION

To commend and congratulate Floyd Fogg on being inducted in the 2009 class of the New Orleans Professional Baseball Hall of Fame.

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Newman Trowbridge, Jr., of Lafayette.

SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATOR CROWE AND REPRESENTATIVES CROMER AND PEARSON

A CONCURRENT RESOLUTION

To commend the Northshore High School boys baseball team of Slidell, Louisiana, and to congratulate the Panthers on an outstanding 2009 season and their first place finish in the Class 5A state championship.

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend Herbert Brown for his contribution to the opening of the North Baton Rouge Clinic.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Erdey	Michot
Adley	Gautreaux B	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	Marionneau	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

ABSENT

LaFleur	Morrell
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

LaFleur	1 Day	Morrell	1 Day
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Adjournment

On motion of Senator Thompson, at 4:25 o'clock P.M. the Senate adjourned until Tuesday, June 9, 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 Tuesday, June 9, 2009.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk

