

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

**FORTY-SIXTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Thursday, June 17, 2010

The Senate was called to order at 1:15 o'clock P.M. by Hon. Sharon 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	Duplessis	Morrell
Alario	Erdey	Morrish
Appel	Hebert	Mount
Broome	Kostelka	Murray
Chabert	LaFleur	Nevers
Claitor	Long	Shaw
Donahue	Marionneaux	Thompson
Dorsey	Michot	
Total - 23		

**ABSENT**

Adeley	Guillory	Quinn
Amedee	Heitmeier	Riser
Cheek	Jackson	Smith
Crowe	Martiny	Walsworth
Gautreaux B	McPherson	
Gautreaux N	Peterson	
Total - 16		

The President Pro Tempore of the Senate announced there were 23 Senators present and a quorum.

**Prayer**

The prayer was offered by Reverend James Smith, 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 Mount, the reading of the Journal was dispensed with and the Journal of June 16, 2010, was adopted.

**Messages from the House**

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

**Message from the House  
DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 33** by Representative Connick, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House  
DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 138** by Representative Connick, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House  
DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 260** by Representative Abramson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House  
DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 606** by Representative Ellington, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 807** by Representative Tim Burns, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1028** by Representative Waddell, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1053** by Representative Arnold, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1146** by Representative Landry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1264** by Representative LaFonta, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1293** by Representative Pugh, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1350** by Representative Arnold, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Rules Suspended  
Reconsidered**

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has reconsidered the refusal to concur in the proposed Senate Amendment(s) to **House Bill No. 138** by Representative Connick.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 440** by Representative Mills:

Representatives Mills, Katz and Pearson.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 703** by Representative St. Germain:

Representatives Lambert vice Aubert.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 16, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 639** by Senator Murray:

Representatives Edwards, Ponti and Dixon.

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

**Privilege Report of the  
Legislative Bureau**

June 17, 2010

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. 1—**

BY REPRESENTATIVE FANNIN  
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Reported without amendments.

**HOUSE BILL NO. 2—**

BY REPRESENTATIVES GREENE AND FANNIN  
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 57—**

BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 37:3521(B), relative to private investigators; to provide for increased penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 76—**

BY REPRESENTATIVE FANNIN  
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Reported without amendments.

**HOUSE BILL NO. 78—**

BY REPRESENTATIVES LIGI, HINES, AND ROSALIND JONES  
AN ACT

To amend and reenact R.S. 49:992(B)(2) and (D)(2) and (7), relative to adjudicatory and hearing functions of the division of administrative law and certain state departments; to provide for the adjudication and hearing functions of the Department of Health and Hospitals, the Department of Social Services, and the Department of Education; to provide for the delegation of certain functions and authority to the division of administrative law, except where prohibited by federal law; to require an agency to prove its exempt status; to provide for adjudications of hearings arising under certain federal programs; to provide for the transfer of adjudications and the resources related to handling such adjudications; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 325—**

BY REPRESENTATIVE STIAES  
A JOINT RESOLUTION

Proposing to amend Article VII, Sections 18(G)(5) and 20(A)(10) of the Constitution of Louisiana, relative to ad valorem taxes on a homestead which has been destroyed or is uninhabitable due to a disaster; to authorize an extension of the homestead exemption and special assessment level for such homesteads under certain circumstances; to provide for the claiming of the extension of the homestead exemption and the special assessment level; to provide for certain limitations and requirements; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

June 17, 2010

**HOUSE BILL NO. 510—**

BY REPRESENTATIVES BALDONE, HENRY BURNS, DOWNS, GISCLAIR, HARDY, HARRISON, HINES, HOWARD, SAM JONES, KATZ, LANDRY, LORUSSO, NORTON, NOWLIN, POPE, RICHARD, RICHARDSON, RICHMOND, SIMON, JANE SMITH, ST. GERMAIN, THIBAUT, TUCKER, AND WILLMOTT

AN ACT

To amend and reenact R.S. 14:100(C)(1)(b) and to enact R.S. 14:32.1(A)(7), 32.8(A)(2)(g), 39.1(A)(6), 39.2(A)(6), and 98(A)(1)(f), relative to driving offenses; to provide relative driving offenses when the offender is under the influence of a drug or drugs; to provide for a definition of "drug"; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 552—**

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact Code of Criminal Procedure Article 899(F), R.S. 15:574.8(A), and R.S. 40:2531(A), relative to probation and parole officers; to provide for arrest powers; to provide for the rights of law enforcement officers under investigation; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 595—**

BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 47:1703(E), relative to ad valorem taxes on a homestead which has been destroyed or is uninhabitable due to a disaster; to authorize an extension of the homestead exemption and special assessment level for such homesteads under certain circumstances; to provide for the claiming of the extension of the homestead exemption and the special assessment level; to provide for certain limitations and requirements; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 595 by Representative Stiaes

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 13 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2010, on page 2, line 2, following "line" change "27" to "12"

**HOUSE BILL NO. 604—**

BY REPRESENTATIVE CHAMPAGNE AND SENATOR ADLEY

AN ACT

To amend and reenact R.S. 47:1957(E) and 1998(C), relative to the assessment of property for ad valorem taxation; to provide for procedures related to missing, incomplete, or incorrect reporting of taxable property; to require certain notifications to property owners under certain circumstances; to provide with respect to an assessor's authority to initiate litigation against certain taxpayers; to require the provision of notice to certain taxing authorities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 661—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3688(A)(6), relative to the Harbor Police Retirement System; to provide with respect to the number of votes required for the board of trustees to transact business and make decisions; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 666—**

BY REPRESENTATIVE NOWLIN

AN ACT

To amend and reenact R.S. 47:337.13.1, relative to tax collection; to provide relative to the authority of local collectors to employ private counsel; to authorize the recovery of attorney fees under certain circumstances; to provide for certain limitations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 667—**

BY REPRESENTATIVE NOWLIN

AN ACT

To enact R.S. 47:337.28.1, relative to collection of local sales and use tax; to prohibit certain arbitrary assessments by tax collectors; to define arbitrary assessment; to authorize the recovery of litigation costs under certain circumstances; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 747—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3683(3)(b) and 3690(D)(1), (3), and (6) and to repeal R.S. 11:3690(D)(8), relative to the Harbor Police Retirement System (Port of New Orleans); to provide for membership in such system; to allow certain retirees of other systems to be members of such system; to provide relative to employer contributions; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 771—**

BY REPRESENTATIVE TIM BURNS

AN ACT

To amend and reenact R.S. 47:1705(B)(2)(c)(i), relative to ad valorem tax; to provide for requirements for notices for public hearings on proposals to increase millage rates without voter approval; to require publication of certain information related to such millage increases; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 787—**

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 39:94(C)(4)(a), relative to state funds; to provide for the determination of state revenue receipts for purposes of the Budget Stabilization Fund; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 845—**

BY REPRESENTATIVE NOWLIN

AN ACT

To amend and reenact R.S. 47:337.26(C) and (D)(1)(introductory paragraph) and (c) and to enact R.S. 47:337.26(D)(3), (F), and (G), relative to collection of local sales and use tax; to provide for requirements governing certain activities of private contractors; to prohibit the sharing of certain taxpayer information; to provide with respect to contracts; to provide for oversight by the legislative auditor; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1228—**  
BY REPRESENTATIVE RICHMOND  
AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(l), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1252—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2010-2011; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1320—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To enact R.S. 39:112(E)(2)(c), relative to capital outlay; to provide relative to the local match requirement for certain nonstate entity projects; to exempt certain nonstate entity projects from the local match requirement; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1358—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2009-2010; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1386—**  
BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS  
MICHOT AND CHAISSON  
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1417—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To appropriate funds for Fiscal Year 2010-2011 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses and allowances of members, officers, staff and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1457—**  
BY REPRESENTATIVE MONICA  
AN ACT

To amend and reenact R.S. 9:2347(M), R.S. 39:996, and R.S. 51:1160 and to enact R.S. 39:1002, relative to payments in lieu of taxes, fees, and charges paid by a lessee to a political subdivision, industrial development board, or certain public trust; to provide that certain payments, fees, and charges paid by

a lessee to a political subdivision, industrial development board, or certain public trust under certain circumstances shall be statutory impositions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1471— (Substitute for House Bill No. 1117  
by Representative Greene)**  
BY REPRESENTATIVE GREENE  
AN ACT

To enact R.S. 47:2323(D), relative to ad valorem taxation; to require consideration of the income approach for valuation of certain unoccupied residential immovable property; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1488— (Substitute for House Bill No. 532 by  
Representative Lorusso)**  
BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 24:513(A)(1)(b)(iv), relative to not-for-profit organizations; to provide relative to the powers and duties of the legislative auditor; to provide for definitions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1493— (Substitute for House Bill No. 1327  
by Representative Barrow)**  
BY REPRESENTATIVE BARRÖW  
AN ACT

To establish requirements for the closure of the Earl K. Long Medical Center by the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College and the transfer of the hospital's medical education and inpatient hospital care services to Our Lady of the Lake Regional Medical Center; to provide for the submission of reports; 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 Marionneaux asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

**SENATE RESOLUTION NO. 153—**  
BY SENATOR MARIONNEAUX  
A RESOLUTION

To commend Detroit Tigers pitcher, Armando Galarraga, for his extraordinary talent in pitching a perfect game and his incredible style and grace when a referee's blown call cost him a Major League Baseball perfect game.

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

**SENATE RESOLUTION NO. 154—**  
BY SENATORS CLAITOR, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A RESOLUTION**

To commend United States Army Specialist Jeffrey Argrave for his service to his country; to thank him for his physical sacrifice in the defense of our freedom and the freedom of the world; and to wish him a speedy and complete recovery from injuries received in combat on May 30, 2010.

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

**SENATE RESOLUTION NO. 155—**  
BY SENATORS APPEL, CROWE AND MORRISH  
**A RESOLUTION**

To request the Senate Committee on Retirement and the Senate Committee on Judiciary A to meet and to function as a joint committee to study issues related to spousal survivorship benefits in Louisiana public retirement systems and community property rights related thereto, and to report the findings of the joint committee to the legislature prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

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

**SENATE RESOLUTION NO. 156—**  
BY SENATOR DUPLESSIS  
**A RESOLUTION**

To extend the reporting deadline of the Notary Public Study Committee to report to the Louisiana Legislature.

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

**SENATE RESOLUTION NO. 157—**  
BY SENATOR DUPLESSIS  
**A RESOLUTION**

To memorialize the Congress of the United States to oppose current efforts to expand the business lending authority of credit unions.

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

**Introduction of  
Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 131—**  
BY SENATOR MORRELL  
**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to evaluate Louisiana's progress toward achieving juvenile justice reform as it relates to the "Missouri Model" and to report its findings and recommendations to the Louisiana Legislature as to additional steps necessary to further pursue a system of juvenile justice similar to that of the "Missouri Model".

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

**Senate Resolutions on  
Second Reading**

**SENATE RESOLUTION NO. 149—**  
BY SENATOR N. GAUTREAUX  
**A RESOLUTION**

To commend and congratulate Mark Carrier, a 2010 inductee into the Louisiana Sports Hall of Fame.

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

**SENATE RESOLUTION NO. 150—**  
BY SENATOR PETERSON  
**A RESOLUTION**

To urge and request the Senate Committee on Insurance to study health insurance issuers providing health insurance coverage of any pioneer and generic drugs that are medications for sexual performance enhancement.

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

**SENATE RESOLUTION NO. 151—**  
BY SENATOR PETERSON  
**A RESOLUTION**

To express support for the Operation REACH, Inc. - Central City Promise Plus application for a United States Department of Education Promise Neighborhoods Program grant.

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

**SENATE RESOLUTION NO. 152—**  
BY SENATOR MCPHERSON  
**A RESOLUTION**

To urge and request the Department of Health and Hospitals to study the impact of the Patient Protection and Affordable Care Act on Louisiana-based community mental health centers and to report the findings and conclusions of the study to the Senate Committee on Health and Welfare by January 1, 2011.

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

**Senate Concurrent Resolutions on  
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 128—**  
BY SENATOR MORRELL  
**A CONCURRENT RESOLUTION**

To urge and request the state Department of Education to study and make recommendations with respect to special education needs in the Recovery School District with an emphasis on charter schools.

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

**SENATE CONCURRENT RESOLUTION NO. 129—**  
BY SENATOR MARIONNEAUX  
**A CONCURRENT RESOLUTION**

To urge and request the Senate Revenue and Fiscal Affairs Committee and the House Ways and Means Committee to meet and function as a joint committee to study and make recommendations with respect to the re-creation of the Louisiana Environmental Scorecard program, and to present their findings to the Louisiana Legislature prior to the 2011 Regular Session.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Guillory	Morrish
Alario	Hebert	Mount
Amedee	Jackson	Murray
Broome	Kostelka	Nevers
Chabert	LaFleur	Peterson
Cheek	Long	Quinn
Claitor	Marionneaux	Shaw
Dorsey	Martiny	Smith

Duplessis	Michot	Thompson
Erdey	Morrell	Walsworth
Total - 30		

NAYS

Total - 0

ABSENT

Adley	Donahue	Heitmeier
Appel	Gautreaux B	McPherson
Crowe	Gautreaux N	Riser
Total - 9		

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

**SENATE CONCURRENT RESOLUTION NO. 130—**  
BY SENATOR N. GAUTREAU

**A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Commerce, Consumer Protection, and International Affairs and the House Committee on Commerce to meet and function as a joint committee to study and determine whether the Louisiana State Racing Commission is properly regulating the horse racing industry in Louisiana, whether the commission is meeting the stated legislative intent, policy, and purposes as prescribed by Louisiana law, and whether the commission is utilizing the best practices in performing its function.

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

**Rules Suspended**

Senator Thompson asked for and obtained a suspension of the rules to allow the Senate Committee on Natural Resources to meet while the Senate is in Session.

**Messages from the House**

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

June 16, 2010

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:

HCR No. 257	HCR No. 258	HCR No. 259
		Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

**House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 257—**  
BY REPRESENTATIVE CROMER

**A CONCURRENT RESOLUTION**

To commend Lockheed Martin on its thirty-seven years of dedication and commitment to our nation's human space flight program and the betterment of our state.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Morrell
Adley	Erdey	Morrish
Alario	Hebert	Mount
Amedee	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Shaw
Claitor	Marionneaux	Smith
Donahue	Martiny	Thompson
Dorsey	Michot	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Gautreaux N	McPherson
Gautreaux B	Guillory	Riser
Total - 6		

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

**HOUSE CONCURRENT RESOLUTION NO. 258—**  
BY REPRESENTATIVE ROSALIND JONES

**A CONCURRENT RESOLUTION**

To urge and request the Department of Insurance to study health plan marketing and patient communication practices.

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

**HOUSE CONCURRENT RESOLUTION NO. 259—**  
BY REPRESENTATIVE NOWLIN

**A CONCURRENT RESOLUTION**

To commend the inductees and honorees at the 2010 Induction Celebration of the Louisiana Sports Hall of Fame.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Morrish
Adley	Erdey	Mount
Alario	Hebert	Murray
Amedee	Heitmeier	Nevers
Appel	Jackson	Peterson
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Donahue	Michot	Thompson
Dorsey	Morrell	Walsworth
Total - 33		

NAYS

Total - 0

June 17, 2010

ABSENT

Crowe	Gautreaux N	Kostelka
Gautreaux B	Guillory	McPherson
Total - 6		

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 252—

BY REPRESENTATIVE BALDONE  
A CONCURRENT RESOLUTION

To urge and request that the Wildlife and Fisheries Commission consider allowing for the use of cast nets at night with no creel limits for the commercial taking of shrimp during this time of fishing disaster resultant from the BP Deepwater Horizon catastrophe.

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

HOUSE CONCURRENT RESOLUTION NO. 253—

BY REPRESENTATIVE BALDONE  
A CONCURRENT RESOLUTION

To urge and request the Office of Coastal Protection and Restoration to ensure the availability of dredging boats for continuous operations in the coastal areas of the state.

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

HOUSE CONCURRENT RESOLUTION NO. 254—

BY REPRESENTATIVES SMILEY, AUBERT, AND LAMBERT AND SENATOR AMEDEE  
A CONCURRENT RESOLUTION

To commend Donald A. Songy upon his retirement as superintendent of the Ascension Parish Public School System.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Gautreaux N
Gautreaux B	McPherson
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 255—

BY REPRESENTATIVE BALDONE  
A CONCURRENT RESOLUTION

To urge and request BP to assist in and provide funding for the establishment of the "Back to the Dock" fishermen's bonus program.

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

HOUSE CONCURRENT RESOLUTION NO. 256—

BY REPRESENTATIVES ROSALIND JONES, KATZ, CHANEY, ANDERS, DOWNS, ELLINGTON, GALLOT, HOFFMANN, AND LITTLE  
A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the E. A. Conway Medical Center to continue serving its current public purpose.

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	Guillory	Mount
Adley	Hebert	Murray
Alario	Heitmeier	Nevers
Amedee	Jackson	Peterson
Appel	Kostelka	Quinn
Broome	LaFleur	Riser
Chabert	Long	Shaw
Cheek	Marionneaux	Smith
Donahue	Martiny	Thompson
Dorsey	Michot	Walsworth
Duplessis	Morrell	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Claitor	Gautreaux B	McPherson
Crowe	Gautreaux N	
Total - 5		

The Chair declared the Senate 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

EDUCATION

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

June 17, 2010

To the President and Members of the Senate:

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



**HOUSE CONCURRENT RESOLUTION NO. 235—**  
BY REPRESENTATIVE CARMODY  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to collect information relative to the use by city, parish, and other local public school boards of corporal punishment in public schools and to submit a written report of its findings to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 243—**  
BY REPRESENTATIVE AUSTIN BADON  
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 city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 8, 2010.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 246—**  
BY REPRESENTATIVE NORTON  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to collect information relative to the use by city, parish, and other local public school boards of corporal punishment in public schools and to submit a written report of its findings to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

Reported favorably.

Respectfully submitted,  
BEN W. NEVERS  
Chairman

**REPORT OF COMMITTEE ON**

**FINANCE**

Senator Michael J. "Mike" Michot, Chairman on behalf of the Committee on Finance, submitted the following report:

June 16, 2010

To the President and Members of the Senate:

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

**HOUSE BILL NO. 971—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact R.S. 40:16.3, relative to state property; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease the John J. Hainkel, Jr., Home and Rehabilitation Center to the New Orleans Home for the Incurables; to specify certain terms and conditions of the lease; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease property at Southeast Louisiana Hospital to Beacon Behavioral Health; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1171—**  
BY REPRESENTATIVES TUCKER, ARNOLD, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HINES, HOFFMANN, KATZ, LABRUZZO, LIGI, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To amend and reenact R.S. 17:3386(A) and (D) and to enact R.S. 17:3139 and 3386(E), relative to public postsecondary education; to provide for the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide for performance agreements between the Board of Regents and public postsecondary education institutions; to provide for the effectiveness, review, revocation, and renewal of such agreements; to provide for autonomies granted to institutions that enter into such agreements; to require specified performance objectives to be met as part of such agreements; to provide for monitoring and reporting by the Board of Regents; to exempt certain institutions from requirements relative to the use of surplus funds and the carrying forward of certain state general funds; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1173—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To enact R.S. 39:136, relative to the deposit and expenditure of federal funds; to provide for legislative approval of any Action Plan or Proposed Action Plan Amendment relative to recovery from Hurricanes Katrina, Rita, Gustav, or Ike; to require legislative approval of certain contracts and cooperative endeavor agreements, and modifications to certain contracts and cooperative endeavor agreements executed pursuant to such Action Plan or Action Plan Amendments; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1175—**  
BY REPRESENTATIVES TUCKER AND BROSSETT  
AN ACT

To enact R.S. 39:136, relative to federal funds; to provide for the distribution and allocation of unspent federal funds available for recovery from Hurricanes Katrina and Rita; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
MICHAEL J. "MIKE" MICHOT  
Chairman

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

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

**HOUSE BILL NO. 971—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact R.S. 40:16.3, relative to state property; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease the John J. Hainkel, Jr., Home and Rehabilitation Center to the New Orleans Home for the Incurables; to specify certain terms and conditions of the lease; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease property at Southeast Louisiana Hospital to Beacon Behavioral Health; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

June 17, 2010

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Re-reengrossed House Bill No. 971 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 5, after "lease;" delete "to"

AMENDMENT NO. 2

On page 1, delete lines 6 and 7 and on line 8 delete "to Beacon Behavioral Health;"

AMENDMENT NO. 3

On page 3, delete lines 19 through 28

AMENDMENT NO. 4

On page 4, delete lines 1 and 2 and on line 3 change "Section 4." to "Section 2."

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

HOUSE BILL NO. 1171—

BY REPRESENTATIVES TUCKER, ARNOLD, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HINES, HOFFMANN, KATZ, LABRUZZO, LIGI, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN AN ACT

To amend and reenact R.S. 17:3386(A) and (D) and to enact R.S. 17:3139 and 3386(E), relative to public postsecondary education; to provide for the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide for performance agreements between the Board of Regents and public postsecondary education institutions; to provide for the effectiveness, review, revocation, and renewal of such agreements; to provide for autonomies granted to institutions that enter into such agreements; to require specified performance objectives to be met as part of such agreements; to provide for monitoring and reporting by the Board of Regents; to exempt certain institutions from requirements relative to the use of surplus funds and the carrying forward of certain state general funds; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Re-reengrossed House Bill No. 1171 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 23, change "number" to "percentage"

AMENDMENT NO. 2

On page 3, line 1, change "Phase-in" to "Phase in"

AMENDMENT NO. 3

On page 3, line 6, change "partnerships" to "referral agreements"

AMENDMENT NO. 4

On page 3, line 7, change "admit" to "redirect" and delete "initially"

AMENDMENT NO. 5

On page 3, line 8, after "institution" delete the remainder of the line and delete line 9 in its entirety

AMENDMENT NO. 6

On page 3, line 13, delete "and" and insert "as identified by the Board of Regents or"

AMENDMENT NO. 7

On page 3, line 21, after "(d)" delete "Demonstrate" and insert "To the extent that information can be obtained, demonstrate"

AMENDMENT NO. 8

On page 3, line 29, between "area" and the period ".", insert "or when the Board of Regents has certified educational or workforce needs"

AMENDMENT NO. 9

On page 4, line 19, change "number" to "percentage"

AMENDMENT NO. 10

On page 4, line 20, change "number" to "percentage"

AMENDMENT NO. 11

On page 4, line 28, change "class" to "classification"

AMENDMENT NO. 12

On page 6, at the end of line 2, insert the following: "This Subsection shall only be effective in the event that funds are appropriated to effect these provisions."

AMENDMENT NO. 13

On page 7, line 15, between "agreement" and "." Insert "subject to the approval of the Joint Legislative Committee on the Budget"

AMENDMENT NO. 14

On page 7, line 22, after "Senate." delete the remainder of the line and delete lines 23 through 29 in their entirety.

AMENDMENT NO. 15

On page 8, delete lines 1 and 2 in their entirety.

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

HOUSE BILL NO. 1173—

BY REPRESENTATIVE TUCKER AN ACT

To enact R.S. 39:136, relative to the deposit and expenditure of federal funds; to provide for legislative approval of any Action Plan or Proposed Action Plan Amendment relative to recovery from Hurricanes Katrina, Rita, Gustav, or Ike; to require legislative approval of certain contracts and cooperative endeavor agreements, and modifications to certain contracts and cooperative endeavor agreements executed pursuant to such Action Plan or Action Plan Amendments; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1173 by Representative Tucker

AMENDMENT NO. 1

On page 1, delete lines 5 and 6 and insert "legislative approval and modification of certain contracts executed"

AMENDMENT NO. 2

On page 2, line 10, delete "awarded or"

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

HOUSE BILL NO. 1175—

BY REPRESENTATIVES TUCKER AND BROSETT AN ACT

To enact R.S. 39:136, relative to federal funds; to provide for the distribution and allocation of unspent federal funds available for recovery from Hurricanes Katrina and Rita; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1175 by Representative Tucker

**AMENDMENT NO. 1**

On page 2, between lines 18 and 19, insert the following:

"D. Nothing contained herein shall be construed to alter or impair any contract or award pursuant to a recovery program existing on the effective date of this Section."

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

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

Senator Nevers asked for and obtained a suspension of the rules to take up House Concurrent Resolutions just reported by Committees.

**HOUSE CONCURRENT RESOLUTION NO. 243—**

BY REPRESENTATIVE AUSTIN BADON

**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 city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 8, 2010.

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

**Rules Suspended**

Senator Claitor asked for and obtained a suspension of the rules to recall Senate Bill No. 195 from the Committee on Judiciary B.

**SENATE BILL NO. 195—**

BY SENATOR CLAITOR

**AN ACT**

To amend and reenact R.S. 15:574.20(B), relative to medical parole eligibility; to provide for definitions; and to provide for related matters.

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

**Rules Suspended**

Senator Claitor asked for and obtained a suspension of the rules to recall Senate Bill No. 461 from the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE BILL NO. 461—**

BY SENATOR CLAITOR

**AN ACT**

To amend and reenact R.S. 37:701(D), relative to engineering and land surveying; to provide for engineering and land surveying by agricultural engineers; to provide for related matters.

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

**Rules Suspended**

Senator Claitor asked for and obtained a suspension of the rules to recall Senate Bill No. 580 from the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

**SENATE BILL NO. 580—**

BY SENATOR CLAITOR

**AN ACT**

To enact R.S. 3:3810.2(C), relative to cut flower dealer permits; to provide relative to civil penalties and fines; to provide relative to minimum distance requirements; to eliminate fines for certain violations; and to provide for related matters.

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

**Rules Suspended**

Senator Claitor asked for and obtained a suspension of the rules to recall Senate Bill No. 608 from the Committee on Senate and Governmental Affairs.

**SENATE BILL NO. 608—**

BY SENATOR CLAITOR

**AN ACT**

To amend and reenact R.S. 18:401(B)(2)(a)(i), 402(B)(1) and (2), 1275.1(A), 1275.3(B), 1275.11(D)(1), 1275.13, 1275.14(A) and (A)(1) and (2) and (B)(1), 1275.15, 1275.16, 1275.17(A), and 1275.19, and to enact R.S. 18:2(4.1), relative to congressional elections; to provide relative to major recognized political parties in primary elections; and to provide for related matters.

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

**Reconsideration**

The vote by which House Bill No. 35 failed to pass on Wednesday, June 16, 2010, was reconsidered.

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

**Rules Suspended**

Senator Mount asked for and obtained a suspension of the rules to pass over Senate Bills Returned from the House with Amendments.

**House Concurrent Resolutions  
to be Adopted, Subject to Call**

**Called from the Calendar**

Senator Mount asked that House Concurrent Resolution No. 94 be called from the Calendar.

**HOUSE CONCURRENT RESOLUTION NO. 94—**

BY REPRESENTATIVE RICHARD

**A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2011 Regular Session of the Legislature of Louisiana the provisions of Part II of Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, relative to Direct Service Workers; to suspend the provisions of Sections 9201 through 9293 of Chapter 92 of Part I of Title 48 of the Louisiana Administrative Code, relative to the Direct Service Worker Registry; and to urge the Department of Health and Hospitals to establish a stakeholder workgroup.

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

June 17, 2010

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Morrell
Adley	Guillory	Morrish
Alario	Hebert	Mount
Amedee	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	Michot	Walsworth

Total - 33

**NAYS**

Total - 0

**ABSENT**

Claitor	Gautreaux B	McPherson
Crowe	Gautreaux N	Riser

Total - 6

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

**Motion**

Senator Quinn moved to suspend the rules to advance to the order of House Bills on Third Reading and Final Passage, to take up House Bill No. 1388 out of its regular order.

Without objection, so ordered.

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

**HOUSE BILL NO. 1388—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To amend and reenact R.S. 37:3273(B) and to enact R.S. 37:3272(A)(20) and (21) and 3286(E), relative to private security; to define part-time event security employee; to define special event; to provide for membership on the Louisiana State Board of Private Security Examiners; to authorize a maximum fee charged to businesses that employ part-time event security employees; and to provide for related matters.

The bill was read by title. Senator Quinn moved to indefinitely postpone the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Guillory	Mount
Adley	Hebert	Murray
Alario	Heitmeier	Nevers
Amedee	Jackson	Peterson
Broome	Kostelka	Quinn
Chabert	LaFleur	Riser
Cheek	Marionneaux	Shaw
Donahue	Martiny	Smith
Dorsey	Michot	Thompson
Erdey	Morrell	Walsworth

Total - 30

**NAYS**

Total - 0

**ABSENT**

Appel	Duplessis	Long
Claitor	Gautreaux B	McPherson
Crowe	Gautreaux N	Morrish

Total - 9

The Chair declared House Bill No. 1388 was indefinitely postponed.

**HOUSE BILL NO. 1226—**

BY REPRESENTATIVE SMILEY  
AN ACT

To amend and reenact R.S. 3:559.3, 559.6, 559.8(A), (B), and (C)(introductory paragraph), 559.9(A) and (E), 559.11, 559.12(13), and 559.13(C), (D), and (F), R.S. 17:427.4(A)(2)(c) and (d), (B), and (C), 2902(1) through (3), 2912(A)(introductory paragraph) and (B)(introductory paragraph), and 2913, R.S. 30:2000.2(7) through (10), 2000.3(B), and 2345, R.S. 33:9039.56(B), and 9039.125(B), R.S. 36:101(C)(3)(a)(ii), R.S. 37:3241, R.S. 39:333.1(E) and the heading of Chapter 3-A of Title 39 of the Louisiana Revised Statutes of 1950, R.S. 46:2356(A)(1) and (9) and (B), R.S. 51:938.1(D)(8), and R.S. 56:411(B) and 415 and to repeal R.S. 3:559.4, 559.5, 559.7, and 559.14, Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, comprised of R.S. 6:1371 through 1375, Chapter 8-A of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:1231 through 1237, R.S. 17:427.4(A)(2)(e) and (D) through (G), 2902(4), and 2911, Chapter 4-A of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:315 through 318, and Chapter 33 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1301 through 1307, R.S. 30:2000.2(11) and 2000.8, R.S. 36:4(B)(1)(o), 109(H), 259(D), (M), (V), and (II), 478(G), 509(F)(6) and (7) and (U), 629(R), 769(F)(1) and (3), and 919.7, R.S. 37:3214(15) and 3242, Chapter 12 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:2431 through 2439, Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3087.281 through 3087.295, R.S. 39:452 through 456, Chapter 3-D of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:465.1 through 465.8, Chapter 3-E of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:466.1 through 466.7, R.S. 39:1407, and R.S. 39:1409, R.S. 40:5.12, 1235(A)(7), Part LXII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.241 and 1300.242, 2009.24, Part XII of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2198 through 2198.6, and 2529, R.S. 46:2352(7)(c), Chapter 27 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:2041 through 2046, and Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:3111 through 3115, relative to boards, commissions, authorities, districts, and like entities; to abolish certain inactive boards, commissions, authorities, and like entities; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Music Commission, the Aquaculture Coordinating Council, the Financial Literacy and Education Commission, the Advisory Panel on the Louisiana Teachers' Homebuyer Program, the Louisiana Geography Education Initiative Program Council, the Atchafalaya Basin Advisory Committee, the Louisiana Advisory Committee on Midwifery, the Lincoln Parish Reservoir Authority, the School Health Advisory Board, the Hurricane Katrina Memorial Commission, the Women's Health Commission, the Silver Alert Steering Committee, the State Building Authority, State Bond and Building Commission, the Capital Construction and Improvement Commission, the Louisiana School Asbestos Abatement Commission, the South Central Regional Transportation Authority, the Rural Health Care Authority, the Regional Transit Authority, the Nursing Home Quality and Efficiency Board, the Commission on Law

Enforcement Services for the Elderly, and the Interpreter Certification Board, and the Louisiana Infrastructure Bank; to provide for transfer of some of the powers, functions, and duties of some of the above referenced entities; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; and to provide for related matters.

**Floor Amendments**

Senator Amedee proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Amedee to Reengrossed House Bill No. 1226 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 4, after "and (C)," delete the remainder of the line and delete line 5 and insert "R.S. 30:2000.2(7) through"

AMENDMENT NO. 2

On page 1, line 13 change "(G),2902(4), and 2911," to "(G) and Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:2901 through 2913,"

AMENDMENT NO. 3

On page 1, at the end of line 17, insert "651(D)(9),"

AMENDMENT NO. 4

On page 12, delete lines 26 and 27 and on page 13, delete lines 1 through 21, and insert the following:

"Section 5. Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:2901 through 2913, and R.S. 36:651(D)(9) are hereby repealed in their entirety."

On motion of Senator Amedee, the amendments were adopted.

**Floor Amendments**

Senator Thompson proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 1226 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 3 after "(F)," and before "R.S." insert "R.S. 6:1094(C)(1)(a) and (b) and (D)(1),"

AMENDMENT NO. 2

On page 1, line 10, after "559.14," and before "Chapter" insert "R.S. 6:1083(1), 1093,"

AMENDMENT NO. 3

On page 2, line 27, after "Board," and before "the Louisiana" delete "and" and on line 28 after "Bank" and before the semicolon ";" insert a comma and ",", and the Residential Mortgage Lending Board,"

AMENDMENT NO. 4

On page 21, between lines 6 and 7 insert:

**"Residential Mortgage Lending Board**

Section 23.(A) R.S. 6:1094(C)(1)(a) and (b) and (D)(1) are hereby amended and reenacted to read as follows:

§1094. Professional education required for licensure; continuing education

\* \* \*

C.(1)(a) All persons applying for reinstatement or renewal of their mortgage broker, mortgage lender, or originator license shall have completed eight hours of continuing professional education in order to reinstate or renew their license on January first of the following year. Each applicant shall submit documentation to the commissioner from a recognized professional educational institution

approved by the commissioner ~~and the board as provided in R.S. 6:1093(B)~~. Proof of the applicant's completion of these continuing professional requirements shall be submitted as part of the applicant's license renewal application.

(b) Each course taught by professional education providers shall include at least thirty minutes of instruction relating to changes or updates on new developments in the residential mortgage lending business, including changes to the Office of Financial Institutions application process and examination procedures, as well as any revisions of the provisions of this Chapter. The applicant shall satisfy four of the remaining hours of required instruction through courses offered or approved by the Mortgage Bankers Association or the National Association of Mortgage Brokers by their own facilitators or facilitators approved by them, which courses shall be presumed to satisfy all requirements of the commissioner ~~and the board~~ as provided in this Subsection and in any regulations adopted by the commissioner.

\* \* \*

D.(1) Beginning July 1, 2000, a nonresident applying for a license to conduct residential mortgage lending activities in the state shall demonstrate that he has completed the educational requirements established under the provisions of this Chapter or is entitled to certification by reciprocity. When the commissioner, ~~in consultation with the board~~, determines that a nonresident's state has requirements equivalent to or higher than the educational requirements provided for in this Chapter for insuring the qualifications of those engaging in the residential mortgage lending business, the commissioner may issue licenses to such nonresident applicants who have completed the professional education requirements applicable to Louisiana licensees or who have satisfied equivalent professional educational requirements in such other state or jurisdiction.

(B) R.S. 6:1083(1) and 1093 are hereby repealed in their entirety."

AMENDMENT NO. 5

On page 21, at the beginning of line 22 change "Section 23." to "Section 24."

On motion of Senator Thompson, the amendments were adopted.

**Floor Amendments**

Senator Peterson proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Peterson to Reengrossed House Bill No. 1226 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 15, delete line 15 in its entirety

AMENDMENT NO. 2

On page 1, at the beginning of line 16, delete "R.S. 25:1301 through 1307,"

AMENDMENT NO. 3

On page 1, and the end of line 16, delete "R.S. 36:4(B)(1)(o),"

AMENDMENT NO. 4

On page 2, line 20, delete "the Hurricane Katrina Memorial"

AMENDMENT NO. 5

On page 2, at the beginning of line 21, delete "Commission,"

AMENDMENT NO. 6

On page 18, delete lines 1 through 4

AMENDMENT NO. 7

On page 18, line 6, change "Section 14." to "Section 13."

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AMENDMENT NO. 8

On page 18, line 10, change "Section 15." to "Section 14."

AMENDMENT NO. 9

On page 18, line 13, change "Section 16." to "Section 15."

AMENDMENT NO. 10

On page 19, line 9, change "Section 17." to "Section 16."

AMENDMENT NO. 11

On page 19, line 12, change "Section 18." to "Section 17."

AMENDMENT NO. 12

On page 19, line 15, change "Section 19." to "Section 18."

AMENDMENT NO. 13

On page 20, line 28, change "Section 20" to "Section 19."

AMENDMENT NO. 14

On page 21 line 2, change "Section 21." to "Section 20."

AMENDMENT NO. 15

On page 21, line 6, change "Section 22." to "Section 21."

AMENDMENT NO. 16

On page 21, line 7, change "Section 23." to "Section 22 "

On motion of Senator Peterson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier	Jackson
Total - 2	

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

HOUSE BILL NO. 1233—  
BY REPRESENTATIVE LABRUZZO AND SENATOR HEBERT  
AN ACT

To enact R.S. 37:24, relative to professions and occupations in general; to provide an option for persons licensed or regulated by the state to be insured by a policy of group insurance; to provide the option to insure dependents of persons licensed or regulated by this state; to provide the board or commission authority to make contracts of insurance; to provide for board authority to negotiate and collect premiums; to provide that

participation in a group insurance plan is optional; to provide that the offered group insurance plan shall not be perceived as limiting an employee's benefits; to provide for definitions; and to provide for related matters.

Floor Amendments

Senator Hebert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 1233 by Representative LaBruzzo

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by Senate Committee on Insurance and adopted by the Senate on June 10, 2010, on page 1, line 8, after "commission" change "shall" to "may" and on line 10, after "commission" change "shall" to "may"

On motion of Senator Hebert, the amendments were adopted.

Floor Amendments

Senator Hebert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 1233 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 2, after "To enact" insert "R.S. 22:1000(A)(1)(a)(vii) and" and after "general;" insert "to provide for the issuance of a group policy to individuals or employees of the same occupation and profession;"

AMENDMENT NO. 2

On page 1, between lines 10 and 11 insert the following "Section 1. R.S. 22:1000(A)(1)(a)(vii) is hereby enacted to read as follows: §1000. Group, family group, blanket, and association health and accident insurance

A. Any insurer authorized to write health and accident insurance in this state shall have power to issue policies described in this Section.

(1) Group health and accident insurance is any policy of health and accident insurance, or similar coverage issued by a health maintenance organization, covering more than one person, except family group, and blanket policies hereinafter specifically provided for, which shall conform to the following requirements:

(a)(i) \* \* \* (vii) The policy may be issued to a trust established by an insurer on behalf of individuals or employers in the same occupation and profession licensed or regulated by this state as may be contracted for by their respective boards or commissions, provided all participating individuals and employers have the same statutory protections that would apply if such policy was purchased by the individual or employer directly from the insurer, which trustees shall be deemed the policyholder to insure with or without any eligible family members including spouse, children under twenty-six years of age and unmarried grandchildren under twenty-six years of age who are in the legal custody of and residing with the grandparent, individuals, employers and employees of employers."

AMENDMENT NO.3

On page 1, line 11, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 17, between "commissions' and the period (",) insert "as provided in R.S. 22:1000(A)(1)(a)(vii)"

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**

Amedee	Hebert	Morrell
Broome	Jackson	Peterson
Dorsey	LaFleur	Shaw
Erdey	Long	
Guillory	Marionneaux	
Total - 13		

**NAYS**

Adley	Duplessis	Nevers
Alario	Heitmeier	Quinn
Appel	Martiny	Riser
Claitor	Michot	Smith
Crowe	Morrish	Thompson
Donahue	Mount	Walsworth
Total - 18		

**ABSENT**

Mr. President	Gautreaux B	McPherson
Chabert	Gautreaux N	Murray
Cheek	Kostelka	
Total - 8		

The Chair declared the amended bill failed to pass.

**Notice of Reconsideration**

Senator Hebert moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

**Explanation of Vote**

Senator Dorsey stated she intended to vote nay on House Bill No. 1233, and asked that the Official Journal so state.

**HOUSE BILL NO. 1246—**  
BY REPRESENTATIVES MCVEA AND BALDONE  
AN ACT

To enact R.S. 22:1157, relative to contracts with dental providers; to provide that no dental plan may require that a dentist provide dental health care services to a covered person at a particular fee unless such services are covered services for which benefits are paid under a contract with such dentist; and to provide for related matters.

**Floor Amendments**

Senator Long proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Long to Reengrossed House Bill No. 1246 by Representative McVea

AMENDMENT NO. 1

On page 2, line 7, after "effective" delete the remainder of the line, delete lines 8 through 11 in their entirety, and in lieu thereof insert "January 1, 2011."

AMENDMENT NO. 2

In the Senate Committee Amendment number 1 proposed by the Senate Committee on Insurance and adopted by the Senate on June 10, 2010, line 6, after "agreement" delete "which" and insert "with"

On motion of Senator Long, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Duplessis	Morrell	
Erdey	Morrish	
Total - 34		

**NAYS**

Hebert  
Total - 1

**ABSENT**

Amedee	Gautreaux B
Broome	Gautreaux N
Total - 4	

The Chair declared the amended 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. 1249—**  
BY REPRESENTATIVES BROSSETT AND LEGER  
AN ACT

To amend and reenact R.S. 1:111, relative to determinations of the populations of parishes, municipalities, and other political subdivisions; to provide relative to the applicability of a new census to statutes that define classes of political subdivisions based on population; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Guillory	Mount
Alario	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Peterson
Chabert	Kostelka	Quinn
Cheek	LaFleur	Riser
Claitor	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Duplessis	Morrell	
Erdey	Morrish	
Total - 34		

**NAYS**

Total - 0

June 17, 2010

ABSENT

Mr. President	Gautreaux B	Long
Amedee	Gautreaux N	
Total - 5		

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

HOUSE BILL NO. 1262—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 37:922(A) and to enact R.S. 37:918(21), relative to the Louisiana State Board of Nursing; to provide for hearings; to provide for records sharing; 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	Duplessis	Morrell
Adley	Erdey	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Gautreaux B	Gautreaux N	Jackson
Total - 3		

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. 1300—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To enact R.S. 18:1505.2(H)(2)(g), relative to limits applicable to certain campaign contributions by political committees; to provide for the limit applicable to contributions by a political committee to certain other political committees; 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	Erdey	Mount
Adley	Guillory	Murray
Alario	Hebert	Nevers
Amedee	Heitmeier	Peterson

Appel	Jackson	Quinn
Broome	Kostelka	Riser
Chabert	LaFleur	Shaw
Cheek	Long	Smith
Crowe	Martiny	Thompson
Donahue	McPherson	Walsworth
Dorsey	Michot	
Duplessis	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Claitor	Gautreaux N	Morrish
Gautreaux B	Marionneaux	
Total - 5		

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. 1301—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 44:19, relative to records in the custody of a coroner; to exempt certain medical records in the custody of a coroner from public records provisions; 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	Duplessis	Morrell
Adley	Erdey	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Peterson
Chabert	Kostelka	Quinn
Cheek	LaFleur	Riser
Claitor	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Gautreaux B	Gautreaux N	Long
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. 1307—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To amend and reenact R.S. 42:5(D), relative to public comment at open meetings; to require a period of public comment at public meetings prior to a vote on any agenda item; 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	Erdey	Morrell
Adley	Guillory	Morrish
Alario	Hebert	Mount
Amedee	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Marionneau	Shaw
Crowe	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Donahue	Gautreaux B	Gautreaux N
Total - 3		

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. 1371—**

BY REPRESENTATIVE MILLS

**AN ACT**

To enact R.S. 46:153.3.1, relative to medication therapy management; to provide for legislative findings; to provide for consideration of a Medicaid medication therapy management program; to provide for authority for the Department of Health and Hospitals to promulgate rules and regulations if the department implements a Medicaid medication therapy management program to provide for consideration of minimum requirements of the rules and regulations; 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	Duplessis	Morrell
Adley	Erdey	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Marionneau	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Gautreaux N	Heitmeier
Total - 3		

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. 1403—**

BY REPRESENTATIVE BARRAS

**AN ACT**

To amend and reenact R.S. 24:58(D)(1), R.S. 42:1157(A)(3), and R.S. 49:78(D)(1), relative to late filing fees for certain lobbyist disclosure reports; to provide for the amount of the late filing fees for certain lobbyist expenditure reports; and to provide for related matters.

**Floor Amendments**

Senator Hebert proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hebert to Engrossed House Bill No. 1403 by Representative Barras

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs on June 9, 2010, and adopted by the Senate on June 10, 2010, on page 1, line 2, after "" and (2)"" delete the remainder of the line and delete line 3.

**AMENDMENT NO. 2**

Delete Senate Committee Amendment Nos. 5 and 6 proposed by the Senate Committee on Senate and Governmental Affairs on June 9, 2010.

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	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Guillory	Nevers
Appel	Hebert	Peterson
Broome	Jackson	Quinn
Chabert	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Smith
Crowe	Martiny	Thompson
Donahue	McPherson	Walsworth
Dorsey	Michot	
Duplessis	Morrell	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Heitmeier	Marionneau
Total - 2	

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.

June 17, 2010

**HOUSE BILL NO. 1450—**  
BY REPRESENTATIVES ELLINGTON AND RITCHIE  
AN ACT

To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.130 and 100.131, relative to state grants and capital outlay; to establish the Rural Hospital Capital Improvement Act; to provide for a grant program for certain rural hospitals; to authorize rulemaking; and to provide for related matters.

**Floor Amendments**

Senator Thompson proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 1450 by Representative Ellington

AMENDMENT NO. 1

On page 2, line 26, after "rural" and before "hospitals" insert "and community public"

On motion of Senator Thompson, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Guillory	Nevers
Appel	Hebert	Peterson
Broome	Jackson	Quinn
Chabert	Kostelka	Riser
Cheek	Long	Shaw
Claitor	Martiny	Smith
Donahue	Michot	Thompson
Dorsey	Morrell	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Heitmeier	Marionneaux
Gautreaux N	LaFleur	McPherson
Total - 6		

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

**HOUSE BILL NO. 1483— (Substitute for House Bill No. 1360 by Representative Wooton)**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 22:1924(A)(1) and to enact R.S. 22:1924(A)(3), relative to insurance fraud; to provide definitions; to establish penalties for knowingly and willfully committing health care fraud; 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	Morrell
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Jackson	Peterson
Chabert	Kostelka	Quinn
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 38		

NAYS

Total - 0

ABSENT

Heitmeier  
Total - 1

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. 1485— (Substitute for House Bill No. 635 by Representative Mills)**

BY REPRESENTATIVE MILLS  
AN ACT

To enact Part XXIV-C of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.64.1 through 1299.64.6, relative to Louisiana Physician Order for Scope of Treatment; to provide for the Louisiana Physician Order for Scope of Treatment program and form; to provide for definitions; to provide for the promulgation of rules and regulations; and to provide for related matters.

**Floor Amendments**

Senator Mount proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Reengrossed House Bill No. 1485 by Representative Mills

AMENDMENT NO. 1

On page 4, line 24, after "pulse" and before "is" delete "and" and insert "or"

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

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Peterson

Chabert	Jackson	Quinn
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 38		

NAYS

Total - 0

ABSENT

Marionneaux  
Total - 1

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.

**HOUSE BILL NO. 1489— (Substitute for House Bill No. 1151 by Representative Johnson)**

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 32:1264.1, relative to the distribution and sale of motor vehicles; to require that a notice regarding recalls be given to a prospective buyer prior to the purchase of a new motor vehicle; and to provide for related matters.

The bill was read by title. Senator LaFleur 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	Morrell
Alario	Gautreaux N	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

**HOUSE BILL NO. 308—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 33:9091.1 (D)(1)(c), (d), (e), and (f) and (3) and (F)(2)(a) and (3) and to repeal R.S. 33:9091.1 (D)(1)(g) and (h), relative to the Lakeview Crime Prevention District; to provide for appointments to the board of commissioners; to provide term limits for board members; to provide filing requirements for board members; to provide for elections relative to the levy and the renewal of a parcel fee in the district; to remove certain restrictions on renewing the fee; to provide a

maximum term for renewal of the fee; and to provide for related matters.

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

**HOUSE BILL NO. 389—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 33:4071(A) and to repeal R.S. 33:4072, relative to Orleans Parish; to provide relative to the sewerage and water board of New Orleans; to change the membership of the board; to provide relative to the terms and removal of board members; and to provide for related matters.

**Floor Amendments**

Senator Morrell proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Engrossed House Bill No. 389 by Representative Leger

**AMENDMENT NO. 1**

Delete Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010.

On motion of Senator Morrell, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Donahue  
Total - 2

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

**HOUSE BILL NO. 402—**

BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 17:3123.1, relative to the Board of Regents; to provide for live broadcasts over the Internet of meetings of the board and its committees; to provide for recording and archiving of such broadcasts; to provide for public access to such archived

meetings; to provide a special effective date; and to provide for related matters.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed House Bill No. 402 by Representative Pearson

AMENDMENT NO. 1

On page 1, between lines 14 and 15, insert the following: "C. The provisions of this Section shall apply to all meetings of the board and its committees, but shall not apply to executive sessions held in accordance with the Louisiana Open Meetings Law as provided in R.S. 42:4.1 et seq.

D. The audio and video records created pursuant to this Section shall not be construed in a manner to be the official record, or any part of the official record, of the proceedings of a meeting of the board or any of its committees.

E. If the board is precluded from fulfilling the requirements of this Section due to a technical problem beyond its control, or when the only meeting room available lacks the equipment necessary to facilitate Internet broadcast, the failure to broadcast or record the proceedings of a meeting of the board or any of its committees shall not be construed to be a violation of the provisions of this Section."

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Marionneaux Total - 1

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

HOUSE BILL NO. 421—

BY REPRESENTATIVE MICHAEL JACKSON AN ACT

To amend and reenact R.S. 17:221(B), relative to school attendance by certain students; to provide relative to the authority of a city, parish, or other local public school board to deny admission or readmission to school of certain students; to provide limitations; to delete provisions relative to a pilot program regarding school

attendance; to provide an effective date; 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

Adley, Dorsey, LaFleur, Alario, Duplessis, Martiny, Amedee, Gautreaux B, Morrish, Broome, Guillory, Murray, Chabert, Heitmeier, Peterson, Cheek, Jackson, Quinn, Donahue, Kostelka

Total - 20

NAYS

Appel, Long, Riser, Crowe, Morrish, Thompson, Erdey, Mount, Walsworth, Hebert, Nevers

Total - 11

ABSENT

Mr. President, Marionneaux, Shaw, Claitor, McPherson, Smith, Gautreaux N, Michot

Total - 8

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. 1172—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 49:150.1, relative to the state capitol complex; to provide for the allocation and use of space within the state capitol complex; and to provide for related matters.

Floor Amendments

Senator Chaisson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1172 by Representative Tucker

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 4 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 10, 2010.

AMENDMENT NO. 2

On page 1, line 22, after "floor" insert "and the twenty-first floor" and after "treasurer" delete the remainder of the line and insert "; however the commissioner of agriculture shall have office space on one floor designated for use by the state treasurer."

AMENDMENT NO. 3

On page 2, line 1, at the beginning of the line delete "secretary of state." and insert the following: "The twentieth floor of the state capitol shall be designated for use by the secretary of state and the twenty-second and twenty-third floors of the state capitol shall be designated for use by the attorney general."

AMENDMENT NO. 4

On page 3, line 13, after "F." insert "(1)"

AMENDMENT NO. 5

On page 3, line 14, after "the" and before "management" insert "maintenance of the Old Arsenal Magazine Museum and the"

AMENDMENT NO. 6

On page 3, line 15, delete "the Old Arsenal Magazine" and on line 16, delete "Museum,"

AMENDMENT NO. 7

On page 3, between lines 19 and 20 insert:  
"(2) Notwithstanding any other provision of this Section to the contrary, the Department of State shall have charge of the management and operation of the Old Arsenal Magazine Museum."

On motion of Senator Chaisson, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

**Mr. President in the Chair**

**HOUSE BILL NO. 522—**

BY REPRESENTATIVE GIROD JACKSON  
 AN ACT

To amend and reenact R.S. 38:2225.2.1(A)(3), relative to public contracts; to extend the time relative to the utilization of design-build contracts under certain circumstances; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	LaFleur
Adley	Gautreaux N	McPherson
Amedee	Guillory	Morrell

Chabert	Hebert	Morrish
Cheek	Heitmeier	Murray
Duplessis	Jackson	Peterson

Total - 18

NAYS

Alario	Mount	Smith
Appel	Nevers	Thompson
Claitor	Quinn	Walsworth
Crowe	Riser	
Long	Shaw	

Total - 13

ABSENT

Broome	Erdey	Martiny
Donahue	Kostelka	Michot
Dorsey	Marionneaux	

Total - 8

The Chair declared the bill failed to pass.

**Notice of Reconsideration**

Senator Morrell moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

**HOUSE BILL NO. 403—**

BY REPRESENTATIVE PEARSON  
 AN ACT

To enact R.S. 17:3.1, relative to meetings of the State Board of Elementary and Secondary Education; to provide for live broadcasts over the Internet of meetings of the board and its committees; to provide for the recording and archiving of meetings of the board and committees; to provide for public access to such archived meetings; to provide a special effective date; and to provide for related matters.

**Floor Amendments**

Senator Nevers proposed the following amendments.  
 Nevers

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Nevers to Engrossed House Bill No. 403 by Representative Pearson

AMENDMENT NO. 1

On page 1, between lines 14 and 15, insert the following:

"C. The provisions of this Section shall apply to all meetings of the board and its committees, but shall not apply to executive sessions held in accordance with the Louisiana Open Meetings Law as provided in R.S. 42:4.1 et seq.

D. The audio and video records created pursuant to this Section shall not be construed in a manner to be the official record, or any part of the official record, of the proceedings of a meeting of the board or any of its committees.

E. If the board is precluded from fulfilling the requirements of this Section due to a technical problem beyond its control, or when the only meeting room available lacks the equipment necessary to facilitate Internet broadcast, the failure to broadcast or record the proceedings of a meeting of the board or any of its committees shall not be construed to be a violation of the provisions of this Section."

On motion of Senator Nevers, the amendments were adopted.

**Floor Amendments**

Senator Murray proposed the following amendments.

June 17, 2010

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Bill No. 403 by Representative Pearson

AMENDMENT NO. 1

On page 1, line 5, after "meetings;" insert "to provide relative to certain meetings of the Board of Elementary and Secondary Education;"

AMENDMENT NO. 2

On page 1, between lines 14 and 15, insert the following: "C. The State Board of Elementary and Secondary Education shall have meetings relative to the Recovery School District, to be held in New Orleans at a site to be determined by the board, on a quarterly basis."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Michot
Adley Erdey Morrish
Alario Gautreaux B Mount
Amedee Gautreaux N Murray
Appel Guillory Nevers
Chabert Hebert Peterson
Cheek Heitmeier Riser
Claitor Jackson Shaw
Crowe Kostelka Smith
Donahue LaFleur Thompson
Dorsey Long Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Broome Martiny Morrell
Marionneaux McPherson Quinn
Total - 6

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

HOUSE BILL NO. 527—

BY REPRESENTATIVES SAM JONES, ARMES, ARNOLD, BALDONE, BARROW, BILLIOT, TIM BURNS, BURRELL, CARMODY, CARTER, DIXON, DOERGE, EDWARDS, GISCLAIR, GUILLORY, GUINN, HARDY, HILL, MICHAEL JACKSON, LABRUZZO, LAFONTA, MCVEA, MILLS, MONTOUCKET, NOWLIN, RICHARD, GARY SMITH, JANE SMITH, ST. GERMAIN, THIERRY, AND WOOTON

AN ACT

To enact Chapter 21-B of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:931 through 943, and R.S. 36:209(Q), relative to cemeteries in the state of Louisiana; to establish the Louisiana Historic Cemetery Preservation Program within the Department of Culture, Recreation and Tourism, office of cultural development, division of archaeology; to provide for program requirements and exemptions; to provide for unlawful acts and penalties for violations; to authorize the department to institute civil proceedings for violations of program requirements; to create the Louisiana Historic Cemetery Trust Fund in the state treasury and to provide for the use of the proceeds thereof; to create an advisory board to oversee the fund; 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 Gautreaux B Morrish
Adley Gautreaux N Mount
Alario Guillory Murray
Amedee Hebert Nevers
Appel Heitmeier Peterson
Chabert Jackson Quinn
Cheek Kostelka Riser
Crowe LaFleur Shaw
Donahue Long Smith
Dorsey McPherson Thompson
Duplessis Michot Walsworth
Erdey Morrell

Total - 35

NAYS

Claitor
Total - 1

ABSENT

Broome Marionneaux Martiny
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. 540—

BY REPRESENTATIVE GISCLAIR AN ACT

To enact R.S. 38:301(C)(1)(b)(iii), (2)(h), and (4), relative to the South Lafourche Levee District; to provide relative to the appropriation of property by the district; to provide relative to notification of property owners; to provide relative to challenges to an appropriation or compensation paid for appropriated property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Marionneaux Martiny
Total - 2

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

HOUSE BILL NO. 636— BY REPRESENTATIVE GISCLAIR AN ACT

To enact R.S. 47:820.5.6, relative to exemptions from tolls on the Tomey J. Doucet Bridge; to provide for the exemptions from tolls for certain vehicles; and to provide for related matters.

Floor Amendments

Senator Alario proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Re-Reengrossed House Bill No. 636 by Representative Gisclair

AMENDMENT NO. 1 Delete Senate Committee Amendments No. 1 and 2 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 11, 2010.

On motion of Senator Alario, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Guillory Murray
Appel Hebert Nevers
Broome Heitmeier Peterson
Chabert Jackson Quinn
Cheek Kostelka Riser
Claitor LaFleur Shaw
Crowe Long Smith
Donahue Martiny Thompson
Dorsey McPherson Walsworth
Duplessis Michot
Total - 38

NAYS

Total - 0

ABSENT

Marionneaux
Total - 1

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

HOUSE BILL NO. 687— BY REPRESENTATIVE SMILEY AN ACT

To amend and reenact R.S. 32:123(E)(1), relative to motor vehicle traffic regulations; to increase the penalties for operators of motor vehicles cited for failure to yield the right-of-way; to

provide for criminal penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Michot
Adley Erdey Morrell
Alario Gautreaux B Morrish
Amedee Guillory Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Chabert Kostelka Peterson
Cheek LaFleur Quinn
Donahue Martiny Shaw
Dorsey McPherson Smith
Total - 30

NAYS

Claitor Riser
Long Walsworth
Total - 4

ABSENT

Crowe Jackson Thompson
Gautreaux N Marionneaux
Total - 5

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

HOUSE BILL NO. 836— BY REPRESENTATIVE WOOTON AN ACT

To enact R.S. 17:1818, relative to certain donations to higher education institutions; to require public academic degree-granting institutions to disclose certain information about gifts received from foreign governments, legal entities, or persons; to provide for procedures and enforcement; to provide for rules; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

June 17, 2010

ABSENT

Claitor	Marionneau	Peterson
Jackson	McPherson	
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. 861—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 40:1846(B)(3)(f), relative to refrigerants; to authorize the use of a safe alternative to liquefied petroleum gas in motor vehicle air conditioning systems; 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	Duplessis	Morrell
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Peterson
Chabert	Kostelka	Quinn
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Gautreaux N	Jackson	Marionneau
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. 923—**  
BY REPRESENTATIVE LEGER  
AN ACT

To enact R.S. 17:100.10(H), relative to the Public School Facilities Financing Act; to provide with respect to the Recovery School District; to provide for use of outside legal counsel for certain purposes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Murray
Alario	Guillory	Peterson
Appel	Hebert	Quinn
Broome	Heitmeier	Riser
Chabert	Kostelka	Shaw

Cheek	Long	Smith
Crowe	Martiny	Thompson
Dorsey	Michot	Walsworth
Duplessis	Morrell	
Erdey	Morrish	
Total - 28		

NAYS

Adley	Donahue	Mount
Claitor	Gautreaux N	Nevers
Total - 6		

ABSENT

Amedee	LaFleur	McPherson
Jackson	Marionneau	
Total - 5		

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

**HOUSE BILL NO. 955—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 33:4720.55(D)(2) and 4720.56(20) and to enact R.S. 33:4720.56(21), relative to the New Orleans Redevelopment Authority; to provide relative to the membership of the governing board; to provide relative to the powers and duties of the authority; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 955 by Representative Leger

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010, on page 1, after line 36 insert the following:

(23)(a) To purchase property at a sale conducted pursuant to enforcement of judicial mortgages created in accordance with R.S. 13:2575(C) by tendering a bid equal to or greater than the minimum bid advertised, which bid may be a credit bid consisting of the obligation of the authority to satisfy the bid by payment to the political subdivision holding the lien being enforced in accordance with intergovernmental agreements between the authority and such political subdivision. Such a bid shall be given priority over all other bids regardless of amount, except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property.

(b) The state and any political subdivision with liens on the property may, pursuant to intergovernmental agreements with the authority, cancel such liens contemporaneously with or subject to the transfer of the property to the authority.

(24)(a) The authority shall have the right, subject to the provisions of this Section, to purchase properties at tax sales conducted in accordance with R.S. 47:2183, and any and all such purchases shall be a purchase pursuant to R.S. 47:2183 and not an adjudication to a political subdivision.

(b) Notwithstanding the provisions of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, the authority may tender a bid at a tax sale which is a credit bid, consisting of the obligation of the authority to satisfy the component parts of the bid by payments to the respective political subdivisions and taxing entities in accordance with intergovernmental agreements between the authority and such political subdivisions and taxing entities.

(c) A bid by the authority at a tax sale for the minimum amount shall take priority over all other bids for the same quantity of property, except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property.



(25) The authority shall have the right and cause of action to enforce any and all liens and other encumbrances assigned by the city of New Orleans.

AMENDMENT NO. 2

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010, on page 1, line 38, change "(23)" to "(26)"

AMENDMENT NO. 3

On page 2, line 1, remove strikethrough of "Four" and delete "Five"

On motion of Senator Morrell, the amendments were adopted.

**Floor Amendments**

Senator Appel proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Appel to Reengrossed House Bill No. 955 by Representative Leger

AMENDMENT NO. 1

In Amendment No. 1 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010, on page 1, line 2, after "(22)," delete "(23),"

AMENDMENT NO. 2

In Amendment No. 2 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010, on page 1, line 5, after "(22)," delete "(23),"

AMENDMENT NO. 3

In Amendment No. 4 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010, on page 1, line 11, change "(21)" to "(20)" and on page 1, line 15 change "(22)" to "(21)"

AMENDMENT NO. 4

In Amendment No. 5 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 11, 2010, change "(23)" to "(22)"

AMENDMENT NO. 5

On page 2, line 1 change "~~Four~~ Five" to "Four"

AMENDMENT NO. 6

On page 2, delete lines 10 and 11 in their entirety

On motion of Senator Appel, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Chabert	Kostelka	Martiny
Hebert	Marionneaux	
Total - 5		

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

**HOUSE BILL NO. 1055—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 17:221(I) and R.S. 36:649(D), to enact R.S. 17:1871(B)(8) and 3217.1(D), and to repeal R.S. 17:14, relative to adult education; to provide for the school attendance of certain students in adult education programs; to eliminate the division of adult and community education within the Department of Education; to transfer the responsibility for the provision of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors of Community and Technical Colleges and to provide with respect thereto; to provide for the powers, duties, and functions of the Board of Supervisors of Community and Technical Colleges; to provide for an effective date of such transfer; and to provide for related matters.

**Floor Amendments**

Senator Donahue proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Donahue to Engrossed House Bill No. 1055 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 13, after "Section 1." change "17:221(I)" to "R.S. 17:221(I)"

AMENDMENT NO. 2

On page 1, line 19, after "age" and before "who" delete "and" and insert a comma ","

AMENDMENT NO. 3

On page 2, at the end of line 1, after "program" insert a comma ","

AMENDMENT NO. 4

On page 2, line 8, after "has" and before "proven" change "a demonstrated and" to "demonstrated a"

AMENDMENT NO. 5

On page 2, line 19, before "thereafter" delete "continuing"

AMENDMENT NO. 6

On page 2, line 25, before "thereafter" delete "continuing"

AMENDMENT NO. 7

On page 3, at the end of line 3, before "allocate" insert "shall"

AMENDMENT NO. 8

On page 3, at the end of line 15, after "programs" insert a comma ","

On motion of Senator Donahue, the amendments were adopted.

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

June 17, 2010

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, Peterson, Broome, Heitmeier, Quinn, Chabert, Jackson, Riser, Cheek, Kostelka, Shaw, Claitor, LaFleur, Smith, Crowe, Long, Thompson, Donahue, McPherson, Walsworth, Dorsey, Michot, Duplessis, Morrell.

Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Marionneaux, Martiny

Total - 2

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

HOUSE BILL NO. 1193— BY REPRESENTATIVE RICHMOND AN ACT

To amend and reenact R.S. 40:1321(A), relative to special identification cards; to allow persons seventeen years of age to obtain a special identification card without a parental signature; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Morrish, Adley, Erdey, Mount, Alario, Gautreaux N, Murray, Amedee, Guillory, Nevers, Appel, Heitmeier, Peterson, Broome, Jackson, Quinn, Cheek, Kostelka, Riser, Claitor, LaFleur, Shaw, Crowe, Long, Smith, Donahue, McPherson, Thompson, Dorsey, Morrell, Walsworth.

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Chabert, Hebert, Martiny, Gautreaux B, Marionneaux, Michot

Total - 6

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

HOUSE BILL NO. 1141— BY REPRESENTATIVE LANDRY AN ACT

To amend and reenact R.S. 17:195(A) and to enact R.S. 17:192.1, relative to school nutrition programs; to require certain public school governing authorities to implement procedures relative to denying meals to students during school hours; to provide relative to the documentation and reporting of such denials; to prohibit school employees from disclosing certain information relative to a student's inability to pay for meals and to provide for related penalties; 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

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

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Chabert, Marionneaux, Hebert, Martiny

Total - 4

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. 1215— BY REPRESENTATIVE BARROW AN ACT

To enact R.S. 33:2740.70.1, relative to East Baton Rouge Parish; to create the Southern University Planning District within the parish; to provide relative to the boundaries, purpose, governance, and plans of the district; to provide relative to the powers and duties of the district; and to provide for related matters.

Floor Amendments

Senator Jackson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 1215 by Representative Barrow

AMENDMENT NO. 1

On page 2, line 6, change "fourteen-member" to "fifteen-member"

AMENDMENT NO. 2

On page 2, line 8, change "Four" to "Five"

AMENDMENT NO. 3

On page 2, line 9, change "Each member" to "Four members"

AMENDMENT NO. 4

On page 2, line 15, after "by" delete the remainder and insert "to represent a major business in the area. The business shall be selected by the president of Southern University and A & M College."

AMENDMENT NO. 5

On page 2, delete line 16

AMENDMENT NO. 6

On page 3, line 8, after "and" change "four" to "five"

On motion of Senator Claitor, the amendments were adopted.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Engrossed House Bill No. 1215 by Representative Barrow

AMENDMENT NO. 1

On page 2, line 17, at the beginning of the line change "(e) Two" to "(d) Three"

AMENDMENT NO. 2

On page 2, at the beginning of line 19 change "(f)" to "(e)"

AMENDMENT NO. 3

On page 2, at the beginning of line 21 change "(g)" to "(f)"

AMENDMENT NO. 4

On page 2, at the beginning of line 23 change "(h)" to "(g)"

AMENDMENT NO. 5

On page 2, at the beginning of line 25 change "(i)" to "(h)"

On motion of Senator Claitor, the amendments were adopted.

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

**HOUSE BILL NO. 1285—**

BY REPRESENTATIVE MCVEA  
AN ACT

To enact R.S. 47:463.141 and R.S. 56:10(B)(14), relative to special prestige license plates; to provide for the creation, issuance, and design of the "Rare and Endangered Species" license plate; to create the "Rare and Endangered Species Account"; to provide for fees and the requirement of fees to be deposited into the "Rare and Endangered Species Fund"; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	

Total - 35

NAYS

Total - 0

ABSENT

Chabert	Martiny
Marionneaux	Peterson

Total - 4

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

**HOUSE BILL NO. 1317—**

BY REPRESENTATIVE BILLIOT  
AN ACT

To enact R.S. 48:21(C), relative to functions of the Department of Transportation and Development; to authorize the Department of Transportation and Development to allow state agencies the option to utilize the department to construct, maintain, improve, and repair roads surrounding state offices and other facilities when the agency provides monies for such work to be performed; to provide for certain conditions; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Mount
Adley	Gautreaux N	Murray
Alario	Guillory	Nevers
Amedee	Hebert	Peterson
Appel	Heitmeier	Quinn
Broome	Jackson	Riser
Cheek	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Duplessis	Morrell	
Erdey	Morrish	

Total - 34

NAYS

Total - 0

ABSENT

Chabert	Long	Martiny
Claitor	Marionneaux	

Total - 5

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

**HOUSE BILL NO. 1325—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 48:1656(23), relative to the Regional Transit Authority; to provide for the general powers of the Regional Transit Authority; to provide a limitation of liability to certain entities; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Guillory, Mount, Adley, Hebert, Murray, Alario, Heitmeier, Nevers, Amedee, Jackson, Peterson, Broome, Kostelka, Quinn, Cheek, LaFleur, Riser, Crowe, Long, Shaw, Dorsey, Martiny, Smith, Duplessis, McPherson, Thompson, Erdey, Michot, Walsworth, Gautreaux B, Morrell, Gautreaux N, Morrish, Total - 34

NAYS

Table with 2 columns: Appel, Donahue, Total - 2

ABSENT

Table with 3 columns: Chabert, Claitor, Marionneaux, Total - 3

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

HOUSE BILL NO. 1376—

BY REPRESENTATIVES HINES, ABRAMSON, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARTER, HARDY, HAZEL, HOWARD, LABRUZZO, LANDRY, LORUSSO, PEARSON, POPE, JANE SMITH, AND TEMPLET

AN ACT

To amend and reenact R.S. 17:158(A), relative to the transportation of students by local school boards to certain elementary and secondary schools; to authorize a local school board to transport to school any student who resides one mile or less from the school; to provide conditions and limitations; to provide an effective date; and to provide for related matters.

Floor Amendments

Senator Duplessis proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 1376 by Representative Hines

AMENDMENT NO. 1

On page 2, after line 28, add the following: "Section 2. The provisions of this Act shall supersede the provisions of that Act which originated as House Bill No. 151 of the 2010 Regular Session of the Legislature of Louisiana."

AMENDMENT NO. 2

On page 3, line 1, change "Section 2." to "Section 3."

On motion of Senator Duplessis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux B, Morrish, Adley, Gautreaux N, Mount, Alario, Guillory, Murray, Amedee, Hebert, Nevers, Appel, Heitmeier, Peterson, Broome, Jackson, Quinn, Cheek, Kostelka, Riser, Claitor, LaFleur, Shaw, Crowe, Long, Smith, Donahue, Martiny, Thompson, Dorsey, McPherson, Walsworth, Duplessis, Michot, Erdey, Morrell, Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Chabert, Marionneaux, Total - 2

The Chair declared the amended 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. 1396—

BY REPRESENTATIVE BURRELL AN ACT

To enact R.S. 17:440.1, relative to school employees; to require first aid training for public school employees; to provide for policies adopted by each city, parish, and other local public school board relative to such requirement; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux N, Morrish, Adley, Guillory, Mount, Alario, Hebert, Murray, Amedee, Heitmeier, Nevers, Appel, Jackson, Peterson, Broome, Kostelka, Quinn, Cheek, LaFleur, Riser, Crowe, Long, Shaw, Donahue, Martiny, Smith, Dorsey, McPherson, Thompson, Duplessis, Michot, Walsworth, Gautreaux B, Morrell, Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Chabert, Erdey, Claitor, Marionneaux, Total - 4

The Chair declared the bill was passed and ordered it returned to the House. Senator Jackson 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. 1414—**

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 40:600.4(A)(1) and (5) and 600.6(A)(4)(a) and to enact R.S. 40:600.5(H) and 600.6(E), relative to the Louisiana Housing Finance Agency; to provide for changes to the board of commissioners; to provide for legislative oversight; to provide for annual reporting; 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	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Peterson
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Chabert	Erdey	Marionneau
Total - 3		

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. 1449—**

BY REPRESENTATIVE FANNIN

AN ACT

To enact R.S. 9:1103, relative to the right of riparian owners; to provide for the assignment of rights to access the running waters of the state; to provide for the transfer for agricultural and aquacultural use by public entities; to prohibit fees charged by the state; and to provide for related matters.

**Floor Amendments**

Senator Jackson proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jackson to Engrossed House Bill No. 1449 by Representative Fannin

**AMENDMENT NO. 1**

On page 1, line 3, after "state;" and before "to provide" insert "to provide a statement of public policy;"

**AMENDMENT NO. 2**

On page 2, line 2, after "these sorts." insert the following: "The public purpose served by the enactment and implementation of this Section is the protection and conservation of the water as a resource of the state in such a way that the health, safety, and welfare of the people of the state are protected and benefitted."

On motion of Senator Jackson, the amendments were adopted.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Engrossed House Bill No. 1449 by Representative Fannin

**AMENDMENT NO. 1**

On page 2, between lines 24 and 25, insert the following:

"E. This Section shall become null and of no effect on January 12, 2035."

On motion of Senator Claitor, the amendments were adopted.

The bill was read by title. Senator Thompson 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	Guillory	Murray
Amedee	Hebert	Peterson
Appel	Heitmeier	Quinn
Broome	Jackson	Riser
Cheek	Kostelka	Shaw
Claitor	LaFleur	Smith
Crowe	Long	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Erdey	Morrell	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Chabert	Marionneau	Nevers
Donahue	Martiny	
Total - 5		

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

**HOUSE BILL NO. 1481— (Substitute for House Bill No. 1025 by Representative Landry)**

BY REPRESENTATIVE LANDRY

AN ACT

To amend and reenact R.S. 17:416.7, relative to school boards; to require school boards to notify parents prior to implementing new school uniform policies or changing existing school uniform policies; to provide for exceptions; 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	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish

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Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Peterson
Cheek	Kostelka	Quinn
Crowe	LaFleur	Riser
Donahue	Long	Shaw
Dorsey	Martiny	Smith
Duplessis	McPherson	Thompson
Erdey	Michot	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Chabert	Claitor	Marionneaux
---------	---------	-------------

Total - 3

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.

Mr. President in the Chair

HOUSE BILL NO. 1487— (Substitute for House Bill No. 1128 by Representative Leger)

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 17:3981(4), 3982(A)(1)(a), 3983(A)(3)(c), and 3991(B)(14) and to enact R.S. 3991(B)(24) and 3996(B)(24) and (25), relative to charter schools; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education when reviewing and approving a proposed charter; to provide relative to the duties and responsibilities of a local school board when reviewing and approving a proposed charter; to provide relative to charter requirements; to provide relative to certain exemptions granted charter schools from statutory mandates or other statutory requirements that are applicable to public schools; to provide effective dates; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed House Bill No. 1487 by Representative Leger

AMENDMENT NO. 1

On page 1, line 2, change "3991(B)(14)" to "3991(B)(4) and (14)

AMENDMENT NO. 2

On page 1, line 3, between "R.S. 17:3991(B)(24) and "and" insert "and (C)(1)(d)"

AMENDMENT NO. 3

On page 1, line 10, between "schools;" and "to" insert "to authorize certain charter schools to establish an enrollment preference for certain students;"

AMENDMENT NO. 4

On page 2, line 10, change "3991(B)(14)" to "3991(B)(4) and (14)"

AMENDMENT NO. 5

On page 2, line 11, between "R.S. 17:3991(B)(24) and "and" insert "and (C)(1)(d)"

AMENDMENT NO. 6

On page 3, between lines 23 and 24, insert the following:

"(4)(a) A description of the jurisdiction within which a pupil shall reside or otherwise be eligible to attend a public school in order to be eligible for admission.

(b) A description of the geographic boundaries circumscribing the neighborhood immediately surrounding the charter school from which students residing within may be given preference for enrollment as provided in Subsection C of this Section.

\* \* \*

AMENDMENT NO. 7

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

"C. A charter school shall:

(1)

\* \* \*

(d) Beginning with the 2011-2012 school year, each elementary and middle charter school, other than a Type 2 charter school, may request from and be granted by its chartering authority the authority to give preference in its enrollment procedures to students residing within the neighborhood immediately surrounding the school. The geographic boundaries of the neighborhood immediately surrounding such school shall be determined by the school's chartering authority.

\* \* \*

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Cheek	Jackson	Peterson
Claitor	Kostelka	Quinn
Crowe	LaFleur	Riser
Donahue	Long	Shaw
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Erdey	Michot	

Total - 34

NAYS

Total - 0

ABSENT

Broome	Marionneaux	Thompson
Chabert	Smith	

Total - 5

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

HOUSE BILL NO. 1491— (Substitute for House Bill No. 1399 by Representative Downs)

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(introductory paragraph), (iii), (vi), (viii), (xii), and (xiii), relative to academic standards for a Taylor Opportunity Program for Students award; to provide relative to the high school core curriculum requirements for certain students to be eligible for an Opportunity, Performance, or Honors award; to provide applicability; to provide effectiveness; to provide an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Chabert	Kostelka	Long
Gautreaux N	LaFleur	Marionneaux
Total - 6		

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

**Motion**

Senator B. Gautreaux moved to suspend the rules to take up House Bill No. 1337 out of its regular order.

Without objection, so ordered.

**HOUSE BILL NO. 1337—**

BY REPRESENTATIVES ROBIDEAUX, TIM BURNS, CARMODY, CARTER, CORTEZ, GREENE, HARDY, HENDERSON, KATZ, LANDRY, LIGI, PEARSON, AND TUCKER

**AN ACT**

To amend and reenact R.S. 11:62(4), (5)(a) and (c) and (10), 203, 211, 212, 214, 231, 403(5), 441(A) and (F), 444(A), 461(B), 471(A), 478(A), 551, 553 (introductory paragraph), 581, 601(B), 602, 701(5)(a), (b), and (c)(i), 761(A)(3), 768(B)(2), 778(C) and (D), 779, 1002(6)(b), 1141(A), 1144(B)(2)(a) and (3), 1147(C)(2)(b), 1151(A), 1307(A), 1310(A), 1313(B)(introductory paragraph), 1316(A), 1317(A)(1)(introductory paragraph), 1318(A), 1319, 1320(A), 1321(A)(1), 1322(A)(introductory paragraph) and to enact R.S. 11:62(5)(g), 471.1, Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, 761(A)(4), 779.1, 1002(6)(c), 1144(B)(4), 1147(C)(2)(a)(iii), 1151.1, 1313(C), 1323, 1323.1, Part III of Chapter 4 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1345.1 through 1345.9, and R.S. 24:36(M), relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the State Police Pension and Retirement System, and the Louisiana School Employees' Retirement System; to provide relative to membership, employee contributions, benefit calculation, survivor benefits, disability benefits, and retirement eligibility for members of such systems newly hired after a certain date; to provide an effective date; and to provide for related matters.

**Floor Amendments**

Senator B. Gautreaux proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 1337 by Representative Robideaux

AMENDMENT NO. 1

On page 5, at the end of line 11, change "R.S. 11:1357" to "R.S. 11:1345.7"

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

**Floor Amendments**

Senator B. Gautreaux proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators B. Gautreaux, Guillory and Appel to Reengrossed House Bill No. 1337 by Representative Robideaux

AMENDMENT NO. 1

On page 2, delete line 24 and insert the following:

"(a) ~~Judges, court~~ Court officers, the governor, lieutenant governor and legislators"

AMENDMENT NO. 2

On page 3, between lines 7 and 8 insert the following:

"(h) Judges holding positions specified in 11:553(1), (3) through (5), (7), and (10) through (15) - 13%."

AMENDMENT NO. 3

On page 22, line 5, delete "judges or"

AMENDMENT NO. 4

On page 22, delete line 12 and insert the following:

"This Subpart shall apply to all ~~present and future judges and court officers~~"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Amedee	Gautreaux B	Morrish
Appel	Guillory	Mount
Claitor	Heitmeier	Quinn
Crowe	Jackson	Riser
Donahue	Long	Walsworth
Duplessis	Morrell	
Total - 17		

**NAYS**

Adley	Gautreaux N	Peterson
Alario	Hebert	Shaw
Broome	Kostelka	Smith
Cheek	LaFleur	Thompson
Dorsey	McPherson	
Erdey	Murray	
Total - 16		

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ABSENT

Mr. President	Marionneaux	Michot
Chabert	Martiny	Nevers
Total - 6		

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Appel moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

HOUSE BILL NO. 1363— BY REPRESENTATIVE KLECKLEY AN ACT

To enact R.S. 33:2481.4 and 2541.1, relative to the municipal police civil service; to authorize the municipal governing authority to create the position of deputy chief of police; to provide that the position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to the qualifications, duties, and responsibilities for such position; to provide relative to resignation from the position and return to the classified police service; and to provide for related matters.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed House Bill No. 1363 by Representative Kleckley

AMENDMENT NO. 1

On page 4, between lines 9 and 10, insert the following: "Section 3. The provisions of this Act shall not apply to the governing authority of any parish, municipality, or other local taxing authority in a parish with a population between one hundred forty seven thousand and one hundred fifty thousand or to the governing authority of any municipality or other local taxing authority with a population between forty-six thousand and fifty thousand according to the most recent federal decennial census."

AMENDMENT NO. 2

On page 4, line 10, change "Section 3." to "Section 4."

On motion of Senator Walsworth, the amendments were adopted.

Motion to Reconsider

Senator Walsworth asked for and obtained a suspension of the rules to reconsider the adoption of Amendment No. 5657 to House Bill No. 1363.

Without objection, so ordered.

Senator Walsworth withdrew the amendments.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed House Bill No. 1363 by Representative Kleckley

AMENDMENT NO. 1

On page 4, between lines 9 and 10, insert the following: "Section 3. The provisions of this Act shall not apply to the governing authority of any parish, municipality, or other local taxing

authority in a parish with a population between one hundred forty seven thousand and one hundred fifty thousand, to the governing authority of any municipality or other local taxing authority with a population between forty-six thousand and fifty thousand or to the governing authority of any municipality or other local taxing authority with a population between seventeen thousand eight hundred and eighteen thousand according to the most recent federal decennial census."

AMENDMENT NO. 2

On page 4, line 10, change "Section 3." to "Section 4."

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Chabert	Martiny
Marionneaux	Nevers
Total - 4	

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.

Senator Broome in the Chair

HOUSE BILL NO. 1000— BY REPRESENTATIVE WADDELL AN ACT

To enact R.S. 17:3048.1(B)(5), relative to eligible schools for the use of Taylor Opportunity Program for Students Opportunity, Performance, and Honors awards; to provide relative to the use of such an award by a student to pursue specified skill or occupational training at certain schools having a valid and current certificate of registration issued by the Louisiana State Board of Cosmetology and proprietary schools having a valid and current license issued by the Board of Regents; to provide conditions; to provide relative to award amounts at such schools; to provide limitations; to provide effectiveness; to provide an effective date; 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	Duplessis	Morrell
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Appel	Hebert	Peterson
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Chabert	Kostelka	Martiny
Guillory	Marionneaux	Nevers
Total - 6		

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. 1069—**

BY REPRESENTATIVES MICHAEL JACKSON, AUBERT, HENRY BURNS, DIXON, DOERGE, DOWNS, GISCLAIR, GUINN, HILL, SAM JONES, MONTOUCKET, AND NORTON  
AN ACT

To amend and reenact R.S. 48:1671(A), (B), and (C)(1), relative to the Southern Rapid Rail Transit Compact; to add the state of Texas to the compact; to provide for representation on the Southern High-Speed Rail Commission; and to provide for related matters.

**Floor Amendments**

Senator McPherson proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed House Bill No. 1069 by Representative Michael Jackson

**AMENDMENT NO. 1**

On page 1, line 2, after "(C)(1)" delete the remainder of the line and insert "and to enact Chapter 35 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2170 through 2189, relative to the development of transportation infrastructure; to provide relative to the Southern Rapid Rail"

**AMENDMENT NO. 2**

On page 1, line 4, after "Commission;" insert "to provide relative to the "The Louisiana Intrastate Rail Compact"; to authorize the creation of compacts to develop a system of railways, transitways, and other transportation facilities; to provide for the powers and duties of such compacts; to authorize compacts to issue bonds and raise revenues subject to voter approval; to prohibit the development of transportation infrastructure by prohibiting closure of private railroad crossings; to authorize the creation of the Louisiana Intrastate Rail Compact; to provide for the powers and duties of such compact; to authorize the compact to issue bonds and raise revenues subject to voter approval; to provide the mechanism for entities to become a part of the Louisiana Intrastate Rail Compact under certain circumstances;"

**AMENDMENT NO. 3**

On page 2, between lines 11 and 12, insert the following:

"Section 2. Chapter 35 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:2170 through 2189, is hereby enacted to read as follows:

**CHAPTER 35. THE LOUISIANA INTRASTATE RAIL COMPACT**

**§2170. Short title**

This Chapter shall be known and may be referred to as "The Louisiana Intrastate Rail Compact Act".

**§2171. Purpose; findings; determinations**

A. The development, improvement, expansion, and maintenance of an efficient, safe, and well-maintained system of railways, transitways, and other transportation facilities that promote mobility are essential to Louisiana's economic health and are intended to act as a system that provides a basis for business and industry to compete cost effectively on a regional, national, and global scale in order to provide a high quality of life for the people of this state.

B. The expansion of local and regional transportation facilities is vital to the growth and development of the parishes and the state.

C. Public sources of revenues, including federal funding, that provide an efficient transportation system have not kept pace with the state's growing population and transportation needs; therefore, available alternative sources of revenue generation should be utilized to supplement currently available public funding in order to provide these needed transportation facilities.

D. Since public funding sources are not providing the state with sufficient revenues to meet all of its transportation needs, parishes and municipalities are hereby encouraged to utilize public-private partnerships as an additional means to assist in financing improvements to the state transportation system, especially the development of a rail travel choice in Louisiana in order to meet regional and local transportation needs.

**§2172. Definitions**

Unless the text clearly indicates otherwise, the following words or phrases shall have the following meanings:

- (1) "Act" means the Louisiana Intrastate Rail Compact Act.
- (2) "Board" means the board of directors of a compact.
- (3) "Bonds" means bonds, notes, certificates, obligations, or any other evidence of indebtedness or evidence of borrowed money issued or entered into by a compact to finance a project.
- (4) "Compact" means any quasi-governmental entity compact formed by any parish or municipality, or two or more parishes or municipalities, or any combination of parishes and municipalities pursuant to the provisions of this Chapter or any successor thereto.
- (5) "Department" means the Department of Transportation and Development or any successor agency thereto.
- (6) "Municipal-street system project" means any proposed capital project involving the acquisition of land for, or the acquisition, construction, reconstruction, improvement, installation, extension, development, or equipping of real property or related facilities as part of the rail service program.
- (7) "Parish-related project" means any proposed capital project involving the acquisition of land for, or the acquisition, construction, reconstruction, improvement, installation, extension, development, or equipping of real property as part of a parish road railway or other transportation system and related facilities to the railway program.
- (8) "Project" means any capital project undertaken pursuant to this Chapter involving the acquisition of real property for, or the acquisition, construction, reconstruction, improvement, extension, installation, development, or equipping of a railway, related facilities, or any portion thereof, including a state-designated passenger rail project.
- (9) "Project costs" means all costs of acquisition and construction; the cost of acquisition of all land, rights-of-way, servitudes, property rights, easements, and interests acquired, or to be acquired, by a compact for such a railway program and related construction; the cost of demolishing or removing any buildings or structures on land so acquired, including the cost of acquiring any lands to which such buildings or structures may be moved; the cost of all machinery and equipment; financing charges, interest charges, interest prior to and during construction; cost of traffic estimates and of engineering and legal expenses; plans, specifications, and surveys; estimates of costs and of revenues; other expenses necessary or

incidental to determining the feasibility or practicability of constructing a railway project; administrative expenses and such other expenses as may be necessary or incidental to the construction of a project; the financing of such railway construction and the placing of a rail transport project in operation. Any obligation or expenses hereafter incurred by the department, with the approval of a compact, for traffic surveys, borings, preparation of plans and specifications, and other engineering services in connection with the construction of a project shall be regarded as part of the cost of the project and shall be reimbursed to the department.

(10) "Public utility facilities" means tracks, pipes, signals, railroad grade-crossing protection at vehicular crossings, stations, parking facilities mains, conduits, cables, wires, towers, poles, railroads, and other equipment and appliances which are either publicly or privately owned.

(11) "Real property" means lands, waters, rights in lands or waters, structures, franchises, and interests in land, including lands under water, riparian rights, property rights in air space or subsurface space, and any and all other things and rights usually included within the said term, including any and all interests in such property less than full title, such as easements and servitudes, rights-of-way, uses, leases, licenses, and all other incorporeal hereditaments and every estate, interest or right, legal or equitable, whether permanent or temporary.

(12) "Revenues" means:

(a) All income, revenues, and receipts derived or to be derived from a project owned, leased, maintained, operated, or otherwise received by a compact from a project, or from contracts or agreements relating to a project, including but not limited to lease or sublease agreements, sale agreements, security agreements, loan agreements, pledge agreements, or other financing agreements between that compact and any entity, or from any other sources whatsoever.

(b) Monies generated by way of contract, pledge, donation, or bequest.

(c) Monies generated by taxes of a public entity which are authorized to be assessed and levied by law.

(13) "State" means the state of Louisiana.

(14) "State-designated project" means any proposed capital project involving the acquisition of land for, or the acquisition, construction, reconstruction, improvement, installation, extension, development, or equipping of real property as part of the state transportation system, including railway projects and related facilities.

(15) "State transportation system" means all roadways, highways, bridges, or tunnels which constitute the state rail transportation system.

(16) "Transitway" or "railway" means any fixed guide way facility involving the use of rail or dedicated transit lines.

(17) "Authority" means Louisiana Intrastate Rail Authority. §2173. Creation of compact; jurisdiction There is in state government a Louisiana Intrastate Rail Authority.

The authority shall direct the development and implementation of intrastate high-speed rail service that is fully integrated with the state's existing intrastate rail and bus network, consisting of interlinked conventional and high-speed rail lines and associated feeder buses. The intrastate network in turn shall be fully coordinated and connected with commuter rail lines and urban rail transit lines developed by local agencies, as well as other transit services, through the use of common station facilities whenever possible. The authority may apply for and expend federal funds made available through the American Recover and Reinvestment Act of 2009, upon appropriation of the legislature, to develop passenger rail corridors in Louisiana.

Any parish or municipality, or two or more parishes or municipalities, or any combination of parishes and municipalities are hereby authorized to form a quasi-governmental compact. Any such compact created pursuant to this Chapter shall be considered and treated as a body politic and corporate established for the public purposes enumerated herein. The boundaries of the compact shall be coextensive with the territorial boundaries of the parish or parishes or municipality or municipalities which establish such compact. The compact shall have the power to adopt bylaws containing such terms and provisions as the directors of the compact shall deem necessary

or convenient to further carry out its purposes, provided that nothing therein may contravene any of the provisions of this Chapter. §2174. Liability

Neither the state nor any state agency, parish, municipality, district, or any other political subdivision or other public entity shall be subject to any claims, liabilities, costs, expenses, or causes of action for any personal injury or damage to property arising out of the construction, operation, or maintenance of any project, or which may happen to occur on any railway, if such incident giving rise thereto occurs prior to transfer and reversion of ownership of any project from a compact created hereunder to the state or appropriate parish or municipality in accordance with the provisions of this Chapter. Should any suit or other action be filed against a compact created hereunder prior to reversion of a project, such reversion shall be effected as provided in this Chapter, but the compact so joined by such action shall continue in existence as provided in R.S. 48:2189(A). No individual member, officer, director, or employee of a compact shall be liable personally for any such claims, liabilities, costs, expenses, or causes of action in any event. §2175. Directors

A. The board of the compact shall consist of such directors as are specified in the compact agreement, provided the board shall consist of at least five directors, including the Louisiana designee to the Southern Rail Corridor to be appointed by the chairman of the Southern Rail Corridor.

B. All directors shall be appointed by the parish or municipality forming the compact, if there is only one. If more than one parish, municipality, or any combination of parishes and municipalities is involved in forming a compact, each parish or municipality shall appoint an equal number of directors.

C. The compact shall elect from its directors a chairman, a vice chairman, and a secretary-treasurer who shall serve one-year terms. Where more than one parish or municipality is involved in the formation of a compact, the chairmanship for each successive term shall be alternated among the representatives of all participating parishes and municipalities.

D. Any vacancy which occurs prior to the expiration of a term for which a member of the board has been appointed shall be filled by appointment in the same manner as the original appointment for the unexpired term as set forth in the articles of incorporation or bylaws of the compact.

E. Upon the effective date of an appointment, or as soon as practicable thereafter, each appointed member shall enter upon their duties. A member shall hold office until a successor has been appointed. Any member of the compact is eligible for reappointment.

F. All directors shall have equal status, and each director shall have one vote.

G. The presence of a majority of the board shall constitute a quorum. A majority vote of those present and voting shall be necessary for any action taken by the board.

H. A vacancy on the board shall not impair the right of a quorum to exercise a right or perform a duty of the board.

§2176. Compensation of directors  
Directors of the board shall not be entitled to any salary for services, but each member shall be reimbursed for actual expenses necessarily incurred in the performance of all duties in connection with the business of a compact in compliance with Policy and Procedure Memorandum 49, as promulgated by the division of administration, as amended and revised and may, if authorized by the board, be entitled to a per diem when conducting official business, not to exceed seventy-five dollars per day.

§2177. Conflict of interest; ethics code  
Any compact created pursuant to this Chapter, and all directors and officers thereof, shall be subject to the Code of Governmental Ethics (R.S. 42:1101 et seq.).

§2178. Right of public agencies to material  
Any compact created pursuant to this Chapter shall be subject to and fully comply with the Public Records Law (R.S. 44:1 et seq.) and the Open Meetings Law (R.S. 42:4.1 et seq.) of the state. The proceedings and documents of a compact shall be public record. All reports, maps, or other technical documents produced in whole or in part by a compact may be utilized by the department or any other

public agency in any manner that they deem necessary and advisable in the conduct of their duties.

§2179. Establish feasibility; prior written approval

A. A compact created and established pursuant to this Chapter may construct and operate transit way facilities along a transit corridor within the state under the terms and conditions set forth in this Chapter, with the prior express written consent of the affected governing bodies within the geographic boundaries of such compact after public hearing. The facilities shall be part of the approved transportation plan and program of the department and the local metropolitan planning organization, where applicable.

B. Prior to the initiation of environmental impact statements and preliminary engineering, feasibility studies shall first be conducted to substantiate project need and justification.

§2180. General grant of powers and duties

In addition to having all of the powers granted, each compact may exercise all additional powers necessary, appurtenant, convenient, or incidental to the carrying out of its purposes, including but not limited to the following rights and powers:

(1) To adopt and amend bylaws, regulations, and procedures for the governance of its affairs and the conduct of its business and to designate an official journal which shall be a newspaper of general circulation within the geographical boundary of the compact.

(2) To adopt, use, and alter at will an official seal.

(3) To construct, reconstruct, maintain, improve, install, extend, develop, equip, repair, operate, own, and lease projects within the geographic boundaries of the compact in the manner to be determined by the compact, including in segments, phases, or stages, and all rights-of-way and to pay all project costs in connection therewith.

(4) To sue and be sued in its own name, plead, and be impleaded; however, any and all actions at law or in equity against the compact shall be brought in the parish where the cause of action arises, and if land is involved, including condemnation proceedings, suit shall be brought in the parish where the land is situated.

(5) To fix, revise, and adjust, from time to time, fees and charges in connection with each project sufficient to pay all or a portion of maintenance, operation, debt service and reserve or replacement costs, and other necessary or usual charges and to regulate speed limits on the railway transportation system.

(6) To contract with any person, partnership, association, or corporation desiring the use of any part of a project, including the rights-of-way adjoining the paved portion, for placing thereon telephone, fiber optic, telegraph, electric light, or power lines, gas stations, garages, and restaurants, or for any other purpose, and to fix the terms, conditions, rents, and rates of charges for such use. Any utilities which are placed within the right-of-way shall be loadable by the one-call system, and the utilities shall place locator strips on any buried objects. The contract or lease shall require the removal at the expense of the lessee of any utilities or other obstructions placed within the right-of-way at the request of such private utility owner when expansion of the rail transportation facility requires such removal.

(7) To acquire, hold, and dispose of real and personal property in the exercise of its powers and the performance of its duties under this Chapter in accordance with existing state law.

(8) To acquire in the name of the compact by purchase, gift, transfer, foreclosure, lease, or otherwise, including rights or easements, or by the exercise of the power of eminent domain in the manner hereinafter provided, such public or private lands, including public parks, playgrounds or reservations, or parts thereof or rights therein, rights-of-way, property rights, easements, and interests, as it may deem necessary for carrying out the provisions of this Chapter. Eminent domain shall be used for the sole purpose of constructing a railway transportation system and for the other public purposes set forth in this Chapter, and not for the exercise of, or accommodation for, private development interests, including but not limited to service stations, food marts, restaurants, truck stops, or other private enterprises.

(9) To hold, sell, assign, lease, or otherwise dispose of any real or personal property or any interest therein; to release or relinquish any right, title, claim, lien, interest, easement, or demand however acquired, including any equity or right of redemption in property foreclosed by it; to take assignments of leases and rentals; proceed

with foreclosure actions; or take any other actions necessary or incidental to the performance of its corporate purposes.

(10) To designate the location, and establish, limit, and control points of ingress and egress for each project as may be necessary or desirable in the judgment of the compact to ensure the proper operation and maintenance of such project, and to prohibit entrance to such project from any point or points not so designated. Creation of new points of ingress and egress or substantial reconstruction or redesign of the same shall be made only after public hearing. Where the state railway transportation system is affected, the concurrence of the department shall be obtained for any such matters set forth in this Paragraph.

(11) In all cases where parish, municipal, or other public roads are affected or severed, the compact is hereby empowered and required to move and replace the roads with equal or better facilities, and all expenses and resulting damages, if any, shall be paid by the compact.

(12) To enter, or authorize its agents to enter upon any lands, waters, and premises within the geographic boundaries of the compact for the purpose of making surveys, soundings, drillings, and examinations as it may deem necessary or appropriate for the purposes of this Chapter, and such entry shall not be deemed a trespass or unlawful. The compact shall make reimbursement for any actual damages resulting to such lands, waters, and premises as a result of such activities.

(13) To procure liability, casualty, and other insurance in such amount or amounts appropriate to the size of the project, as determined by the board, insuring the compact against all losses, risk, and liability arising out of the construction, operation, maintenance, and ownership of any project.

(14) To apply for, receive, and accept subventions, grants, loans, advances, and contributions from any source of money, property, labor, or other things of value, to be held, used, and applied for its corporate purposes.

(15) To open accounts at financial institutions as necessary for the conduct of its business and to invest any funds held in reserves or sinking funds, or any funds not required for immediate disbursement in such investments as may be provided in any financing document relating to the use of such funds, or, if not so provided, as the board may determine, subject to compliance with state laws relative to investments by political subdivisions.

(16) To borrow money and issue bonds for any corporate purpose, including the development, construction, or financing of any project which the compact is authorized to acquire or construct, including all costs in connection with and incidental to such acquisition or construction and the financing thereof.

(17) To enter into contracts and agreements and execute all instruments necessary or convenient thereto for accomplishing the purposes of this Chapter. Such contracts and agreements may include, without limiting the foregoing, construction agreements, purchase or acquisition agreements, loan or lease agreements, partnership agreements, including limited partnership agreements, joint venture, participation agreements, or loan agreements with leasing corporations or other financial institutions or intermediaries.

(18) To enter into agreements with a public or private entity, to permit the entity, independently or jointly with the compact, to construct, maintain, repair, or operate projects, and to authorize the investment of public and private money to finance such projects, subject to compliance with state law relative to use of public funds.

(19) To employ consultant engineers, attorneys, accountants, construction and financial experts, superintendents, managers, and such other employees and agents as may be necessary for the accomplishment of its corporate purposes, and to fix their compensation.

(20) To exercise the power of eminent domain in accordance with general law, or at the option of the compact, Part XII of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, and the provisions relating to acquisition of property prior to judgment found therein, provided that any property so acquired by a compact which is not used for an authorized public purpose of the compact within three years of such acquisition shall be reconveyed by the compact to the prior owners thereof at current market value. Upon refusal or failure to accept reconveyance of such property by the prior owner,

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the compact may use or dispose of such property as provided for in this Chapter.

(21) To do all acts and things necessary or convenient for the powers granted to it by law.

§2181. State-designated projects; department approvals

A. A compact may, upon obtaining the approval of the Department of Transportation and Development undertake a state-designated project as a project under this Chapter.

B. Any portion of a compact project which is proposed to connect with or otherwise directly affect the operation of any portion of any state highway or any state-designated project shall be approved by the Department of Transportation and Development.

C. Notwithstanding any other law to the contrary, specifically including but not limited to the Louisiana Expressway Law (R.S. 48:1251 et seq.), any compact organized pursuant to the provisions of this Chapter shall have full power to carry out all of the powers and duties set forth in this Chapter, without the necessity of obtaining the approval or consent of the state, or any state agency, political subdivision, district, authority, or other public entity except as expressly provided for in this Chapter.

§2182. Acquisition of lands and property

A. For the purposes of this Chapter, a compact may acquire private or public property and property rights, including rights of access, air, view, and light, by gift, devise, purchase, or condemnation by eminent domain proceedings, as the compact may deem necessary for any of the purposes of this Chapter, including but not limited to any lands reasonably necessary for securing applicable permits, areas necessary for management of access, borrow pits, drainage ditches, water retention areas, rest areas, placement access for landowners whose access is impaired due to the construction of a project, and replacement rights-of-way for relocated rail and utility facilities for existing, proposed, or anticipated transportation facilities in the transportation corridor designated by the compact.

B. In the acquisition of land and property, a compact may acquire an entire lot, block, or tract of land, if, by so doing, the acquisition costs to the compact will be equal to or less than the cost of acquiring only that portion of the property thereof necessary for the project. This Subsection is a specific recognition that this means of limiting the rising costs of such property acquisition is a public purpose and that, without this limitation, the viability of many public projects will be threatened. To that end, the provisions of R.S. 48:2180(20), regarding reconveyance of such excess portion shall not apply except in the case of the exercise by a compact of its right of eminent domain.

C. A compact may sell, lease, or otherwise dispose of all or any portion of a project, provided that the sale, lease, or other disposition of a state-designated project shall require department approval. Notwithstanding any law to the contrary, any surplus property may be sold in accordance with procedures adopted by the compact that maximize the price received for such property.

D. The right of eminent domain conferred by this Chapter shall be exercised by each compact in the manner provided by state law.

E. When a compact acquires property for a project, it is not subject to any liability imposed by pre-existing conditions. This Subsection does not, however, affect the rights or liabilities of any past or future owners of the acquired property, nor does it affect the liability of any governmental entity for the results of its actions which create or exacerbate a pollution source. The compact and the Louisiana Department of Environmental Quality may enter into interagency agreements for the performance, funding, and reimbursement of the investigative and remedial acts necessary for property acquired by the compact.

§2183. Public utilities

A. A compact shall have the power to make reasonable regulations for the installation, construction, maintenance, repair, renewal, relocation, and removal of any public utility, railroad, vehicular crossings of railroads, pipeline company, or other entity, in, on, along, over, or under a project. Whenever a compact shall determine that it is necessary that any public utility facilities which now are, or hereafter may be, located in, on, along, over, or under a project should be relocated in such project, or should be removed from such project, or should be carried along or across the project by grade separation, the owner or operator of such facilities shall relocate or remove the same in accordance with the order of the

compact; however, the cost and expenses of such relocation or removal or grade separation, including the cost of installing such facilities in a new location or new locations, and the cost of any land, or any rights-of-way or interest in lands, and any other rights acquired to accomplish such relocation or removal, and the cost of maintenance of grade separation structures, shall be paid by the compact as a part of the cost of such project. In case of any such relocation or removal of public utility facilities, the owners or operators of the same, their successors or assigns, may use and operate such public utility facilities, with the necessary appurtenances, in the new location or new locations, for as long a period, and upon the same terms and conditions, as they had the right to maintain and operate such public utility facilities in their former location or locations.

B. Notwithstanding the provisions of Subsection A of this Section, any utility allowed to exist on a compact's right-of-way at the request of the utility pursuant to R.S. 48:2180(6), shall be responsible for any cost of relocation, removal, or grade separation and all expenses related thereto.

§2184. Levy special benefit assessments

A. A compact formed under the provisions of this Chapter may levy special benefit assessments for needed public rail transit facilities and services on the property which benefits from those facilities and services.

B. The intrastate rail compact transit facilities and services provide special benefits to parcels of land, and improvements thereon, in the vicinity of rail rapid transit stations, and provide general benefits to the community at large. The board of directors of a compact shall be conclusive judge of the proportion of special and general benefits produced by the facilities and of the distribution of the special benefits among parcels of property within the benefit assessment district.

C. The compact may exercise the powers granted to an economic development district pursuant to R.S. 33:9038.33 and 33:9038.34 as if the compact is such an economic development district; however, no state tax increments shall be dedicated to pay any revenue bonds of any compact or be otherwise used to obligate the state financially to support a compact or projects of a compact.

§2185. Local option

The provisions of R.S. 48:2184 shall not apply to any municipality or parish unless the qualified electors of the municipality or parish vote in favor of the application of this Chapter to the municipality or parish.

§2186. Contracts; construction and law enforcement

A. Contracts of a compact for the construction, improvement, repair, or maintenance of any municipal street system project, parish-related project, or project of a compact as defined in R.S. 48:2172(8) shall be made and awarded pursuant to Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950.

B. Exceptions shall be made for publicly funded improvements made to private railway property under contract to the compact for a public benefit, where the labor organizations of the private railway have agreements to carry out work on such property. In this case, the granted public benefit by the private railway company shall be considered an intangible asset owned by the compact.

C. Notwithstanding any law to the contrary, a compact may contract with a private entity to provide services for design, cost estimate, feasibility studies, operations, management and construction management services, provided that any contract awarded for such services shall be awarded only after the compact drafts and uses a request for proposal seeking proposals from qualified providers. Notice of such requests for proposal shall be published twice, once a week for two weeks, in the official journal of the compact and once in at least one trade journal. Such notice shall give a brief description of the services sought, where a complete request for proposal form may be obtained, and the deadline for response to the proposal, which shall be no less than thirty days from the last publication in the official journal. Nothing in this Subsection shall be construed to allow contracts for the construction, improvement, repairs, or maintenance of railways to be awarded in any manner other than as set forth in Subsection A of this Section.

D. A compact created hereunder shall contract with the state police, a law enforcement district, or a municipal law enforcement agency for law enforcement and patrol functions.

§2187. Bonds

A. Without reference to any provision of the Constitution of Louisiana and the laws of Louisiana, and as a grant of power in addition to any other general or special law, a compact created pursuant to this Chapter may issue bonds for any corporate purpose and pledge revenues for the payment of the principal and interest of such bonds. A compact is further authorized, in its discretion, to pledge all or any part of any gift, grant, donation, or otherwise any sum of money, aid, or assistance from the United States, the state, or any political subdivision thereof, unless otherwise restricted by the terms thereof, all or any part of the proceeds of bonds, credit agreements, instruments, or any other money of the compact, from whatever source derived, for the further securing of the payment of the principal and interest of the bonds.

B. Bonds issued under the provisions of this Chapter shall not be deemed to constitute a pledge of the full faith and credit of the state or of any governmental unit thereof. All such bonds shall contain a statement on their face substantially to the effect that neither the full faith and credit of the state nor the full faith and credit of any public entity of the state are pledged to the payment of the principal or the interest on such bonds. The issuance of bonds under the provisions of this Chapter shall not directly, indirectly, or contingently obligate the state or any governmental unit of the state to levy any taxes whatever therefor or to make any appropriation for their payment, other than obligations to make payments by the state or public entities to the compact arising out of contracts authorized under this Chapter.

C. Prior to the issuance of any bonds for a project, a business plan shall be prepared detailing the estimated expenditures for and revenues from the operation of all capital improvements and the time schedule for such expenditures and receipts. The compact shall employ a financial advisor, and the plan shall be recommended by the compact's financial advisor as fiscally sound and approved by the compact prior to the issuance of any bonds.

D. Bonds shall be authorized by a resolution of the board and shall be of such series, bear such date or dates, mature at such time or times, bear interest at such rate or rates, including but not limited to fixed, variable, or zero rates, be payable at such time or times, be in such denominations, be in such form, carry such registration and exchangeability privilege, be payable in such medium of payment and at such place or places, be subject to such terms of redemption prior to maturity at such price or prices as determined by the compact, and be entitled to such priority on the revenues as such resolution or resolutions may provide.

E. Bonds shall be sold by the compact at public sale by competitive bid or negotiated private sale and at such price or prices as the compact may determine to be in the best interest of the compact.

F. The issuance of bonds shall not be subject to any limitations, requirements, or conditions contained in any other law, and bonds may be issued without obtaining the consent of the state or any political subdivision, or of any agency, commission, or instrumentality thereof, except that the issuance of such bonds shall be subject to the approval of the State Bond Commission. The bonds shall be issued in compliance with the provisions of this Chapter.

G. For a period of thirty days after the date of publication of a notice of intent to issue bonds in the official journal of the compact authorizing the issuance of bonds hereunder, any persons in interest shall have the right to contest the legality of the resolution and the legality of the bond issue for any cause, but after that time no one shall have any cause or right of action to contest the legality of the resolution or of the bonds or the security therefor for any cause whatsoever. If no suit, action, or proceeding is begun contesting the validity of the resolution, the bonds or the security therefor within the thirty days herein prescribed, the compact to issue the bonds and to provide for the payment thereof, the legality thereof, and of all of the provisions of the resolution authorizing the issuance of the bonds shall be conclusively presumed to be legal and shall be incontestable. Any notice of intent so published shall set forth in reasonable detail the purpose of the bonds, the security therefor, and the parameters of amount, duration, and interest rates. A compact shall designate any paper of general circulation in its geographical jurisdiction as its official journal. Any suit to determine the validity of bonds issued by the compact shall be brought only in accordance with the provisions

of the Bond Validation Procedures Act (R.S. 13:5121 et seq.). In addition, the Bond Validation Procedures Act may also be used to establish the validity of any contract entered into pursuant to R.S. 48:2180(18).

H. All bonds issued pursuant to this Chapter shall have all the qualities of negotiable instruments under the commercial laws of the state.

I. Any pledge of revenues or other monies made by a compact shall be valid and binding from the time when the pledge is made. The revenues or monies so pledged and thereafter received by the compact shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act, and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the compact irrespective of whether such parties have notice thereof.

J. Neither the directors of the board nor any person executing the bonds shall be liable personally for the bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

K. Bonds of a compact, their transfer, and the income therefrom shall at all times be exempt from all taxation by the state or any political subdivision thereof, and may or may not be exempt for federal income tax purposes. The bonds issued pursuant to this Chapter shall be and are hereby declared to be legal and authorized investments for banks, savings banks, trust companies, building and loan associations, insurance companies, fiduciaries, trustees, and guardians. Such bonds shall be eligible to secure the deposit of any and all public funds of the state and any and all public funds of municipalities, parishes, school districts, or other political corporations or subdivisions of the state. Such bonds shall be lawful and sufficient security for said deposits to the extent of their value.

L. A compact organized pursuant to this Chapter is hereby authorized to provide by resolution for the issuance of refunding bonds of the compact for the purpose of refunding any bonds then outstanding and issued by the provisions of this Chapter, whether or not such outstanding bonds have matured or are then subject to redemption. The compact is further authorized to provide by resolution for the issuance of a single issue of bonds of the compact for the combined purposes of (1) paying the costs of any project, and (2) refunding bonds of the compact which shall then be outstanding, whether or not such outstanding bonds have matured or are then subject to redemption. The issuance of such refunding bonds, the maturities, and the other details thereof, the rights and remedies of the holders thereof, and the rights, powers, privileges, duties, and obligations of the compact with respect to the same, shall be governed by the foregoing provisions of this Chapter insofar as the same may be applicable.

M. A compact created hereunder shall have the authority to employ all professionals it deems necessary in the issuance of its bonds, including but not limited to bond counsel, issuer counsel, financial advisors, and fiduciaries.

N. A compact created hereunder shall be deemed to be a public entity for purposes of Chapters 13, 13-A, 14, 14-A, 14-B, and 15-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, which statutes shall apply to bonds of a compact, provided that in the event of a conflict with the provisions of this Chapter, the provisions of this Chapter shall control.

§2188. Chapter supplemental; liberal construction

The powers and rights conferred by this Chapter shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby, shall be regarded as supplemental and additional to powers conferred by other general laws, and shall not be regarded as in derogation of any powers now existing. This Chapter does and shall be construed to provide a complete and additional method for the issuance of bonds. No proceeding, hearing, notice, or approval shall be required for the issuance of any bonds or any instrument as security therefor, except as provided herein. The provisions of this Chapter shall be liberally construed for the accomplishment of its purposes.

§2189. Cessation of railway; conveyance of project

A. When bonds issued for any parish-related project and the interest thereon have been paid in full, or sufficient funds have been deposited in trust for that purpose, and the parish project is in a condition of maintenance satisfactory to the parish, said project and any property acquired as part of project costs shall be transferred by

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the compact to and shall thereby be conveyed in full ownership to the respective parish; and the parish shall assume jurisdiction and control of the project, which shall then become part of the parish road system and be subject to maintenance, control, and operation of the parish as an integral part of the parish road system, and the parish, in its discretion, may provide that any toll or fee collected may be continued for the purpose of maintenance. Upon the later of payment in full of all bonds and the interest thereon, the deposit of funds in trust for such purpose, or the final resolution of any disputes or litigation pending against a compact on such transfer and conveyance date, the existence of the compact shall terminate. From the date of such transfer and conveyance of the project, the compact shall continue to exist to dispose of any unresolved litigation not related to the day-to-day management of the project. If no such litigation is pending on the date the project transfers and conveys, the compact shall terminate on the transfer and conveyance date.

B. When bonds issued for any municipal-designated project and the interest thereon has been paid in full, or sufficient funds have been deposited in trust for that purpose and the municipal project is in a condition of maintenance satisfactory to the municipality, said project and any property acquired as part of the project costs shall be transferred by the compact to and shall thereby be conveyed in full ownership to the respective municipality; and the municipality shall assume jurisdiction and control of the project, which shall then become part of the municipal road system and be subject to maintenance, control, and operation of the municipality as an integral part of the municipal road system, and the municipality, in its discretion, may provide that any fee collected may be continued for the purpose of maintenance. Upon the later of either the payment in full of all bonds and the interest thereon, or the deposit of funds in trust for such purpose, or the final resolution of any disputes or litigation pending against a compact on such transfer and conveyance date, the existence of the compact shall terminate. From the date of such transfer and conveyance of the project, the compact shall continue to exist to dispose of any unresolved litigation not related to the day-to-day management of the project. If no such litigation is pending on the date the project transfers and conveys, the compact shall terminate on the transfer and conveyance date.

C. A notice of transfer and reversion of ownership of any such project shall be published twice in the official journal of the state, parish, or municipality, as the case may be, to receive such ownership conveyance with the first publication to be made not more than one hundred eighty nor less than one hundred fifty days from the full bond principal and interest payment or date of deposit in trust therefor and the second not more than ninety nor less than sixty days therefrom.

D. Any parish or municipality may form or join a compact formed under the provisions of this Chapter by another parish or municipality with the approval of the governing authority of such parish and parish president, or the governing authority of the municipality."

AMENDMENT NO. 4

On page 2, line 12, change "Section 2. This Act" to "Section 3. The provisions of Section 1 of this Act"

AMENDMENT NO. 5

On page 2, after line 13, insert the following:

"Section 4. In the event of any conflict between the provisions of this Act and those of the Act which originated as House Bill 1410 of this Regular Session in 2010, regardless of which Act is adopted later or signed later by the governor, the provisions of this Act shall supercede and prevail."

Section 5. The provisions of Sections 3, 4, and this Section of this Act shall become effective July 1, 2010."

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Erdey, Morrell, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Hebert, Murray, Appel, Heitmeier, Peterson, Broome, Jackson, Quinn, Cheek, Kostelka, Riser, Claitor, LaFleur, Shaw, Crowe, Long, Smith, Dorsey, McPherson, Thompson, Duplessis, Michot, Walsworth, Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Chabert, Guillory, Martiny, Donahue, Marionneaux, Nevers, Total - 6

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

HOUSE BILL NO. 1195—

BY REPRESENTATIVE LITTLE AND SENATOR WALSWORTH AN ACT

To amend and reenact Paragraph (6) of Section 5 of Act No. 253 of the 1952 Regular Session of the Legislature, as amended by Act No. 540 of the 1954 Regular Session of the Legislature, and Act No. 16 of the 1968 1st Extraordinary Session of the Legislature; Paragraph (15) of Section 5 of Act No. 253 of the 1952 Regular Session of the Legislature; and Section 6 of Act No. 253 of the 1952 Regular Session of the Legislature, as amended by Act No. 127 of the 1987 Regular Session of the Legislature, relative to the city of Bastrop; to provide relative to the powers and duties of the city; to remove certain restrictions; to provide relative to penalties for the violation of city ordinances; 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

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Hebert, Peterson, Appel, Heitmeier, Quinn, Broome, Jackson, Riser, Cheek, Kostelka, Shaw, Claitor, LaFleur, Smith, Crowe, Long, Thompson, Donahue, McPherson, Walsworth, Dorsey, Michot, Duplessis, Morrell, Total - 34

NAYS

Total - 0

ABSENT

Chabert	Marionneaux	Nevers
Guillory	Martiny	
Total - 5		

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. 713—**  
BY REPRESENTATIVES CHAMPAGNE, BARRAS, AND SAM JONES  
AN ACT

To enact R.S. 38:291(AA), relative to levee districts; to create the Iberia Parish Levee, Hurricane, and Conservation District; to provide for jurisdictional limits; to provide for a board of commissioners, to provide for appointment of commissioners, terms of office, and determination of domicile; and to provide for related matters.

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

**HOUSE BILL NO. 1490— (Substitute for House Bill No. 200 by Representative Connick)**

BY REPRESENTATIVES CONNICK, GISCLAIR, LABRUZZO, LIGI, LOPINTO, LORUSSO, AND TALBOT AND SENATOR QUINN  
AN ACT

To enact R.S. 38:2212.8 and Chapter 24 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2181 and 2182, relative to procurement; to allow for the prohibition of certain convicted felons from participating in the contract and procurement process; and to provide for related matters.

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

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

**Called from the Calendar**

Senator Chaisson asked that House Bill No. 1065 be called from the Calendar.

**HOUSE BILL NO. 1065—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 49:259(B), relative to the Department of Justice Legal Support Fund, to increase the maximum allowable fund balance; to provide for an effective date; and to provide for related matters.

**Floor Amendments**

Senator Chaisson proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 1065 by Representative Leger

AMENDMENT NO. 1  
Delete Senate Floor Amendments Nos. 2 through 4 proposed by Senator Walsworth and adopted by the Senate on June 7, 2010.

AMENDMENT NO. 2  
Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on May 25, 2010.

On motion of Senator Chaisson, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Quinn
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Total - 30		

NAYS

Jackson	Peterson
Total - 2	

ABSENT

Amedee	Guillory	Nevers
Chabert	Marionneaux	
Donahue	Martiny	
Total - 7		

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

**Mr. President in the Chair**

**Called from the Calendar**

Senator Walsworth asked that House Bill No. 519 be called from the Calendar.

**HOUSE BILL NO. 519—**  
BY REPRESENTATIVES CORTEZ, BOBBY BADON, BARROW, HENRY BURNS, TIM BURNS, CARTER, CONNICK, GISCLAIR, HARDY, MICHAEL JACKSON, KLECKLEY, LANDRY, LORUSSO, PEARSON, ROBIDEAUX, JANE SMITH, PATRICIA SMITH, AND TUCKER  
AN ACT

To amend and reenact R.S. 11:710, relative to reemployment of retirees in the Teachers' Retirement System of Louisiana; to prohibit retirees reemployed in certain positions from receiving benefits during the period of reemployment; to provide relative to contributions during such period; to provide for an effective date; and to provide for related matters.

**Floor Amendments**

Senator Adley proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Adley to Reengrossed House Bill No. 519 by Representative Cortez

AMENDMENT NO. 1  
On page 2, line 2, change "Subsection G" to "Subsection F"

AMENDMENT NO. 2  
On page 4, line 1, insert:  
"~~(2)~~(3) The provisions of this Subsection shall not apply to any retiree reemployed in a part-time position with the Louisiana High School Athletic Association on June 27, 2003."

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AMENDMENT NO. 3

On page 4, delete lines 25 through 29, and on page 5, delete lines 1 through 4

AMENDMENT NO. 4

On page 5, line 5, change "G." to "F."

AMENDMENT NO. 5

On page 5, line 18, change "H." to "G."

On motion of Senator Adley, the amendments were adopted.

Floor Amendments

Senator Hebert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 519 by Representative Cortez

AMENDMENT NO. 1

On page 2, delete lines 14 through 19

AMENDMENT NO. 2

On page 2, line 20, change "(4)" to "(3)"

AMENDMENT NO. 3

On page 5, delete lines 18 through 25

On motion of Senator Hebert, the amendments were adopted.

Floor Amendments

Senator Hebert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 519 by Representative Cortez

AMENDMENT NO. 1

On page 5, between lines 25 and 26, insert the following:

"I. By August 15, 2010, each employer shall report to the system and to the House and Senate Committees on Retirement the names, positions, and salaries of each person reemployed by such employer as of January 1, 2010, who was receiving a retirement benefit pursuant to the provisions of this Section. Each calendar year thereafter, by January fifteenth of such year, the employer shall report to the system and to the House and Senate Committees on Retirement the names, positions, and salaries of each person reemployed by such employer as of January first of that year who was receiving a retirement benefit pursuant to the provisions of this Section."

On motion of Senator Hebert, the amendments were adopted.

Floor Amendments

Senator Long proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Reengrossed House Bill No. 519 by Representative Cortez

AMENDMENT NO. 1

On page 2, between line 11 and 12, insert the following:

"(2) A retired member who returns to active service as a full-time certified speech therapist, speech pathologist or audiologist whose position of employment requires a valid Louisiana ancillary certificate approved and issued by the state Department of Education in a school district where a shortage exists."

AMENDMENT NO. 2

On page 2, line 12, change "(2)" to "(3)"

AMENDMENT NO. 3

On page 2, line 14, change "(3)" to "(4)"

AMENDMENT NO. 4

On page 2, line 20, change "(4)" to "(5)"

AMENDMENT NO. 5

On page 5, between lines 17 and 18 insert the following:

"H. No "retired teacher" as defined in Paragraph (A)(2) of this Section shall receive a benefit during the period of his reemployment as provided in this Section unless and until the employing school board has certified to the Board of Elementary and Secondary Education and the board of trustees of this system that a shortage of speech therapists, speech pathologists or audiologists exists in the school district where reemployed."

AMENDMENT NO. 6

On page 5, line 18, change "H." to "I." and change "Paragraph (A)(3)" to "Paragraph(A)(4)"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Reengrossed House Bill No. 519 by Representative Cortez

AMENDMENT NO. 1

In the set of Senate Floor Amendments designated as SFAHB519 BAILEYL 4828 proposed by Senator Hebert and adopted by the Senate on June 17, 2010, page 1, delete line 4, and insert the following: "On page 2, delete lines 14 through 21"

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Appel	Heitmeier	Murray
Cheek	Jackson	Peterson
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	

Total - 29

NAYS

Total - 0

ABSENT

Amedee	Hebert	Quinn
Broome	Marionneau	Smith
Chabert	Morrell	
Guillory	Nevers	

Total - 10



The Chair declared the amended 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.

**Called from the Calendar**

Senator Alario asked that House Bill No. 448 be called from the Calendar.

**HOUSE BILL NO. 448—**  
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 37:1864.1(A), 1866, and 1867(A) and to enact R.S. 37:1862.1, relative to secondhand dealers; to provide for record and reporting requirements; to require secondhand dealers to photograph merchandise that is purchased; to provide for changes to daily reports required by secondhand dealers; to provide for the location of items purchased by a secondhand dealer; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Murray
Appel	Hebert	Peterson
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	McPherson	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Chabert	Marionneaux	Mount
Guillory	Martiny	Nevers
Total - 6		

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

**Called from the Calendar**

Senator Alario asked that House Bill No. 1078 be called from the Calendar.

**HOUSE BILL NO. 1078—**  
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 36:104(A)(7) and (14) and R.S. 51:935, 2341(D)(2), and 2461 and to repeal R.S. 25:318(E), R.S. 33:130.753(C) and 4708(C)(5), R.S. 36:104(A)(8), R.S. 39:1953(B)(8), 2006(E), and 2176(E), R.S. 47:6020.4, 6027(F), and 6036(D)(5) and R.S. 51:1786(4), 1927.2, 2312(F), and 2319, relative to reporting requirements of the Louisiana Department of Economic Development and the Louisiana Economic Development Corporation; to provide for changes to reporting requirements of the Louisiana Department of Economic Development to various state agencies; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Appel	Hebert	Peterson
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	Long	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Duplessis	Morrell	
Erdey	Morrish	
Total - 31		

NAYS

Adley  
Total - 1

ABSENT

Amedee	LaFleur	Nevers
Chabert	Marionneaux	
Guillory	Martiny	
Total - 7		

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

**Called from the Calendar**

Senator Martiny asked that House Bill No. 286 be called from the Calendar.

**HOUSE BILL NO. 286—**  
BY REPRESENTATIVES BURRELL, BARROW, AND HARDY

AN ACT

To amend and reenact Code of Criminal Procedure Articles 312, 313, 315, 318, 319, 322(A), (B), and (C), 326(B), 330.2(E), 332(A), 334.1, 334.3(A)(2), 338, 342, 344, 345(A), (B), (C), (D)(introductory paragraph) and (1) and (2), (G), (I)(introductory paragraph) and (2), (J)(introductory paragraph) and (2) and 955(F), R.S. 13:846(A)(1)(c), R.S. 15:85, 86, and 88, and R.S. 22:1441(A)(2), (4), and (5), (C)(1) and (2)(b), (d), and (e), and (D), and 1585(A), to enact Code of Criminal Procedure Articles 349 through 349.9, and to repeal Code of Criminal Procedure Articles 322(D) and (E), 339, and 340(E) and R.S. 15:87, relative to bail; to provide for a comprehensive revision of the law regarding bail; to provide for the types of bail; to provide relative to sureties, personal sureties, and secured personal sureties; to provide for bail procedures; to provide relative to the establishment of a legal mortgage over immovable property to secure a bail obligation; to provide for procedures for the establishment of a legal mortgage; to provide for the cancellation of the mortgage; to provide for sanctions for furnishing false or incorrect information; to provide for bail at various stages of proceedings; to provide with respect to forfeitures and forfeiture procedures; to provide for the failure to appear and issuance of arrest warrant; to provide for procedures relative to recordation of judgments of bond forfeitures; to provide for appeals; to provide for enforcement and satisfaction of judgments of bond forfeiture; to provide for failure to satisfy judgment of bond forfeiture; and to provide for related matters.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Erdey, Total - 31

NAYS

Total - 0

ABSENT

Amedee, Appel, Chabert, Total - 8; Guillory, Marionneaux, Martiny; Nevers, Quinn

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.

Called from the Calendar

Senator Martiny asked that House Bill No. 1260 be called from the Calendar.

HOUSE BILL NO. 1260— BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:95.1(C), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to remove the authorization for law enforcement to issue permits allowing certain felons to possess firearms or carry concealed weapons; 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, Adley, Alario, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Total - 32; Erdey, Gautreaux B, Gautreaux N, Hebert, Jackson, Kostelka, LaFleur, Long, Martiny, McPherson, Michot; Morrell, Morrish, Mount, Murray, Peterson, Riser, Shaw, Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Amedee, Chabert, Guillory, Total - 7; Heitmeier, Marionneaux, Nevers; Quinn

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.

Called from the Calendar

Senator Riser asked that House Bill No. 1464 be called from the Calendar.

HOUSE BILL NO. 1464— (Substitute for House Bill No. 1089 by Representative Ellington)

BY REPRESENTATIVE ELLINGTON AN ACT

To enact R.S. 32:1268.3 and to repeal R.S. 32:1268.1(B), relative to repurchase of marine products; to provide for the repurchase of marine products by a manufacturer, distributor, or wholesaler; to provide for termination agreements; to provide for exemptions; and to provide for related matters.

Floor Amendments

Senator McPherson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1464 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 13, after "terminate" insert "or fail to renew"

AMENDMENT NO. 2

On page 1, line 19, after "wholesaler" delete "is not in breach of" and insert "has not given due cause, as provided in this Section, for termination of"

AMENDMENT NO. 3

On page 2, at the beginning of line 3, after "wholesaler" delete "is in breach of" and insert "has given the marine dealer due cause, as provided in this Section, to terminate"

AMENDMENT NO. 4

On page 2, line 4, after "repurchase" delete "the" and insert "that inventory previously purchased from them, including any new and unused marines products of the current and immediate prior model or program year and new and unused parts"

AMENDMENT NO. 5

On page 2, line 7, at the end of the line after "repurchases the" insert "new and unused"

AMENDMENT NO. 6

On page 2, line 8, after "Section." delete the remainder of line 8 and delete lines 9 through 27.

AMENDMENT NO. 7

On page 3, line 2, after "distributor" change "will" to "shall"

AMENDMENT NO. 8

On page 3, delete line 20 and 21, and insert: "(9) Has materially misrepresented the performance or fitness for sale or use of a product line or products covered by the franchise."

AMENDMENT NO. 9

On page 3, line 27, after "inventory" insert "which can be verified as"

AMENDMENT NO. 10

On page 3, line 29, at the beginning of the line after "year and" insert "new and unused"

AMENDMENT NO. 11

On page 4, delete lines 8 and 9 and insert "list or were delivered in the past forty-eight months and are in their original packaging."

AMENDMENT NO. 12

On page 4, line 14, after "priced" insert "and packaged"

AMENDMENT NO. 13

On page 4, delete lines 17 and 18 and insert: "(4) Any inventory for which the marine dealer cannot provide good"

AMENDMENT NO. 14

On page 4, line 28, after "wholesaler" insert ", or its immediate predecessor"

AMENDMENT NO. 15

On page 5, line 11, after "computed at the" delete "legal interest rate per annum" and insert "rate of one and one-half percent per month"

AMENDMENT NO. 16

On page 5, between lines 12 and 13, insert the following: "I. Notwithstanding any other provision of law to the contrary, it shall be unlawful for a manufacturer, distributor, or wholesaler, either by contract or practice, to assess repurchase or restocking charges, freight charges except for return charges, reimbursement of interest charges paid, and any similar charges to the marine dealer."

J. If a marine dealer completes a bona fide, orderly, and permanent closure of the marine dealership, which does not involve a sale of the dealership, and provides at least ninety days notice to the manufacturer, wholesaler, or distributor, the marine products and parts inventory shall be repurchased by the manufacturer, wholesaler, or distributor in the manner provided for in this Section, when a franchise is terminated as result of action by the manufacturer, wholesaler, or distributor."

AMENDMENT NO. 17

On page 5, line 13, change "I." to "K."

On motion of Senator McPherson, the amendments were adopted.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 1464 by Representative Ellington

AMENDMENT NO. 1

On page 5, after line 28, insert the following: "Section 4. This Act shall become effective on January 1, 2011."

Senator Claitor moved adoption of the amendments.

Senator McPherson objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario	Dorsey	Morrish
Appel	Duplessis	Murray
Broome	Erdey	Quinn
Claitor	Gautreaux B	Shaw

Crowe	Heitmeier	Smith
Donahue	Jackson	Walsworth
Total - 18		

NAYS

Adley	Kostelka	McPherson
Cheek	Long	Mount
Gautreaux N	Martiny	Riser
Total - 9		

ABSENT

Mr. President	Hebert	Morrell
Amedee	LaFleur	Nevers
Chabert	Marionneaux	Peterson
Guillory	Michot	Thompson
Total - 12		

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Heitmeier	Peterson
Appel	Jackson	Quinn
Broome	Kostelka	Riser
Cheek	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 32		

NAYS

Claitor		
Total - 1		

ABSENT

Chabert	Hebert	Morrell
Guillory	Marionneaux	Nevers
Total - 6		

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

**Called from the Calendar**

Senator N. Gautreaux asked that House Bill No. 953 be called from the Calendar.

**HOUSE BILL NO. 953—**  
BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 56:332(M), relative to crab fishing; to allow commercial fishermen with appropriate gear licenses to keep finfish while crabbing; 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	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Hebert	Peterson
Appel	Heitmeier	Quinn
Broome	Jackson	Riser
Cheek	Kostelka	Shaw
Claitor	LaFleur	Smith
Crowe	Long	Thompson
Donahue	Martiny	Walsworth
Dorsey	McPherson	
Duplessis	Michot	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Marionneaux	Nevers
Guillory	Morrell	
Total - 5		

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.

Called from the Calendar

Senator N. Gautreaux asked that House Bill No. 977 be called from the Calendar.

HOUSE BILL NO. 977— BY REPRESENTATIVE HARRISON AN ACT

To amend and reenact R.S. 30:136(A)(1)(c) and to enact R.S. 44:4(44), relative to the office of mineral resources; to provide for the confidentiality of records while an audit is being performed by the office of mineral resources of the Department of Natural Resources; and to provide for related matters.

Floor Amendments

Senator N. Gautreaux proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 977 by Representative Harrison

AMENDMENT NO. 1 On page 1, line 2, after "enact" insert "R.S. 30:136(A)(1)(d) and"

AMENDMENT NO. 2 On page 1, line 5, after "Resources;" insert "to provide for penalties;"

AMENDMENT NO. 3 On page 1, line 7, after "reenacted" insert "and R.S. 30:136(A)(1)(d) is hereby enacted"

AMENDMENT NO. 4 On page 2, between lines 19 and 20, insert: "(d) No officer, employee, or agent or any former officer, employee, or agent of the state of Louisiana shall divulge or disclose any confidential information required by Subparagraph (c) of this Section. Any such person who unlawfully discloses any confidential information obtained pursuant to Subparagraph (c) of this Section shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than ten thousand dollars or be imprisoned for not

more than two years, or both. For the purposes of this Subparagraph, "unlawfully discloses any confidential information" shall mean the intentional dissemination of any confidential records required by Subparagraph (c) of this Section which is not authorized for dissemination by the office of mineral resources, by operation of law, or by any order of a court in any judicial proceeding."

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

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed House Bill No. 977 by Representative Harrison

AMENDMENT NO. 1 On page 1, delete line 2, and insert "To amend and reenact R.S. 30:136(A)(1)(c) and to enact Chapter 10 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1001 through 1005, R.S. 39:94(A)(2)(a)(iv), and R.S. 44:4(44), relative to the Department of Natural Resources;"

AMENDMENT NO. 2 On page 1, line 3, delete "of mineral resources;"

AMENDMENT NO. 3 On page 1, line 5, after "Resources;" insert "to provide relative to the Louisiana Carbon Capture and Enhanced Oil Recovery Act; to provide relative to enhanced oil and gas recovery projects utilizing injection of carbon dioxide; to provide for the duties and powers of the secretary of the Department of Natural Resources; to provide definitions, terms and conditions; to establish a special custodial trust fund; to provide for the uses of certain monies deposited into such fund;"

AMENDMENT NO. 4 On page 1, line 7, after "reenacted" and insert "and Chapter 10 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1001 through 1005 is hereby enacted"

AMENDMENT NO. 5 On page 2, between lines 20 and 21, insert: "CHAPTER 10. LOUISIANA CARBON CAPTURE AND ENHANCED OIL RECOVERY ACT

§1001. Short title This Chapter shall be known and may be cited as the "Louisiana Carbon Capture and Enhanced Oil Recovery Act".

§1002. Policy; jurisdiction A. It is declared to be in the public interest for a public purpose and the policy of Louisiana that:

(1) The capture and geologic sequestration of carbon dioxide will benefit the citizens of the state and the state's environment by reducing greenhouse gas emissions.

(2) Carbon dioxide is a valuable commodity to the citizens of the state through its use for enhanced oil or gas recovery.

(3) The citizens of the state and the state's economy and environment will benefit from industrial processes that will capture significant amounts of carbon dioxide for use in enhanced oil recovery.

(4) It is the public policy of Louisiana and the purpose of this Chapter to provide for and enable the development of projects which produce carbon dioxide as a by-product that is captured and suitable for injection for enhanced oil or gas recovery.

B. The secretary shall have jurisdiction and authority over all persons and property necessary to enforce effectively the provisions of this Chapter relating to carbon dioxide produced as a by-product and captured by qualified low carbon energy projects.

§1003. Definitions

Unless the context otherwise requires, the words defined in this Section shall have the following meaning when found in this Chapter:

(1) "Carbon dioxide" means anthropogenically sourced carbon dioxide including its derivatives and all mixtures, combinations, and phases, whether liquid or gaseous, stripped, segregated, or divided from any other fluid stream thereof.

(2) "Department" means the Department of Natural Resources.

(3) "Enhanced oil or gas recovery" means the use of carbon dioxide for purposes of tertiary or secondary recovery of oil or gas.

(4) "Fund" means the Carbon Dioxide Project Incentive Fund established in R.S. 30:1005.

(5) "Gas" has the same meaning as provided in R.S. 30:3(5).

(6) "Oil" has the same meaning as provided in R.S. 30:3(4).

(7) "Person" means any natural person, corporation, association, partnership, limited liability company, or other entity, receiver, tutor, curator, executor, administrator, fiduciary, or representative of any kind.

(8) "Qualified low carbon energy project" means a project that produces at least two hundred fifty thousand tons per year of carbon dioxide and captures at least fifty percent of such eligible carbon dioxide produced by such project suitable for injection for enhanced oil or gas recovery.

(9) "Secretary" means the secretary of the Department of Natural Resources.

§1004. Duties and powers of the secretary; rules and regulations

A. The department's actions under this Chapter shall be directed and controlled by the secretary. In order to encourage enhanced oil or gas recovery projects utilizing injection of carbon dioxide, the secretary shall have the authority to certify, based on the evaluation of the technology assessment division of the department, any project as a qualified low carbon energy project if the secretary determines the project shall meet the requirements of R.S. 30:1003(8). The certification shall remain valid only if the project commences construction on or before December 31, 2015.

B. Upon making such determination, the secretary shall issue a certificate to the project that such project is a qualified low carbon energy project.

C. Upon issuance of the certificate certifying a project as a qualified low carbon energy project, the secretary shall make the monies in the fund available to any qualified low carbon energy project, in accordance with an agreement with the department, after its commercial operation date, as provided in R.S. 30:1005.

D. Notwithstanding any provision of law to the contrary, the secretary shall provide a qualified low carbon energy project with monies from the fund that are generated through enhanced oil or gas recovery utilizing carbon dioxide from such project. Monies in the fund generated by enhanced oil or gas recovery attributable to one project shall not be provided to or for the benefit of another project.

E. Once the secretary issues the certificate and determines the appropriate recipient of monies from the fund, such monies are dedicated and obligated to the purposes and uses authorized by this Chapter and may not be used for any other purpose.

§1005. Carbon Dioxide Project Incentive Fund

A.(1) There is hereby established a fund in the custody of the state treasurer to be known as the Carbon Dioxide Project Incentive Fund, hereinafter referred to as the "fund", which shall be administered by the secretary, who shall make disbursements from the fund solely in accordance with the purposes and uses authorized by this Chapter.

(2) The fund shall not be used for any other governmental purposes, nor shall any branch of government be allowed to borrow any portion of the funds. It is the intent of the legislature that this fund and its increments shall remain intact and inviolate.

(3) 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 the money invested from the fund by the state treasurer shall be credited to the fund. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund, except as provided in Subsection E of this Section.

B. At the time the secretary certifies a project as a low carbon energy project, the secretary, with the approval of the State Mineral and Energy Board, shall negotiate with the project a percentage of the royalties, rentals, and bonuses, but not severance taxes, due to the

state and attributable to enhanced oil or gas recovery related to injection of carbon dioxide produced from qualified low carbon energy projects shall be deposited into the fund after commercial operation of the project, but only after the amount provided in Article VII, Section 10.3(A)(2)(a) of the Constitution of Louisiana and R.S. 39:94(A)(2)(a), referred to as the "base", has been satisfied each fiscal year, and which percentage shall be applied only to the increase in production of oil or gas resulting from the injection of such carbon dioxide. No royalties, rentals, or bonuses resulting from production of oil or gas existing at the time such enhanced oil or gas recovery is begun shall be deposited into the fund. However, no negotiated rate shall be authorized until reviewed and approved by the Joint Legislative Committee on the Budget.

C. The royalties, rentals, bonuses and payments due to the state from a qualified low carbon energy project shall be deposited into the fund and may be utilized by the secretary, as provided in R.S. 30:1004.

D. The fund shall not exceed thirty-five million dollars per qualified low carbon energy project, on an average daily basis for the period of twelve consecutive months, and, if the monies in the fund exceed such amount, any excess monies in the fund shall be transferred by the secretary to the general fund. However, such transfer shall not occur more often than once every twelve consecutive months.

E.(1) The total amount of incentive money to be made available from the fund to a qualified low carbon energy project shall be three hundred fifty million dollars per project.

(2) After the total amount of incentive monies have been provided with respect to any qualified low carbon energy project, no royalties, rentals, bonuses, or payments due to the state produced by enhanced oil or gas recovery related to injection of carbon dioxide produced from such qualified low carbon energy project shall be deposited into the fund.

(3) After the total amount of incentive monies have been provided with respect to a qualified low carbon energy project, any sums attributable to royalties, rentals, bonuses, or payments due to the state produced by enhanced oil or gas recovery attributable to injection of carbon dioxide produced from such qualified low carbon energy project remaining in the fund shall be transferred by the secretary to the general fund.

F. The secretary shall keep accurate accounts of all receipts and disbursements related to the administration of the fund, and be authorized to require any qualified low carbon energy project to provide an annual accounting of any monies received from the fund. The carbon dioxide produced by a qualified low carbon energy project and utilized in enhanced oil or gas recovery pursuant to the provisions of this Chapter shall be metered or otherwise measured to provide an accurate tracking of the amount of such carbon dioxide so utilized. However, the operator conducting the enhanced oil or gas recovery activities shall be permitted to physically inject, for purposes of enhanced oil or gas recovery under the provisions of this Chapter, carbon dioxide, whether anthropogenic or naturally occurring, other than the carbon dioxide produced by a qualified low carbon energy project, provided the operator can show to the secretary's satisfaction that the metered or measured amount of carbon dioxide received by the operator from a qualified low carbon energy project matches the amount of other carbon dioxide utilized in the enhanced oil or gas recovery operations.

Section 2. R.S. 39:94(A)(2)(a)(iv) is hereby enacted to read as follows:

§94. Budget Stabilization Fund

A. There is hereby created in the state treasury a special fund to be designated as the Budget Stabilization Fund, hereinafter referred to in this Section as the "fund", which shall consist of all money deposited into the fund in accordance with Article VII, Section 10.3 of the Constitution of Louisiana. Money shall be deposited in the fund as follows:

\* \* \*

(2)(a) All revenues received in each fiscal year by the state in excess of eight hundred fifty million dollars, hereinafter referred to as the "base", as a result of the production of or exploration for minerals, hereinafter referred to as "mineral revenues", including severance taxes, royalty payments, bonus payments, or rentals, and excluding such revenues designated as nonrecurring pursuant to

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Article VII, Section 10(B) of the Constitution of Louisiana, any such revenues received by the state as a result of grants or donations when the terms or conditions thereof require otherwise and revenues derived from any tax on the transportation of minerals, shall be deposited in the fund after the following allocations of said mineral revenues have been made:

\* \* \*

(iv) As provided in Chapter 10 of Title 30 of the Louisiana Revised Statutes of 1950.

\* \* \*\*

**AMENDMENT NO. 6**

On page 2, line 21, change "Section 2." to "Section 3."

Senator Jackson asked for a ruling from the Chair as to whether the amendment was germane to the bill.

The Chair ruled that the amendment was not germane to the bill.

The amendment was withdrawn.

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	Duplessis	Michot
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Appel	Hebert	Peterson
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	McPherson	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Chabert	Marionneau	Morrell
Guillory	Martiny	Nevers
Total - 6		

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.

**Motion to Reconsider**

Senator B. Gautreaux asked for a suspension of the rules to reconsider the vote by which House Bill No. 1337 failed to pass.

Senator Shaw objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Michot
Adley	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Appel	Heitmeier	Quinn
Broome	Jackson	Riser
Cheek	Kostelka	Smith

Claitor	Long	Walsworth
Crowe	Martiny	
Donahue	McPherson	
Total - 25		

**NAYS**

Alario	Erdey	Shaw
Dorsey	Murray	Thompson
Total - 6		

**ABSENT**

Chabert	LaFleur	Nevers
Guillory	Marionneau	Peterson
Hebert	Morrell	
Total - 8		

The Chair declared the vote was reconsidered.

**Reconsideration**

The vote by which House Bill No. 1337 failed to pass on Thursday, June 17, 2010, was reconsidered.

**HOUSE BILL NO. 1337—**

BY REPRESENTATIVES ROBIDEAUX, TIM BURNS, CARMODY, CARTER, CORTEZ, GREENE, HARDY, HENDERSON, KATZ, LANDRY, LIGI, PEARSON, AND TUCKER

**AN ACT**

To amend and reenact R.S. 11:62(4), (5)(a) and (c) and (10), 203, 211, 212, 214, 231, 403(5), 441(A) and (F), 444(A), 461(B), 471(A), 478(A), 551, 553 (introductory paragraph), 581, 601(B), 602, 701(5)(a), (b), and (c)(i), 761(A)(3), 768(B)(2), 778(C) and (D), 779, 1002(6)(b), 1141(A), 1144(B)(2)(a) and (3), 1147(C)(2)(b), 1151(A), 1307(A), 1310(A), 1313(B)(introductory paragraph), 1316(A), 1317(A)(1)(introductory paragraph), 1318(A), 1319, 1320(A), 1321(A)(1), 1322(A)(introductory paragraph) and to enact R.S. 11:62(5)(g), 471.1, Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, 761(A)(4), 779.1, 1002(6)(c), 1144(B)(4), 1147(C)(2)(a)(iii), 1151.1, 1313(C), 1323, 1323.1, Part III of Chapter 4 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1345.1 through 1345.9, and R.S. 24:36(M), relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the State Police Pension and Retirement System, and the Louisiana School Employees' Retirement System; to provide relative to membership, employee contributions, benefit calculation, survivor benefits, disability benefits, and retirement eligibility for members of such systems newly hired after a certain date; to provide an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Morrish
Appel	Hebert	Mount
Broome	Heitmeier	Riser
Claitor	Jackson	Smith
Crowe	Kostelka	Walsworth
Donahue	Long	
Duplessis	Martiny	
Total - 22		

**NAYS**

Adley	LaFleur	Shaw
Cheek	McPherson	Thompson

Dorsey  
Erdey  
Total - 10

Murray  
Peterson

ABSENT

Mr. President  
Chabert  
Guillory  
Total - 7

Marionneaux  
Morrell  
Nevers  
Quinn

The Chair declared the amended 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.

**Rules Suspended**

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

**Appointment of Conference Committee on Senate Bill No. 693**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 693:

Senators N. Gautreaux,  
McPherson  
and Morrish.

**Appointment of Conference Committee on Senate Bill No. 722**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 722:

Senators Kostelka,  
Appel  
and Murray.

**Appointment of Conference Committee on Senate Bill No. 477**

The President of the Senate announced the following change in the Conference Committee membership on the disagreement on Senate Bill No. 477:

Senator Amedee,  
vice Senator Claitor.

**Appointment of Conference Committee on House Concurrent Resolution No. 55**

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to House Concurrent Resolution No. 55:

Senator Dorsey,  
vice Senator Cheek.

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

June 17, 2010

To the Honorable President and Members of the Senate:

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

**SENATE BILL NO. 761—**

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 33:4701(A), 4702(B)(1), (2), (4) and (6)(b), (C), (E), (F), (G), 4703(A) and (C), and 4706(A) and (B); to enact R.S. 33:4701(C), 4702(B)(3) and (D), and 4706(C) and (D), and to repeal R.S. 33:4702(H),(I) and (J); relative to the New Orleans Regional Business Park; to provide with respect to the purpose of the district; to provide with respect to the members appointed to the board; to provide for an executive director; to provide with respect to plans submitted by the board and the process related to such plans; to provide with respect to issuing bonds; to provide with respect to unpaid and outstanding bonds; to provide with respect to the powers of the district; to provide with respect to the use of district funds; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 622—**

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 42:1123(32), relative to the Code of Governmental Ethics; to provide that any advertising agency who has a contract for advertising services with an agency is allowed to enter into contracts with any other person who engages in a transaction with that agency; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 708—**

BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(v)(bb), relative to public contracts for levees which are not maintained with federal funds; to change the termination date for contracts awarded for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances or agreements for certain mitigation on public lands; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 418—**

BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 42:1141(C)(3)(a), (c) and (d) and 1163, and to enact R.S. 42:1141(C)(3)(e), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide for procedures relative to such enforcement; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 167—**

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 44:4(44), relative to public records; to provide for applicability of records of a cemetery authority under investigation; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 310—**

BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 42:1141(C)(4)(a) and (c) and (5) and (E)(10) and 1142(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide relative to the powers, functions, and duties of the Ethics Adjudicatory Board;

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to provide relative to appeals of board decisions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 515—**  
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and (25), relative to public records; to provide relative to exceptions to public records law for certain records; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 747—**  
BY SENATOR JACKSON

AN ACT

To enact R.S. 40:600.66(C), (D) and (E) and R.S. 49:220.10, relative to housing needs in declared disaster areas as a result of hurricanes Katrina and Rita; to provide with respect to Road Home Program applicants whose claims were denied because of unresolved succession and inheritance issues; to provide certain terms, conditions, and procedures; to provide relative to disbursement of certain funding; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 421—**  
BY SENATOR MURRAY

AN ACT

To enact R.S. 22:1052, relative to therapeutic switching of medications under certain circumstances; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 644—**  
BY SENATOR BROOME

AN ACT

To enact Chapter 2-A of Title XVI of the Louisiana Children's Code, comprised of Arts. 1623 through 1643, and to repeal Chapter 2 of Title XVI of the Louisiana Children's Code, comprised of Arts. 1608 through 1622, relative to the Interstate Compact for the Placement of Children; to authorize the state to enter into an interstate compact on the placement of children; to provide procedures, terms, conditions, requirements, and effects; to provide purposes and definitions; to provide relative to compact applicability; to provide relative to jurisdiction, assessments, placement, and state responsibility; to establish an interstate commission for the placement of children and provide for its powers, duties, membership, procedures, organization, operation, officers and staff; to provide certain qualified immunity, defenses, and indemnification; to provide for rulemaking functions and procedures; to provide for the effects of rules promulgated by the commission; to provide for judicial review of such rules; to provide for oversight of the compact by the commission; to provide for dispute resolution and enforcement of the compact; to provide for financing of the commission; to provide for effective dates of the compact; to provide for withdrawal and dissolution of the compact; to provide for legal effects of the compact; to provide for Indian tribes; to provide for rulemaking authority by the Department of Social Services; to provide certain effective dates; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 662—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1661, 1662, 1664(C), 1665 (D), and 1667(A), to enact R.S. 22:1665(E), and to repeal R.S. 22:1669(C), relative to claims adjusters; to provide with respect to definitions and general exemptions; to provide for application for claims adjuster license and resident license; to provide with

respect to catastrophe or emergency claims adjuster registration; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 676—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1984 and R.S. 44:4.1(B)(10), relative to examination and investigation of insurers and regulated entities; to provide for financial and market analysis of insurers and regulated entities; to provide for penalties; to provide for confidentiality; to provide for standards and procedures; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 769—**  
BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 40:1563.1(A)(16) and to enact R.S. 14:51.1 and R.S. 40:1563.1(A)(17), relative to arson and use of explosives; to provide relative to injury to persons; to provide relative to injury to firefighters, law enforcement officers, and first responders; to provide for authority to make arrests; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 581—**  
BY SENATOR PETERSON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 437, relative to grand juries; to provide for inquiries into certain offenses; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 780—**  
BY SENATORS CHEEK, ADLEY, ALARIO, APPEL, BROOME, CHABERT, CLAYTON, DONAHUE, DORSEY, DUPLESSIS, ERDEY, N. GAUTREAUX, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MORRELL, MOUNT, NEVERS, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE BURFORD

AN ACT

To amend and reenact R.S. 15:529.1(A)(1)(a) and 543.1 and to enact R.S. 15:553, relative to sex offenders; to provide for sentencing for second sexual offenses; to prohibit certain types of employment of sex offenders; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 788—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 44:4.1(B)(21), and to enact Chapter 8-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:711.1 through 711.24, relative to the professional geoscientists; to provide for a board; to provide for meetings; to provide for powers; to provide for records and reports; to provide for requirements; to provide for exemptions; to provide for applications and fees; to provide for examinations; to provide for eligibility; to provide for types of licenses; to provide for issuance of licenses; to provide for expiration and renewal of licenses; to provide for professional development; to provide for a seal; to provide for disciplinary procedures; to provide for enforcement; and to provide for related matters.

Reported with amendments.



**SENATE BILL NO. 268—**  
BY SENATOR LAFLEUR

## AN ACT

To amend and reenact R.S. 22:2051, 2052, 2053(A), 2054, 2055, 2056, 2057(A) and (C), 2058(A), (B)(7), (C) and (D), 2059(A) and (C)(1) through (4), 2060(A)(1) and (B), 2061(A), 2062(A) and (B), 2063, 2067, 2068(A) and (B), 2069(A) and (B), and R.S. 44:4.1(B)(10) and to enact R.S. 22:2057(D) and (E), 2059(C)(10) through (14), 2060.1, 2061(D), and 2061.1, and to repeal R.S. 22:2060(A)(3), relative to the Louisiana Insurance Guaranty Association Law; to provide for coverage limitations of the association; to provide for definitions; to provide for the creation of the association; to provide for membership of the board of directors; to provide for the powers and duties of the association; to provide for benefit limitations of the association; to provide for assessments of member insurers; to provide for venue; to provide for the plan of operation of the association; to provide for the powers and duties of the commissioner of insurance; to provide for the coordination among other Guaranty Associations; to provide for the effect of paid claims; to provide for the exclusion of claims of "high net worth insureds"; to provide for the exhaustion of other coverage prior to making a claim against the association; to provide for the prevention of insolvencies; to provide for immunity; to provide for a stay of proceedings against insolvent insurers; to provide for prohibited advertising; to provide for effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 559—**  
BY SENATOR WALSWORTH

## AN ACT

To amend and reenact R.S. 56:1681(A)(2)(d), relative to the State Parks and Recreation Commission; to provide for the membership of the commission; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 759—**  
BY SENATOR THOMPSON

## AN ACT

To enact Subpart B-20 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.441 through 130.447, relative to agricultural, economic, and industrial development in Madison Parish; to create the Madison Parish Economic and Industrial Development District; to provide for the governance, powers, duties, and funding of the district; to authorize the district to issue bonds and levy taxes; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 505—**  
BY SENATOR JACKSON

## AN ACT

To enact Chapter 20-F of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3046 through 3046.2, relative to need-based financial assistance for students enrolled in Louisiana colleges and universities; to statutorily create the Louisiana GO Grant program; to provide with respect to eligible colleges and universities; to provide for eligibility requirements for student participation in the program; to provide for program rules and administration; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 750—**  
BY SENATOR MURRAY

## AN ACT

To amend and reenact R.S. 13:3105(A) and to enact R.S. 13:996.67, relative to courts and judicial procedure; to provide for the Civil District Court for the parish of Orleans; to authorize the Civil District Court for the parish of Orleans and the clerk of court of the Civil District Court for the parish of Orleans to impose

additional costs of court and service charges in certain civil matters under certain circumstances; to provide for the collection of such costs and charges; to establish a judicial building fund; to provide for the dedication and disbursement of such funds; to provide procedures and conditions; to provide for the compensation of jurors in civil cases triable by a jury in the Civil District Court for the parish of Orleans; to increase such compensation; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 768—**  
BY SENATOR MCPHERSON

## AN ACT

To enact R.S. 32:473.1(D), relative to motor vehicles; to provide relative to the rotation call list in connection with removal of an abandoned motor vehicle; and to provide for related matters.

Reported without amendments.

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

## AN ACT

To amend and reenact R.S. 40:2403(B)(1)(f) and to enact R.S. 15:1202(A)(28), relative to law enforcement officers; to provide for the membership on the Council of Peace Officer Standards and Training; to provide for the membership on the Louisiana Commission on Law Enforcement and Administration of Criminal Justice; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 311—**  
BY SENATOR KOSTELKA

## AN ACT

To amend and reenact R.S. 18:1486(B) and 1491.7(B)(4), relative to contributions by individuals to political committees and certain expenditures by certain individuals; to provide relative to reporting requirements for individual contributions in the form of a payroll deduction or dues check-off system; to provide relative to expenditures made in support of or in opposition to a proposition by certain persons; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 82—**  
BY SENATOR GUILLORY AND REPRESENTATIVE THIERRY

## AN ACT

To amend and reenact R.S. 18:59.2(B), relative to registrars of voters; to provide relative to authorized positions in the office of the registrar of voters in St. Landry Parish; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 423—**  
BY SENATOR WALSWORTH

## AN ACT

To enact R.S. 49:220.26, relative to state administration; to provide for reserve investigators in the Louisiana Inspector General's Office; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 554—**  
BY SENATOR GUILLORY AND REPRESENTATIVE THIERRY

## AN ACT

To enact R.S. 15:569(D) and R.S. 49:967(E) and (F), relative to the Administrative Procedure Act; to provide that the Administrative Procedure Act does not apply to certain actions of the Department of Public Safety and Corrections; and to provide for related matters.

Reported without amendments.

June 17, 2010

**SENATE BILL NO. 562—**  
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 25:1312(A), 1314, 1315, and 1316, and to repeal R.S. 25:1313(B)(3), R.S. 36:744(M) and 801.21, relative to the South Louisiana Wetlands Discovery Center; to remove the center from the Department of State Office; and to provide for related matters.

Reported without amendments.

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

AN ACT

To amend and reenact R.S. 24:973.1(B)(1) and (2), (D), and (E)(5), relative to the Legislative Youth Advisory Council; to provide for membership and terms; to provide for the selection of members nominated for membership by certain school clubs and community organizations; to provide relative to the selection process; to provide for submission of an annual report; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 792— (Substitute for Senate Bill No. 136 by Senator Morrish)**

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:2134(B)(3)(d), R.S. 40:1421, the introductory paragraph of 1422(A), 1422(C), the introductory paragraph of 1427, 1427(1) and (3), 1428(A)(1) and (4)(a) and (C), and 1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to provide for definitions; to provide for powers and duties of the unit; to provide for reporting; to provide relative to the Insurance Fraud Investigation Fund; to extend the termination date of the unit; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 798— (Substitute of Senate Bill No. 517 by Senator Walsworth)**

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 17:236.1(G), relative to home study programs; to provide that a high school diploma awarded by an approved home study program shall be recognized by certain educational institutions and governmental entities in the same manner as one awarded by an approved nonpublic school; and to provide for related matters.

Reported without amendments.

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 17, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 122—**  
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to support and invest in the National Cancer Institute Community Cancer Centers Program.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 123—**  
BY SENATORS N. GAUTREAU, GULLORY, LAFLEUR AND MORRISH AND REPRESENTATIVE GULLORY

A CONCURRENT RESOLUTION

To commend the Louisiana State University-Eunice baseball team for winning the National Junior College Athletic Association (NJCAA) Division II baseball championship.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 124—**  
BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To express the support of the Louisiana Legislature for the citizens of Nashville as they work to recover from the record floods that struck the music city in early May, bringing death and widespread destruction to nearly half of Tennessee and its neighboring states.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 127—**  
BY SENATORS ERDEY, BROOME AND WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study student to classroom teacher ratios in elementary grade classrooms across the state and to make recommendations relative to how a student to classroom teacher of not more than twenty to one can be achieved in each classroom in such grades.

Reported without amendments.

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

**Senate Resolutions on  
Second Reading, Subject to Call**

**Called from the Calendar**

Senator McPherson asked that Senate Resolution No. 152 be called from the Calendar.

**SENATE RESOLUTION NO. 152—**  
BY SENATOR MCPHERSON

A RESOLUTION

To urge and request the Department of Health and Hospitals to study the impact of the Patient Protection and Affordable Care Act on Louisiana-based community mental health centers and to report the findings and conclusions of the study to the Senate Committee on Health and Welfare by January 1, 2011.

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

**Conference Committee Reports Received**

Conference Committee Reports were received for the following legislative instruments:

June 17, 2010

**SENATE BILL NO. 437—**  
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 9:2772(H)(2), relative to contracts; to provide for recovery of attorney fees and court costs in certain circumstances; and to provide for related matters.

**SENATE BILL NO. 639—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:1371(A), (B), and (C), 1371.1(introductory paragraph), 1373(A), 1377(A) and (C)(3), and 1378(A) and (F) and to enact R.S. 23:1371.1(5), (6), and (7) and 1371.2, relative to the Workers' Compensation Second Injury Fund; to provide for a focus on re-employment and retention of employees; to provide for definitions; to provide as to the frequency of meetings of the board; to provide relative to interest earned by the fund; to provide for reimbursement in accordance with the fund; to provide as to when an employer has "knowledge" of a preexisting permanent partial disability; to provide conditions for reimbursement; to provide for reporting to the National Council on Compensation Insurance; to provide with respect to condition diagnoses; and to provide for related matters.

**HOUSE BILL NO. 703—**  
BY REPRESENTATIVE ST. GERMAIN

AN ACT

To authorize and provide for the transfer or lease of certain state property in Iberville Parish to Savoie Industries, L.L.C., from the division of administration; and to provide for related matters.

**HOUSE BILL NO. 8—**  
BY REPRESENTATIVE WILLIAMS

AN ACT

To enact Code of Criminal Procedure Article 228.4, relative to the disposal of noncontraband unclaimed property seized in certain criminal investigations; to provide for the disposal of noncontraband unclaimed property seized in criminal investigations; to provide for the procedure for petitioning the court for the disposal of the noncontraband unclaimed property; to provide for the distribution of proceeds derived from the disposal of the noncontraband unclaimed property; and to provide for related matters.

**HOUSE BILL NO. 545—**  
BY REPRESENTATIVES BALDONE, BILLIOT, GISCLAIR, HENDERSON,  
AND SAM JONES

AN ACT

To amend and reenact R.S. 56:325.3(A)(1), relative to commercial taking of spotted sea trout; to provide that the open season for such taking shall close each year when the maximum annual quota is reached; and to provide for related matters.

**HOUSE BILL NO. 612—**  
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 51:911.22(1) and (12) and 911.23(A), and to enact R.S. 51:911.22(13), 911.23(C), and 911.26(F)(10), relative to modular and manufactured homes; to provide for changes to definitions; to provide for a definition of "modular home"; to provide for regulation of modular homes; to provide for additional powers and duties of the commission; and to provide for related matters.

**HOUSE BILL NO. 1259—**  
BY REPRESENTATIVE BURRELL

AN ACT

To enact R.S. 14:40.7, relative to assault and battery and related offenses; to create the crime of cyberbullying; to provide for definitions; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1288—**  
BY REPRESENTATIVE GUINN

AN ACT

To amend and reenact R.S. 56:320(A)(1) and 322(E)(5) relative to methods of taking fish; to provide relative to the use of wire nets; to allow the use of wire nets and hoop nets for recreational fishing throughout the state; and to provide for related matters.

**HOUSE BILL NO. 438—**  
BY REPRESENTATIVE PEARSON

AN ACT

To enact R.S. 33:2956, relative to investments of foundations and similar entities created by the governing bodies of hospital service districts; to authorize and provide relative to investments of such entities; and to provide for related matters.

**HOUSE BILL NO. 405—**  
BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 17:7(5), relative to the powers, duties, and responsibilities of the State Board of Elementary and Secondary Education; to provide that the board shall adopt guidelines for the use of seclusion, physical restraint, and mechanical restraint of certain students; and to provide for related matters.

The Conference Committee Reports for the legislative instruments above lie over under the rules.

**Appointment of Conference Committee  
on House Bill No. 33**

The President of the Senate appointed to the Conference Committee on House Bill No. 33 the following members of the Senate:

Senators Heitmeier,  
Quinn  
and Murray.

**Appointment of Conference Committee  
on House Bill No. 234**

The President of the Senate appointed to the Conference Committee on House Bill No. 234 the following members of the Senate:

Senators Alario,  
Marionneaux  
and Heitmeier.

**Appointment of Conference Committee  
on House Bill No. 244**

The President of the Senate appointed to the Conference Committee on House Bill No. 244 the following members of the Senate:

Senators Hebert,  
Long  
and Mount.

June 17, 2010

**Appointment of Conference Committee on House Bill No. 260**

The President of the Senate appointed to the Conference Committee on House Bill No. 260 the following members of the Senate:

Senators Murray,  
Quinn  
and Peterson.

**Appointment of Conference Committee on House Bill No. 440**

The President of the Senate appointed to the Conference Committee on House Bill No. 440 the following members of the Senate:

Senators Mount,  
McPherson  
and Heitmeier.

**Appointment of Conference Committee on House Bill No. 606**

The President of the Senate appointed to the Conference Committee on House Bill No. 606 the following members of the Senate:

Senators Thompson,  
Riser  
and Shaw.

**Appointment of Conference Committee on House Bill No. 797**

The President of the Senate appointed to the Conference Committee on House Bill No. 797 the following members of the Senate:

Senators Mount,  
Erdey  
and Heitmeier.

**Appointment of Conference Committee on House Bill No. 807**

The President of the Senate appointed to the Conference Committee on House Bill No. 807 the following members of the Senate:

Senators Quinn,  
Claitor  
and Duplessis.

**Appointment of Conference Committee on House Bill No. 1053**

The President of the Senate appointed to the Conference Committee on House Bill No. 1053 the following members of the Senate:

Senators Duplessis,  
Martiny  
and Nevers.

**Privilege Report of the Legislative Bureau**

June 17, 2010

To the President and Members of the Senate:

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

The following concurrent resolution and bills are approved as to construction and duplication.

**HOUSE CONCURRENT RESOLUTION NO. 243—**  
BY REPRESENTATIVE AUSTIN BADON  
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 city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 8, 2010.

Reported without amendments.

**HOUSE BILL NO. 971—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact R.S. 40:16.3, relative to state property; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease the John J. Hainkel, Jr., Home and Rehabilitation Center to the New Orleans Home for the Incurables; to specify certain terms and conditions of the lease; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease property at Southeast Louisiana Hospital to Beacon Behavioral Health; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1171—**  
BY REPRESENTATIVES TUCKER, ARNOLD, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HINES, HOFFMANN, KATZ, LABRUZZO, LIGI, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To amend and reenact R.S. 17:3386(A) and (D) and to enact R.S. 17:3139 and 3386(E), relative to public postsecondary education; to provide for the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide for performance agreements between the Board of Regents and public postsecondary education institutions; to provide for the effectiveness, review, revocation, and renewal of such agreements; to provide for autonomies granted to institutions that enter into such agreements; to require specified performance objectives to be met as part of such agreements; to provide for monitoring and reporting by the Board of Regents; to exempt certain institutions from requirements relative to the use of surplus funds and the carrying forward of certain state general funds; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1173—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To enact R.S. 39:136, relative to the deposit and expenditure of federal funds; to provide for legislative approval of any Action Plan or Proposed Action Plan Amendment relative to recovery from Hurricanes Katrina, Rita, Gustav, or Ike; to require legislative approval of certain contracts and cooperative endeavor agreements, and modifications to certain contracts and cooperative endeavor agreements executed pursuant to such

Action Plan or Action Plan Amendments; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1175—**  
BY REPRESENTATIVES TUCKER AND BROSSETT  
AN ACT

To enact R.S. 39:136, relative to federal funds; to provide for the distribution and allocation of unspent federal funds available for recovery from Hurricanes Katrina and Rita; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
ROB MARIONNEAUX  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Amedee, the Concurrent Resolutions, Bills and Joint Resolution were read by title and passed to a third reading.

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

June 17, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 173—**  
BY REPRESENTATIVE RITCHIE  
A CONCURRENT RESOLUTION

To urge and request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee to study and make recommendations for the establishment of a comprehensive Rural Economic Development Initiative Program designed to provide members of all Louisiana communities the opportunity to establish and operate economically viable and sustainable local food-related and energy-related business enterprises.

**HOUSE CONCURRENT RESOLUTION NO. 245—**  
BY REPRESENTATIVE LEGER AND SENATOR BROOME  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to evaluate Louisiana's progress toward achieving juvenile justice reform as it relates to the "Missouri Model" and to report its findings and recommendations to the Louisiana Legislature as to additional steps necessary to further pursue a system of juvenile justice similar to that of the "Missouri Model".

**HOUSE CONCURRENT RESOLUTION NO. 251—**  
BY REPRESENTATIVE BROSSETT  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the "Southeast Hurricanes Small Business Disaster Relief Act of 2010".

**HOUSE CONCURRENT RESOLUTION NO. 216—**  
BY REPRESENTATIVE ROBIDEAUX  
A CONCURRENT RESOLUTION

To suspend from 12:01 a.m. August 10, 2010, through 11:59 p.m. on August 13, 2010, the provisions of R.S. 47:841(A) and (C) as it relates to the excise tax collected on cigars and smoking tobacco by the state when a dealer gives away cigars or smoking tobacco for advertising or any other purpose whatsoever.

and asked that the President of the Senate affix his signature to the same.

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

**Message from the House**

**SIGNED HOUSE BILLS AND  
JOINT RESOLUTIONS**

June 17, 2010

To the Honorable President and Members of the Senate:

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

**HOUSE BILL NO. 52—**  
BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact Code of Criminal Procedure Article 894.4, relative to probation and parole; to remove provisions authorizing the extension of a period of parole from completion of a monetary obligation; and to provide for related matters.

**HOUSE BILL NO. 166—**  
BY REPRESENTATIVE GREENE  
AN ACT

To enact R.S. 49:191(4)(f) and to repeal R.S. 49:191(3)(c), relative to the Department of Revenue, including provisions to provide for the re-creation of the Department of Revenue and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 243—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:254.9(B)(1), relative to Plaquemines Parish; to provide with respect to the witness fee fund; to provide for the payment of benefits for employees of the Plaquemines Parish Sheriff's Office; and to provide for related matters.

**HOUSE BILL NO. 264—**  
BY REPRESENTATIVE WILLMOTT  
AN ACT

To amend and reenact R.S. 40:1299.39(A)(1)(a)(ii)(introductory paragraph) and 1299.41(A)(10), relative to medical malpractice; to provide for certain persons to be included in the definition of health care provider under the private and state medical malpractice acts; and to provide for related matters.

**HOUSE BILL NO. 309—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 43:31(B)(2) and to enact R.S. 43:31(B)(3), relative to public printing; to impose certain restrictions on public printing; to limit certain exemptions from certain public printing requirements; to require certain reports; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 318—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 43:31.1, relative to public printing; to provide relative to needs assessments for printed matter; to require certain information in the needs assessment; and to provide for related matters.

June 17, 2010

**HOUSE BILL NO. 570—**  
BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact Code of Criminal Procedure Article 334.2, relative to bail; to provide with respect to the prohibition of releasing a defendant arrested for a crime of violence on his own recognizance or upon the signature of another person; to provide for technical changes; and to provide for related matters.

**HOUSE BILL NO. 624—**  
BY REPRESENTATIVE SMILEY  
AN ACT

To amend and reenact Code of Criminal Procedure Article 322(A) and (B) and R.S. 15:85(1), (2), (4), and (7), relative to bail; to require the inclusion of additional information on bail bonds and judgments of bond forfeiture; to provide that a bail bond or judgment of bond forfeiture shall not be set aside for the invalidity or failure to include such information; to provide for the liability of a bail agent representing a surety as an insurance agent; to provide for the reliance on this additional information with respect to judgments of bond forfeiture; to provide that a judgment of bond forfeiture containing inaccurate information shall be deemed ineffective as a judicial mortgage to third parties who rely upon the information; and to provide for related matters.

**HOUSE BILL NO. 722—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 24:173(A) and R.S. 25:125(A), relative to the distribution of Acts of the legislature by the secretary of state; to remove certain entities from the distribution list; to modify the number of copies distributed; and to provide for related matters.

**HOUSE BILL NO. 762—**  
BY REPRESENTATIVES ROY, AUSTIN BADON, BALDONE, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, CHANDLER, FANNIN, GISCLAIR, GUILLORY, GUINN, HARDY, HARRISON, HENRY, HUTTER, GIROD JACKSON, JOHNSON, SAM JONES, LABRUZZO, LIGI, LORUSSO, MONICA, PUGH, RICHARD, RICHMOND, SCHRODER, JANE SMITH, ST. GERMAIN, STIAES, THIBAUT, AND WILLIAMS  
AN ACT

To amend and reenact R.S. 14:93.3(E)(1), relative to the crime of cruelty to the infirmed; to provide for a minimum mandatory term of imprisonment for intentional and malicious acts of cruelty to the infirmed; and to provide for related matters.

**HOUSE BILL NO. 795—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:587(F), relative to criminal background information; to provide relative to an employer's access to criminal background information of a potential employee; to provide for duties of the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

**HOUSE BILL NO. 830—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Civil Code Articles 2374(C) and 2375(C), relative to community property; to provide for the separation of community property; to provide for the procedure; to provide for the effectiveness of a judgment decreeing separation of property; and to provide for related matters.

**HOUSE BILL NO. 834—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Civil Code Article 103.1(1)(c) and (2), relative to judgments of divorce; to provide relative to a protective order; and to provide for related matters.

**HOUSE BILL NO. 871—**  
BY REPRESENTATIVE HAZEL  
AN ACT

To amend and reenact R.S. 46:236.6(A) and 236.7(B), relative to summonses for contempt for nonpayment of child support orders or medical support orders; to provide for authority to issue summonses for contempt; to provide for changes to a statutory reference regarding child support collection agencies; and to provide for related matters.

**HOUSE BILL NO. 962—**  
BY REPRESENTATIVES CARTER, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, HOFFMANN, KATZ, LABRUZZO, LIGI, NOWLIN, RICHARD, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, BROOME, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To amend and reenact R.S. 17:3982(A)(1)(a) and (2) and (B) and 3992(A)(1) and (2), relative to charter schools; to provide relative to the process for submission, review, and approval of charter school proposals and renewal of charters; to provide relative to the use of local school board facilities and property by a chartering group; and to provide for related matters.

**HOUSE BILL NO. 978—**  
BY REPRESENTATIVE NOWLIN  
AN ACT

To enact R.S. 37:797, relative to the Louisiana State Board of Dentistry; to provide for the employment of dentists by certain nonprofit entities; and to provide for related matters.

**HOUSE BILL NO. 985—**  
BY REPRESENTATIVES WHITE, ARMES, ARNOLD, AUBERT, BALDONE, BARROW, BILLIOT, BURFORD, HENRY BURNS, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOVE, DOWNS, GISCLAIR, GUILLORY, GUINN, HARDY, HARRISON, HENRY, HOFFMANN, HONORE, HUTTER, MICHAEL JACKSON, KATZ, LAMBERT, LITTLE, LORUSSO, MILLS, MONTTOUCET, MORENO, ROY, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TEMPLET, TUCKER, WILLMOTT, AND WOOTON  
AN ACT

To amend and reenact R.S. 40:2173(A), (B)(7), (E), and (F), 2844(B)(introductory paragraph) and (1), (C)(1) and (2), 2845(A)(1) and (D), and R.S. 44:4.1(B)(24) and to enact R.S. 40:2173(B)(8) and (9), 2844(B)(21), (22), (23), and (24), 2845(A)(6) and (7), (E), and (F), and 2845.1, relative to the Louisiana Emergency Response Network; to provide for requirements for trauma centers; to provide for membership of the LERN board; to provide for powers and functions of the LERN board; to provide for a statewide trauma registry; to provide for confidentiality requirements for the statewide trauma registry; to provide authority to develop stroke and STEMI systems; to create a LERN fund; to provide authority for publishing materials; to provide for public records exceptions; and to provide for related matters.

**HOUSE BILL NO. 987—**  
BY REPRESENTATIVE GARY SMITH  
AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b) and (B)(1) and to enact R.S. 40:1299.96(A)(4), relative to health care information; to provide for definitions; to provide for the report of certain test results directly to the patient; to require reporting to the health care professional who requested the test under certain circumstances; to require verification of patient identification prior to the delivery of test results; to prohibit the liability of clinical laboratories or medical facilities that comply with statutory reporting requirements; and to provide for related matters.

**HOUSE BILL NO. 1021—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 47:2433 and Sections 2 and 3 of Act No. 822 of the 2008 Regular Session of the Legislature, relative to inheritance and estate taxes; to provide for the accrual of interest on delinquent estate transfer taxes; to provide relative to filing

extensions for estate transfer tax returns; to provide relative to the prescription period for estate transfer taxes; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1030—**

BY REPRESENTATIVES ST. GERMAIN, BOBBY BADON, BARROW, BILLIOT, BURRELL, DIXON, DOERGE, GISCLAIR, GULLORY, HILL, JOHNSON, LAFONTA, MONTOU CET, NORTON, PUGH, GARY SMITH, PATRICIA SMITH, AND STIAES AND SENATOR WALSWORTH  
AN ACT

To amend and reenact R.S. 40:1232.1(A)(2) and (3) and 1232.3, relative to emergency medical services; to set a maximum fee for an emergency medical technician-basic certification and recertification for any individual who is an employee or volunteer of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, a volunteer fire department, or a municipal law enforcement agency; to exempt certain employees or volunteers of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, or a volunteer fire department from the authority of the Louisiana Emergency Medical Services Certification Commission to conduct disciplinary hearings, request investigations, and initiate prosecution, with certain exceptions and conditions; and to provide for related matters.

**HOUSE BILL NO. 1039—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:236(20), 236.3(C), 236.8(B), 237.2(12) and (15), 237.5(A)(1) and (C), 237.10(B), and 696(A), relative to mutual insurance holding companies; to provide with respect to the conversion to, demutualization of, and incorporation of a mutual insurance holding company; and to provide for related matters.

**HOUSE BILL NO. 1043—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 32:1734(C) and to enact R.S. 32:1734(E), relative to gate fees; to provide for normal business hours of towing or storage companies; and to provide for related matters.

**HOUSE BILL NO. 1090—**

BY REPRESENTATIVE DOVE AND SENATOR CHABERT  
AN ACT

To amend and reenact R.S. 30:2459(A) and (D) and 2460(A)(14), R.S. 36:351(B), R.S. 38:111, 112, 213, 221, and 226, R.S. 39:366.3(1) and 1482(A)(1)(a), R.S. 41:1701.1(D) and 1702(D)(1), and R.S. 49:214.61(A) and to enact R.S. 39:14(7) and R.S. 49:214.5.2(F), 214.6.3(B)(5), and 214.6.10(C), relative to the Office of Coastal Protection and Restoration; to provide relative to the role of the Coastal Protection and Restoration Authority and the Office of Coastal Protection and Restoration in response to oil spills; to provide relative to responsibilities of the office with coastal levees; to provide relative to immunity for cooperating landowners; to provide for the responsibilities of the office in reclamation of land; to provide certain terms, conditions, and procedures; and to provide for related matters.

**HOUSE BILL NO. 1095—**

BY REPRESENTATIVE MILLS  
AN ACT

To amend and reenact R.S. 40:1006(B) and (E) and R.S. 40:1007(D), (E)(1) and (2), and (F)(introductory paragraph), relative to the Prescription Monitoring Program; to provide for reporting; to provide for access to information; and to provide for related matters.

**HOUSE BILL NO. 1096—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 32:1728(D)(3), (4), and (5) and 1728.2(D)(introductory paragraph), (F)(introductory paragraph), and (G)(2) and (6) and to enact R.S. 32:1728(D)(6), relative to the disposal of stored motor vehicles; to require a receipt of certificate of mailing to show proof of mailing of notices; to require submission of a photograph of the vehicle prior to

disposal; to provide for the inspection of a stored motor vehicle prior to disposal; to require applications for crushing vehicles to be completed in a format specified by the Department of Public Safety and Corrections; and to provide for related matters.

**HOUSE BILL NO. 1133—**

BY REPRESENTATIVES ARNOLD AND BALDONE  
AN ACT

To amend and reenact Civil Code Articles 651 and 778 and to enact Chapter 4-A of Code Title VII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3131 through 3136, relative to private transfer fee obligations; to provide for legislative intent; to provide for definitions; to prohibit private transfer fee obligations; to provide for liability for violations; to provide for disclosure of a private transfer fee; to provide for notice requirements for existing private transfer fees; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1165—**

BY REPRESENTATIVES ARNOLD, ABRAMSON, ANDERS, ARMES, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, HENRY BURNS, TIM BURNS, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, DIXON, DOERGE, DOWNS, EDWARDS, FANNIN, FRANKLIN, GALLOT, GISCLAIR, GULLORY, GUINN, HARDY, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAFONTA, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MILLS, MONICA, MONTOU CET, MORRIS, NORTON, PEARSON, POPE, PUGH, RICHARDSON, RICHMOND, ROBIDEAUX, SCHRODER, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS CROWE AND MURRAY

AN ACT

To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to honor the 2009 World Champion New Orleans Saints; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 1207—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 10:9-109(c)(4), (5), and (6)(C) and to enact R.S. 10:9-109(c)(7) and Part VII of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1251 through 1261, relative to utilities; to provide for security interests in investment recovery property; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide for a utility's interest in a financing order; to provide for investment recovery property; to provide for the sale of investment recovery property; to provide for the perfection and true sale status of a sale of investment recovery property; to provide for subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in investment recovery property; to provide a state pledge of non-impairment of investment recovery bonds; to exempt investment recovery bonds from being public debt; to provide an exclusion from secured transaction provisions of the uniform commercial laws; to provide for non-impairment of the jurisdiction of the commission; and to provide for related matters.

**HOUSE BILL NO. 1214—**

BY REPRESENTATIVE WHITE AND SENATOR WALSWORTH  
AN ACT

To enact R.S. 29:739, relative to intrastate mutual aid; to provide for the creation and implementation of an Intrastate Mutual Aid Compact; to provide for an Intrastate Mutual Aid Subcommittee; to provide for guidelines and procedures; to define certain terms; to provide for responsibilities of parishes; to provide for license, certificate, and permit portability; to provide for parish reimbursement; to provide relative to workers' compensation; and to provide for related matters.

**HOUSE BILL NO. 1222—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 32:1252(27), 1254(A)(19), (B), (C)(introductory paragraph) and (9) and (10), (D)(introductory paragraph) and (7), (E)(7) and (9)(d), (F)(introductory paragraph) and (4), (J)(introductory paragraph) and (5), (L)(introductory paragraph) and (5), and (N), 1255(A), 1260(C), 1261(1)(a)(introductory paragraph) and (i), (b), (d), (e), (g) through (i), (k)(i)(introductory paragraph) and (ii), (n), and (p), (2)(introductory paragraph), (a) through (e), (f)(introductory paragraph), (ii), and (iv), (g), and (i), (3), (4)(a), (b), and (d), (5)(a), (b), and (d), and (7), 1261.1, 1262(A)(1) and (B)(3), 1263, 1264, and 1268(A)(1)(introductory paragraph), (a)(introductory paragraph), and (d), and (2), and (B), to enact R.S. 32:1252(51) and (52) and 1260(E) and (F), and to repeal R.S. 32:1268.1, relative to the Motor Vehicle Commission; to provide for definitions; to provide for changes to licensure for persons licensed by the commission; to provide for changes to licensure requirements; to provide for change to insurance requirements; to provide for additional penalties and relief for the commission; to provide for changes to unauthorized acts of licensee of the commission; to provide for changes to termination requirements of a licensee of the commission; and to provide for related matters.

**HOUSE BILL NO. 1354—**

BY REPRESENTATIVE HILL AND SENATOR SMITH  
AN ACT

To amend and reenact R.S. 56:632(A), 632.5(A), and 632.7 and to enact R.S. 56:632.5.1, relative to the reptile and amphibian wholesale/retail dealer's license; to require such license for a person to possess or sell certain nonindigenous or poisonous snakes or constrictors; and to provide for related matters.

**HOUSE BILL NO. 1361—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:321(D) and 323(A) and (B) and to enact R.S. 15:323(G), relative to the Louisiana Sentencing Commission; to provide for evaluation of sentencing structure; to provide for membership of the commission; to provide for the appointment of a proxy; and to provide for related matters.

**HOUSE BILL NO. 1407— (Substitute for House Bill No. 450 by Representative Foil)**

BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact R.S. 3:3807(B)(2), relative to retail florists; to repeal certain examination requirements for retail florists; and to provide for related matters.

**HOUSE BILL NO. 1408— (Substitute for House Bill No. 1208 by Representative Tucker)**

BY REPRESENTATIVE TUCKER AND SENATOR N. GAUTREAUX  
AN ACT

To enact R.S. 4:185.1, relative to gaming proceeds; to provide for auditing of the Horsemen's Benevolent and Protective Association and its operations and programs by the legislative auditor; to provide for guidelines; and to provide for related matters.

**HOUSE BILL NO. 1435—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Children's Code Article 311(A)(1)(introductory paragraph) and (B)(1)(introductory paragraph), R.S. 13:1401(A)(1) and 1621(A)(3), and R.S. 46:236.2(A)(2) and (B)(2), and to repeal R.S. 13:1621(B) and (C), relative to jurisdiction; to provide for the exclusive jurisdiction of the East Baton Rouge Parish Family Court; and to provide for related matters.

**HOUSE BILL NO. 1463— (Substitute for House Bill No. 1183 by Representative Ritchie)**

BY REPRESENTATIVE RITCHIE  
AN ACT

To enact R.S. 3:3419.1 and R.S. 6:333(F)(17), relative to the communication of certain producer information; to provide for disclosure of certain financial records; and to provide for related matters.

**HOUSE BILL NO. 89—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 15:1111(H), relative to work release programs; to provide for deductions of costs resulting from participation in work release programs; and to provide for related matters.

**HOUSE BILL NO. 99—**

BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 42:1132(B)(2)(introductory paragraph) and (a)(i), relative to the Board of Ethics; to provide relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

**HOUSE BILL NO. 121—**

BY REPRESENTATIVE MILLS  
AN ACT

To amend and reenact R.S. 40:964(Schedule III)(E)(9) and R.S. 40:966(B)(introductory paragraph) and (3), (E), and (F), to enact R.S. 40:964(Schedule I)(C)(13.1), (16.1), (32), (Schedule II)(A)(1)(s), (B)(28), and (C)(7), (Schedule III)(E)(12.1), (15.1), and (44.1), (Schedule IV)(B)(4.1) and (22.1), and (Schedule V)(D)(2), and to repeal R.S. 40:964(Schedule IV)(B)(52), relative to the Uniform Controlled Dangerous Substances Law; to add certain drugs to Schedules I, II, III, IV, and V; to provide for technical changes; and to provide for related matters.

**HOUSE BILL NO. 138—**

BY REPRESENTATIVES CONNICK, LABRUZZO, LEGER, LIGI, AND LOPINTO AND SENATORS ALARIO, BROOME, CHEEK, DORSEY, DUPLESSIS, JACKSON, LAFLEUR, LONG, MARTINY, MORRELL, MURRAY, PETERSON, QUINN, SHAW, AND THOMPSON  
AN ACT

To amend and reenact R.S. 14:118(C), 120(B), 133(C), 134, 134.3(B), 138(C), and 140 and to enact R.S. 9:2790.5 and 2790.6, relative to crime; to provide for restitution to the state upon conviction of certain crimes; to provide for the disgorgement of profits gained through the commission of certain crimes; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 140—**

BY REPRESENTATIVE LITTLE  
AN ACT

To enact R.S. 32:299.2 and to repeal R.S. 32:297.1, relative to off-road vehicles; to provide relative to mini-trucks; to provide for registration of mini-trucks; to authorize operation of mini-trucks on certain highways of this state under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 156—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(f), relative to certain agencies within the office of the governor, including provisions to provide for the re-creation of such agencies; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 207—**

BY REPRESENTATIVE BILLIOT  
AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(E), (F), (G), (H), (I), (J), and (K) and to enact Code of Criminal Procedure Article 894.2(L), relative to home incarceration; to



require that written notice be given to local law enforcement when an offender is sentenced to home incarceration; and to provide for related matters.

**HOUSE BILL NO. 239—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and to enact R.S. 22:572.1, relative to company- produced insurance anti-fraud plans; to require each authorized insurer and health maintenance organization to produce and maintain such a plan; to provide for minimum requirements of such plans; to provide for the authority of the commissioner of insurance to review, investigate, and order modification of such plans; to authorize summary reports; to provide for confidentiality; and to provide for related matters.

**HOUSE BILL NO. 292—**

BY REPRESENTATIVES GREENE, HENRY BURNS, CARMODY, CARTER, ELLINGTON, GUINN, HAZEL, HINES, HOFFMANN, HOWARD, LEGER, LOPINTO, LORUSSO, PONTI, PUGH, SMILEY, JANE SMITH, TALBOT, AND THIBAUT AND SENATOR THOMPSON  
AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), 110(B), 193(F), 197, 401(B), 402(B), (C)(introductory paragraph), (E), and (G), 433(G)(1) and (H)(1)(introductory paragraph), 434(A)(1), (C)(introductory paragraph), and (D)(1) and (2), 435(A)(1) and (B), 436, 453(A) and (B), 467(introductory paragraph) and (2), 468(A), 481, 491(A) and (C), 511(A) and (B), 512(B), 535(B), 552(A)(introductory paragraph), 1272(A), 1278(B), 1279, 1285(B)(1)(a), 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1314(B) and (C), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), and 1461(A)(17) and to repeal R.S. 18:1275.1 through 1275.24, relative to elections; to provide for an open primary system of elections for congressional offices; to provide relative to objections to candidacy and contests of elections; to provide relative to changes to and challenge and cancellation of voter registration; to provide relative to procedures for voting; to provide for election dates; to provide relative to courses of instruction for commissioners; to provide relative to selection and replacement of commissioners; to provide relative to alternate commissioners; to provide relative to watchers; to provide relative to dual candidacy; to provide relative to qualification of candidates; to provide relative to the election of candidates in a primary and general election; to provide relative to notice of location of precincts and polling places; to provide relative to election materials; to provide relative to filling vacancies in federal offices; to provide relative to recall elections; to provide relative to absentee by mail and early voting; to provide relative to voting machines; to provide relative to election offenses; and to provide for related matters.

**HOUSE BILL NO. 294—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 46:2751(B)(1) and to enact R.S. 46:2751(B)(3), relative to the Juvenile Justice Reform Act Implementation Commission; to provide with respect to the composition of the commission; to provide for the chairmanship of the commission; and to provide for related matters.

**HOUSE BILL NO. 298—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 32:197 and 329(B) and to enact R.S. 32:329(C), (D), (E), (F), and (G), relative to bicycles and roadways; to provide relative to light requirements on the rear of bicycles; to provide for installation requirements; to allow persons riding bicycles upon a roadway the option of riding a bicycle on the improved shoulder under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 303—**

BY REPRESENTATIVES HENRY, BOBBY BADON, TIM BURNS, CARMODY, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, HINES, LABRUZZO, LAMBERT, LIGI, NOWLIN, SMILEY, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, AND QUINN  
AN ACT

To enact R.S. 17:176(G) and 236.3, relative to student eligibility to participate in high school interscholastic athletics; to provide certain definitions relative to participation in extracurricular activities; to provide relative to the eligibility of students in state-approved home study programs to participate in interscholastic athletics in certain high schools; to provide applicability; to provide guidelines and conditions for participation; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 348—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 14:95.1(B), relative to the crime of possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to provide with respect to penalties for violations and attempted violations; and to provide for related matters.

**HOUSE BILL NO. 351—**

BY REPRESENTATIVES CONNICK AND WOOTON AND SENATOR ALARIO  
AN ACT

To designate Leo Kerner/Lafitte Parkway on Louisiana Highway 3134 in Jefferson Parish from the intersection with Baratara Boulevard in Marrero to the Jean Lafitte Tourist Information Center as a Blue Star Memorial Highway.

**HOUSE BILL NO. 375—**

BY REPRESENTATIVES MORRIS AND WOOTON  
AN ACT

To amend and reenact R.S. 15:499(B) and 501 and to enact R.S. 15:499(D), relative to evidence from criminalistics laboratories; to provide for the retention of certain records regarding the accreditation and background of analysts and laboratories issuing certificates of analysis; to provide for the issuance of a written demand regarding testimony of the person signing the certificate of analysis; to provide for the procedure for making a demand; to provide for time limitations; and to provide for related matters.

**HOUSE BILL NO. 398—**

BY REPRESENTATIVE LANDRY  
AN ACT

To amend and reenact R.S. 9:2781(E) and to enact R.S. 9:2781(F), relative to suits on open accounts; to provide for the award of reasonable attorney fees in certain circumstances; to provide for definitions; to provide procedures for obtaining a judgment for attorney fees; and to provide for related matters.

**HOUSE BILL NO. 414—**

BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 18:1491.4(D) and 1495.2(D), relative to expenditures of campaign funds; to provide for certain methods of expending campaign funds; and to provide for related matters.

**HOUSE BILL NO. 433—**

BY REPRESENTATIVES HARDY AND HINES  
AN ACT

To enact R.S. 17:7(29), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop, adopt, and provide for the implementation of a uniform grading scale for use in public schools; to provide for enforcement and exceptions; to provide for a task force to provide recommendations; to provide for rules and regulations; to provide for effectiveness; and to provide for related matters.

June 17, 2010

**HOUSE BILL NO. 464—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:272(E)(2), 971, 972(A), 973, 974, 975(A)(introductory paragraph) and (1) through (8) and (10) through (13), (B)(introductory paragraph) and (1) through (7), 976(B), 977(B), 978(A)(2) and (B), 980(B), 983, 984(A) and (B), 985, 986(A)(1) and (3)(introductory paragraph) and (B), 987, 988(I)(1)(introductory paragraph), 989, 990(B)(introductory paragraph) and (1), 992, 993, 995(C), 999(E)(2), 1000(A)(introductory paragraph), (2)(a), and (3)(c), (B), and (D), 1002, 1003(A)(1), 1004(A), 1006(C) and (E)(5), 1009(A)(7), 1015, 1023(A)(9)(b)(introductory paragraph) and (i), (B)(4)(a)(introductory paragraph) and (i), and (F)(2)(introductory paragraph) and (a), 1024(A) and (D), 1025(B), 1026(A)(4) and (B), 1027(B), 1028(A)(4), (F), and (G), 1029(D), 1030(D), 1031(B), (C), and (D), 1032(C), 1034(B)(3) and (D)(1), 1035(D), 1037(A), (B), and (C)(3)(introductory paragraph), 1038(C)(1), (E), and (F), 1040(B) and (E), 1043(A)(3)(b), 1044(A)(4), 1046(F), 1049(I), 1050(H)(3), 1061(1)(a), (3), (4)(j), and (5)(e)(i), (f), and (u)(introductory paragraph) and (ii)(bb), 1062(A)(1) and (D)(3), 1066(A)(2)(c) and (B)(introductory paragraph), 1072(D)(introductory paragraph), 1077(B) and (C)(introductory paragraph) and (1), 1095(D), and 1821(F)(3), all relative to technical recodification of certain provisions of the Insurance Code relative to health and accident insurance, including correction of citations, updates of terms and language, reorganization of provisions, elimination of obsolete or ineffective provisions, harmonizing of inconsistent provisions, and standardizing of language exempting limited benefit policies or contracts from health insurance mandates; and to provide for related matters.

**HOUSE BILL NO. 488—**

BY REPRESENTATIVES HARRISON, CARTER, GISCLAIR, HARDY, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 17:53, relative to training and instruction of school board members; to require each member of a local public school board to receive certain training; to authorize certain training during a member's first year of service; to provide for the designation of Distinguished School Board Member for school board members completing certain training; to require certain dissemination of information about training completed by school board members; and to provide for related matters.

**HOUSE BILL NO. 497—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To enact R.S. 13:4688 and to repeal R.S. 9:2800.7, relative to reporting information concerning actions for offenses and quasi offenses; to provide for the reporting of actions to the judicial administrator of the supreme court; to provide for fees; to repeal provisions requiring reporting of specified information to the commissioner of insurance; to repeal the required categories for reporting monetary damages awarded; to repeal provisions requiring the commissioner of insurance to create an advisory committee; and to provide for related matters.

**HOUSE BILL NO. 506—**

BY REPRESENTATIVE DOVE AND SENATOR CHABERT  
AN ACT

To amend and reenact R.S. 33:1448(L)(introductory paragraph), relative to the Terrebonne Parish Sheriff's Office; to provide for retirement benefits; to provide with respect to dental insurance; and to provide for related matters.

**HOUSE BILL NO. 514—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 14:52(A), relative to the crime of simple arson; to expand the definition of simple arson; and to provide for related matters.

**HOUSE BILL NO. 520—**

BY REPRESENTATIVE THIBAUT AND SENATOR MARIONNEAUX  
AN ACT

To amend and reenact R.S. 15:1096.2 and to repeal R.S. 15:1093.2, relative to the Tri-Parish Juvenile Justice District; to provide for additional purposes and authority; to authorize the board of commissioners to enter into certain cooperative endeavor agreements; to provide for the expenditure of funds and payment of costs and expenses; to repeal provisions applying the additional purposes and authority statewide; and to provide for related matters.

**HOUSE BILL NO. 556—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 14:95.2(C)(4) and R.S. 40:1379.3(C)(10) and (N)(11), relative to firearms; to provide with respect to firearm-free zones; to provide relative to the possession of firearms by concealed handgun permit holders; to retain the prohibition regarding the carrying of concealed handguns at a school; to prohibit the carrying of concealed handguns on any school campus or school bus; to provide for exceptions regarding qualifications for concealed handgun permits; and to provide for related matters.

**HOUSE BILL NO. 560—**

BY REPRESENTATIVE POPE  
AN ACT

To amend and reenact R.S. 33:4766(E)(1), relative to the condemnation of dilapidated and dangerous structures; to provide relative to the enforcement of privileges and liens granted in favor of a parish or municipality for the costs incurred in the demolition, removal, repair, or maintenance of any such structure; to authorize a parish, municipality, or levee board seeking to enforce a privilege or lien as a tax against immovable property to submit the attested bills for such costs to the tax assessor of the parish in which the property is located as an alternative to submitting any such bill to the director of administration; and to provide for related matters.

**HOUSE BILL NO. 562—**

BY REPRESENTATIVE BALDONE AND SENATOR GUILLORY  
AN ACT

To amend and reenact R.S. 14:34.6, relative to the crime of disarming a peace officer; to provide for the elements of the crime of disarming a peace officer; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 563—**

BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 15:571.35.1, relative to incarceration; to authorize the Lafourche Parish Sheriff's Office to establish a pilot program utilizing home incarceration and electronic monitoring; to provide criteria for eligibility for participation in such program; to require the development of rules and regulations for the development, implementation, and administration of such program; to provide for applicability; to provide for a limitation of liability; to require the inclusion of certain conditions within the rules and regulations; to require an evaluation of the program and a report regarding the program to be provided to certain legislative committees; to provide for termination of the program; and to provide for related matters.

**HOUSE BILL NO. 571—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact Code of Criminal Procedure Article 345(A) and (B), relative to bail; to provide with respect to the surrender of a defendant; and to provide for related matters.

**HOUSE BILL NO. 590—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 40:1568(B) and to enact R.S. 40:1568(D), relative to the state fire marshal; to provide the state fire marshal with the authority to issue subpoenas, summon witnesses, and administer oaths and affirmations when investigating fires of suspicious origin; to require fire marshal employees to serve any process that is issued by the state fire marshal when investigating fires of suspicious origin; to provide that a person who fails to properly answer a subpoena issued by the state fire marshal shall be punishable by the judge as contempt; to authorize the judge to enforce obedience by fine, imprisonment, or both; and to provide for related matters.

**HOUSE BILL NO. 680—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 24:513(B), relative to the legislative auditor; to require certain audits and statements relative to tax collections; to require certain local auditees and other persons to submit such audits and statements; to provide for the content of the statements; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 694—**

BY REPRESENTATIVE SAM JONES  
AN ACT

To enact R.S. 38:329.3(I), relative to the St. Mary Levee District; to provide for the transfer of certain property from the Atchafalaya Basin Levee District to the St. Mary Levee District; and to provide for related matters.

**HOUSE BILL NO. 702—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact Children's Code Articles 305(A)(1)(b) and (B)(1)(b), 804(3), 841(A) and (C), 855(B)(7), 858(B), 860(A) and (B), and 867(A) and (C) and to enact Children's Code Articles 841(D) and 884.1, relative to the continuous revision of the Children's Code; to provide for divestiture of juvenile court jurisdiction; to provide for criminal court jurisdiction; to provide for definitions; to provide for advice of rights; to provide for notice of a motion to transfer; to provide for sex offender registration and notification requirements; to provide for informal adjustment agreements; to provide for certain types of medical examinations in motions to transfer and in adjudication hearings; to provide for the report of the sanity commission; and to provide for related matters.

**HOUSE BILL NO. 717—**

BY REPRESENTATIVE ROY  
AN ACT

To amend and reenact R.S. 22:979, 1068(C)(2)(a)(iii) and (b), 1074(C)(2)(a)(iii) and (b), and 1096 and to enact R.S. 22:1068(C)(2)(c) and 1074(C)(2)(c), relative to withdrawal from health insurance markets in this state; to prohibit the increase of premiums and reduction of benefits during withdrawal; to require prior approval of the notice of withdrawal; to clarify periods of coverage during withdrawal; and to provide for related matters.

**HOUSE BILL NO. 728—**

BY REPRESENTATIVES LITTLE, LEGER, AND WOOTON AND  
SENATOR THOMPSON  
AN ACT

To amend and reenact R.S. 15:1352(A)(12) and to enact R.S. 15:1352(A)(20) through (29), relative to "racketeering activity"; to add enumerated crimes to the definition of "racketeering activity"; and to provide for related matters.

**HOUSE BILL NO. 734—**

BY REPRESENTATIVE PEARSON  
AN ACT

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

**HOUSE BILL NO. 740—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To enact Code of Criminal Procedure Article 523, relative to pretrial motions; to provide relative to notice of pretrial motion hearings; to provide relative to the defendant's appearance at pretrial motion hearings; and to provide for related matters.

**HOUSE BILL NO. 775—**

BY REPRESENTATIVES SIMON AND HINES AND SENATOR  
THOMPSON  
AN ACT

To enact R.S. 15:827(A)(6), relative to the Department of Public Safety and Corrections; to provide with respect to the General Education Development test for certain incarcerated offenders; to provide for a comprehensive program; and to provide for related matters.

**HOUSE BILL NO. 785—**

BY REPRESENTATIVE WOOTON  
AN ACT

To enact Chapter 1 of Code Title I of Code Book IV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:6000, relative to the application of foreign laws; to provide for definitions; to provide for legislative findings; to prohibit the enforcement of foreign laws under certain circumstances; to provide for applicability to certain persons; and to provide for related matters.

**HOUSE BILL NO. 805—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 9:4822(E)(2) and (4), relative to privileges under the Private Works Act; to authorize certain persons to sign a notice of termination of work; to provide for successors; and to provide for related matters.

**HOUSE BILL NO. 844—**

BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 49:214.30(A), relative to coastal use permits; to provide for consistency with the state's master plan for coastal protection and restoration activities under such permits; and to provide for related matters.

**HOUSE BILL NO. 850—**

BY REPRESENTATIVE ROY  
AN ACT

To enact R.S. 47:2153(B)(7), relative to ad valorem tax; to authorize the collection of a refundable deposit from certain participants at a tax sale; to provide for use of deposits; to provide for the form of the deposit; to provide for refunds; and to provide for related matters.

**HOUSE BILL NO. 925—**

BY REPRESENTATIVES AUSTIN BADON, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, GISCLAIR, GUILLORY, HARDY, HOFFMANN, LIGL, AND ROBIDEAUX AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To enact R.S. 17:10.1(D), relative to the Louisiana school and district accountability system; to provide for the assignment of letter

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grades to schools and school districts that are reflective of their performance; and to provide for related matters.

**HOUSE BILL NO. 927—**

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 44:9(A)(5), relative to the expungement of certain criminal records; to authorize the expungement of certain misdemeanor conviction records under certain circumstances; to provide relative to the motion for expungement; and to provide for related matters.

**HOUSE BILL NO. 942—**

BY REPRESENTATIVES CARTER, HENRY BURNS, CARMODY, FOIL, GUILLORY, HARDY, HENRY, LABRUZZO, LANDRY, LIGI, MONICA, PEARSON, RICHARD, RICHMOND, SMILEY, JANE SMITH, AND THIBAUT

AN ACT

To amend and reenact R.S. 17:54(B)(1)(a) and (b)(iii) and (iv) and (C) and 81(P), to enact R.S. 17:81(T) and (U), and to repeal R.S. 17:54(B)(1)(b)(v), relative to the powers, duties, functions, and responsibilities of city, parish, and other local public school boards; to provide relative to prohibitions on the involvement of members of local school boards in personnel matters; to provide for the responsibilities of local school superintendents and school boards for personnel matters; to provide for the vote required for hiring and removal of a local school superintendent; and to provide for related matters.

**HOUSE BILL NO. 951—**

BY REPRESENTATIVES BILLIOT, GISCLAIR, HENRY, LABRUZZO, AND LIGI AND SENATORS APPEL, MARTINY, AND MORRELL

AN ACT

To amend and reenact Part VII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4890 and 4891 and R.S. 44:4.1(B)(18), relative to privileged communications made to code enforcement officers; to provide for the exercise of police powers by a parish; to provide a privilege for communications made to certain code enforcement officers; to exempt certain communications from the privilege; to provide restrictions on such privilege; to provide definitions; to provide a public records exception for such privileged communications; and to provide for related matters.

**HOUSE BILL NO. 960—**

BY REPRESENTATIVE BURFORD

AN ACT

To amend and reenact R.S. 37:2504(F), relative to fees and costs which may be imposed by the Board of Examiners for Nursing Facility Administrators; to provide for the process by which the board may establish fees and costs; and to provide for related matters.

**HOUSE BILL NO. 976—**

BY REPRESENTATIVES WILLMOTT AND LIGI AND SENATOR MARTINY

AN ACT

To amend and reenact R.S. 33:2740.17(A) and (C), relative to the New Orleans International Airport Sales Tax District; to provide definitions for the district; and to provide for related matters.

**HOUSE BILL NO. 986—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 46:1844(W)(1), relative to rights of victims; to provide relative to rights of minor victims and victims of sex offenses; to provide for protection of identities; to provide for penalties for violating the rights of minor victims and victims of sex offenses; and to provide for related matters.

**HOUSE BILL NO. 989—**

BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 37:1104(A), (B)(1) and (2)(a) and (C), 1110(A)(introductory paragraph), (2), (4), (5), and (7) and (E), 1116(A)(introductory paragraph) and (2), (B)(introductory paragraph) and (1), and 1118 and to repeal R.S. 37:1103(12) and

1120, relative to licensed marriage and family therapists; to provide for an additional member to the Licensed Professional Counselors Board of Examiners; to provide for denial, revocation, or suspension of a licensee; to provide for changes to licensure application for marriage and family therapists; to provide for changes for reciprocity licensure; and to provide for related matters.

**HOUSE BILL NO. 990—**

BY REPRESENTATIVE THIERRY AND SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 15:1199.1, 1199.2(A)(introductory paragraph), 1199.3(2), 1199.4(A) and (M), 1199.7(A), 1199.9, 1199.10(B)(1), 1199.11, 1199.12, and 1199.14(B), to enact R.S. 15:1199.2(A)(5), (6), (7), (8), (9), (G), (H), (I), (J), (K), and (L), 1199.3(9), and 1199.4(N), and to repeal R.S. 15:1199.2(F), relative to inmate rehabilitation; to provide for reentry programs and initiatives; to provide for definitions; to provide for additional duties of the reentry advisory council; to provide with respect to eligibility standards; to provide for certification and licensing of skilled craftsmen; to provide for the percentage of inmate wages which can be taken to pay for some of the expenses of the program; to provide for the duration of the program; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 995—**

BY REPRESENTATIVE HOWARD

AN ACT

To enact R.S. 26:598, relative to local option elections in a municipality; to authorize the governing authority of a municipality to hold an election for a proposal to allow a restaurant to sell alcohol; to provide for definitions; to provide for the election; and to provide for related matters.

**HOUSE BILL NO. 1008—**

BY REPRESENTATIVE HARRISON

AN ACT

To enact R.S. 9:2800.17, relative to property and casualty insurance claims payment; to provide for damages for the diminution in the value of a motor vehicle after an accident; and to provide for related matters.

**HOUSE BILL NO. 1023—**

BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 48:461.1(10), (11), and (12), and 461.6(C), relative to outdoor advertising; to provide for definitions; to provide relative to reset of conforming out-of-standard signs subject to expropriation by the department; and to provide for related matters.

**HOUSE BILL NO. 1032—**

BY REPRESENTATIVE BARROW AND SENATOR BROOM

AN ACT

To amend and reenact R.S. 33:2740.67(C)(1), (2), and (3), relative to the Greenwell Springs-Airline Economic Development District; to change the membership of the board of commissioners of the district; to provide relative to terms of board members; and to provide for related matters.

**HOUSE BILL NO. 1047—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 22:1574, relative to insurance; to create the Bail Bond Apprentice Program; to provide for oversight; to provide for apprenticeship; to provide for maintenance of records; to provide for qualifications and requirements; to provide for notification; and to provide for related matters.

**HOUSE BILL NO. 1125—**

BY REPRESENTATIVES WILLIAMS AND LEGER

AN ACT

To enact R.S. 32:202 and R.S. 47:463.141, relative to special prestige license plates; to provide for the creation and issuance of the "Share the Road" license plate; to provide for fees and

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distribution of fees; to provide for the promulgation of rules and regulations; to create the Louisiana Bicycle and Pedestrian Safety Fund; and to provide for related matters.

**HOUSE BILL NO. 1137—**

BY REPRESENTATIVES WILLIAMS, AUSTIN BADON, BARROW, BURRELL, CARMODY, DIXON, GISCLAIR, GUINN, HINES, ROSALIND JONES, LAFONTA, NORTON, RICHMOND, SIMON, ST. GERMAIN, STIAES, AND WADDELL AND SENATORS ALARIO, CHABERT, CHEEK, CLAITOR, CROWE, DONAHUE, ERDEY, N. GAUTREAUX, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, MCPHERSON, MICHOT, MORRELL, MURRAY, NEVERS, PETERSON, RISER, SHAW, SMITH, AND THOMPSON

## AN ACT

To amend and reenact R.S. 17:270(A), R.S. 32:1(48) and (65), 76.1(B), 106, 197(A), 283, 296(A), and 300.2, and R.S. 48:21(B), 163.1(A), (B), (D), (E)(introductory paragraph), (F), (G), and (H), to enact R.S. 32:1(95) through (100), 197(D) and (E), and 203, and R.S. 48:1(24), and to repeal R.S. 32:197(C) and R.S. 48:163.1(C), relative to bicycles; to revise provisions relative to bicyclists and traffic; to provide for definitions; to provide for construction of bicycle facilities; and to provide for related matters.

**HOUSE BILL NO. 1138—**

BY REPRESENTATIVE PONTI

## AN ACT

To amend and reenact R.S. 23:1203.1(B)(introductory paragraph) and (1) and (J), relative to workers' compensation; to provide relative to the medical treatment schedule; to provide relative to a date by which rules will be promulgated; to provide for implementation and application of such rules; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1156—**

BY REPRESENTATIVES HENRY BURNS, ABRAMSON, ANDERS, ARMES, ARNOLD, BOBBY BADON, BALDONE, BILLIOT, BURFORD, TIM BURNS, CARMODY, CHANDLER, CHANEY, CROMER, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, GUINN, HARRISON, HAZEL, HILL, HOFFMANN, HOWARD, SAM JONES, KATZ, LIGI, LORUSSO, MILLS, MORRIS, RICHARD, RICHARDSON, GARY SMITH, JANE SMITH, TEMPLET, TUCKER, WADDELL, WHITE, AND WILLIAMS

## AN ACT

To enact Subpart H of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:359 through 359.13, relative to child custody; to provide for the Military Parent and Child Custody Protection Act; to provide for definitions; to provide for temporary modifications of custody orders; to provide for evidence; to provide duties to disclose certain information; to provide for the appointment of counsel; to provide for attorney fees; and to provide for related matters.

**HOUSE BILL NO. 1161—**

BY REPRESENTATIVE ROSALIND JONES

## AN ACT

To amend and reenact R.S. 24:202(A)(20) and to enact R.S. 24:202(A)(21) and (22), relative to the membership of the council of the Louisiana State Law Institute; to provide that certain persons shall serve as ex officio members of the council; and to provide for related matters.

**HOUSE BILL NO. 1189—**

BY REPRESENTATIVE WADDELL AND SENATOR WALSWORTH

## AN ACT

To amend and reenact R.S. 32:781(7) and (13)(a)(i), 783(F)(3) and (6) and (G), 784(A)(4), 791(A)(1), (B)(1) and (4)(a), (G)(1), and (J), 792(A)(introductory paragraph) and (B)(introductory paragraph), and 802(D), (F), and (G) and to enact R.S. 32:781(17) and (18), 784(A)(5), (D) and (E), and 794, relative to the Louisiana Used Motor Vehicle Commission; to define "used motor vehicle dealer"; to define "public or retail motor vehicle auction"; to define "wholesale motor vehicle auction"; to provide for the sale of a used motor vehicle "as is"; to provide for the commission's power to hold hearings; to establish a license for rental motor vehicle dealers; to authorize off-premises permits; to provide for the Louisiana Used Motor Vehicle Commission Fund; to provide for application

procedures; to provide for expiration of licenses; to provide for a bond requirement; to provide for education requirements; to repeal expired provisions; to provide for denial of a license; to authorize revocation or suspension of a license, issuance of a civil fine or penalty, or injunction for certain acts; to provide for wholesale motor vehicle auction violations; to provide for suspension, revocation, or refusal of a license or permit for committing an unlawful action during a wholesale motor vehicle auction; to authorize an injunction or civil fines and penalties for committing an unlawful action during a wholesale motor vehicle auction; and to provide for related matters.

**HOUSE BILL NO. 1225—**

BY REPRESENTATIVE DIXON

## AN ACT

To enact R.S. 17:7(29), to provide relative to approval by the State Board of Elementary and Secondary Education of certain alternative schools and alternative education programs; to provide for a report to the House Committee on Education and the Senate Committee on Education by not later than September 15, 2010, relative to specific standards and criteria used by the board to approve schools; to provide guidelines for such report; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 1236—**

BY REPRESENTATIVES LEGER, AUSTIN BADON, BARRAS, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, DOERGE, DOWNS, GISCLAIR, GUILLORY, HILL, HOFFMANN, HOWARD, LABRUZZO, LIGI, LITTLE, MILLS, POPE, PUGH, RICHARD, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, AND WHITE AND SENATORS ALARIO, APPEL, BROOME, GUILLORY, LAFLEUR, LONG, MARTINY, MORRELL, MOUNT, AND WALSWORTH

## AN ACT

To enact R.S. 32:667(J), relative to driver's licenses; to provide for driver's license suspension for removal of ignition interlock device; and to provide for related matters.

**HOUSE BILL NO. 1237—**

BY REPRESENTATIVE ST. GERMAIN

## AN ACT

To amend and reenact Code of Criminal Procedure Articles 580 and 709, relative to criminal procedure; to provide relative to time limitations for commencement of a criminal trial; to provide for the suspension of time limitations; to provide for continuances; and to provide for related matters.

**HOUSE BILL NO. 1247—**

BY REPRESENTATIVES HOFFMANN, ARMES, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DOVE, DOWNS, ELLINGTON, FANNIN, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOWARD, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MILLS, MONICA, MONTUCET, MORRIS, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SIMON, SMILEY, JANE SMITH, TALBOT, TEMPLET, THIBAUT, TUCKER, WHITE, WILLIAMS, WILLMOTT, AND WOONAN AND SENATORS ADLEY, ALARIO, APPEL, BROOME, DONAHUE, DUPLESSIS, ERDEY, N. GAUTREAUX, GUILLORY, HEBERT, KOSTELKA, LONG, MARTINY, MICHOT, MORRISH, MOUNT, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON, AND WALSWORTH

## AN ACT

To enact R.S. 22:1016, relative to health insurance issuers; to provide for legislative intent; to provide for definitions; to provide for a prohibition on insurance coverage of elective abortions; and to provide for related matters.

**HOUSE BILL NO. 1292— (Substitute for House Bill No. 718 by Representative Hines)**

BY REPRESENTATIVES HINES, ABRAMSON, ARNOLD, AUSTIN BADON, BALDONE, BILLIOT, TIM BURNS, CARMODY, CONNICK, GISCLAIR, HARDY, HAZEL, HENRY, HOWARD, LABRUZZO, LEGER, LIGI, LORUSSO, NORTON, POPE, PUGH, RICHARD, SCHRODER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, THIERRY, TUCKER, WADDELL, AND WILLMOTT

## AN ACT

To enact R.S. 38:2227, relative to bidders on public projects; to prohibit certain contractors from bidding on public projects; to provide for disqualifying crimes; to provide for proof of false attestations; and to provide for related matters.

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**HOUSE BILL NO. 1297—**

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 33:2536(B)(1)(b) and to enact R.S. 33:2476(B)(1)(c) and 2536(B)(1)(c), relative to the municipal fire and police civil service; to provide relative to the qualifications of certain members appointed to municipal fire and police civil service boards; to provide that members appointed from fire and police departments shall not be required to be residents or qualified voters of the area in which they are appointed to serve or the parish in which the area is located, subject to approval of the local governing authority; and to provide for related matters.

**HOUSE BILL NO. 1322—**

BY REPRESENTATIVES BARROW, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, LAMBERT, AND WILLIAMS AND SENATOR BROOME

AN ACT

To amend and reenact R.S. 30:2418(H)(3) and to enact R.S. 30:2415(H), relative to recycling; to require certain state agencies to adopt solid waste reduction and recycling programs; to provide for uses of the Waste Tire Management Fund; and to provide for related matters.

**HOUSE BILL NO. 1334—**

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact the heading of Subpart L of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950 and R.S. 56:638.1 through 638.5, to enact R.S. 56:6(32) and to repeal R.S. 56:57.2, as enacted by Act No. 283 of the 1987 Regular Session of the Legislature and as enacted by Act No. 891 of the 1987 Regular Session of the Legislature and R.S. 56:57.4, relative to fishery management, conservation, and sustainability; to provide that the Wildlife and Fisheries Commission is responsible for management of all fisheries in the state; to repeal the prohibition on state enforcement of federal laws relative to turtle excluder devices; to repeal the prohibition on state enforcement of federal laws relative to fish excluder devices; to provide for rulemaking authority; and to provide for related matters.

**HOUSE BILL NO. 1409—**

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 33:4762(D), relative to notices for demolition or removal of buildings; to provide that in certain instances a notice of demolition or removal of a building is de facto proof that a building is more than fifty percent damaged; and to provide for related matters.

**HOUSE BILL NO. 1410—**

BY REPRESENTATIVES MICHAEL JACKSON, ARNOLD, BARROW, BROSSETT, HENRY BURNS, BURRELL, CARMODY, CARTER, DIXON, DOWNS, EDWARDS, FOIL, HARDY, HARRISON, HINES, ROSALIND JONES, LEGER, MONTOUCET, NORTON, PUGH, RICHARD, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, THIBAUT, AND WILLIAMS AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, DUPLESSIS, ERDEY, JACKSON, LAFLEUR, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MURRAY, NEVERS, PETERSON, RISER, SHAW, AND THOMPSON

AN ACT

To amend and reenact R.S. 48:394(A)(1) and (C) and to enact R.S. 48:394(D) and Chapter 35 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2170 through 2189, relative to the development of transportation infrastructure; to provide relative to the "The Louisiana Intrastate Rail Compact"; to authorize the creation of compacts to develop a system of railways, transitways, and other transportation facilities; to provide for the powers and duties of such compacts; to authorize compacts to issue bonds and raise revenues subject to voter approval; to prohibit the development of transportation infrastructure by prohibiting closure of private railroad crossings; and to provide for related matters.

**HOUSE BILL NO. 1436—**

BY REPRESENTATIVES NORTON, ARNOLD, AUSTIN BADON, BARROW, TIM BURNS, DIXON, ELLINGTON, GISCLAIR, HARDY, LABRUZZO, LEBAS, MILLS, RICHARD, RICHMOND, STIAES, THIERRY, AND WILLIAMS AND SENATORS DORSEY AND GUILLORY

AN ACT

To amend and reenact R.S. 15:542.1(A)(1)(b), relative to sex offenders; to provide relative to sex offender notification requirements; and to provide for related matters.

**HOUSE BILL NO. 1476— (Substitute for House Bill No. 1258 by Representative Harrison)**

BY REPRESENTATIVE HARRISON

AN ACT

To enact R.S. 30:2154(B)(9) and to repeal R.S. 30:2157 and 2157.1, relative to providing for permits, licenses, registrations, variances, or compliant schedules issued by the Department of Environmental Quality; to provide for emergency response standards; to provide for certification of certain abilities of local fire departments; to provide for the emergency response standards of certain solid waste facilities; and to provide for related matters.

**HOUSE BILL NO. 1477— (Substitute for House Bill No. 1015 by Representative Baldone)**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 15:1110, relative to juvenile detention; to provide relative to juvenile detention facilities and procedures; to provide for the development of licensing standards; to provide for the creation of the Task Force on Juvenile Detention Standards and Licensing; to require the licensing of juvenile detention facilities; and to provide for related matters.

**HOUSE BILL NO. 276—**

BY REPRESENTATIVES LEGER, HINES, AND BROSSETT

A JOINT RESOLUTION

Proposing to amend Article I, Section 4(H)(1) of the Constitution of Louisiana, to provide relative to the sale of certain expropriated property; to provide an exception for the sale of property expropriated for the removal of a threat to public health or safety; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

**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 17, 2010

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 38—**  
BY SENATOR LONG AND REPRESENTATIVES LABRUZZO AND SCHRODER

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to adopt and submit to the states for ratification the Parental Rights Amendment to the Constitution of the United States.

**SENATE CONCURRENT RESOLUTION NO. 120—**  
BY SENATOR LAFLEUR AND REPRESENTATIVE PERRY

A CONCURRENT RESOLUTION

To commend the efforts of the organizers of the Louisiana Hugh O'Brien Youth Leadership seminars and to recognize June 17, 2010, as Hugh O'Brien Youth Leadership Day in the state of Louisiana.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

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

**Privilege Report of the Committee on  
Senate and Governmental Affairs**

**ENROLLMENTS**

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

June 17, 2010

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 21—**  
BY SENATOR MURRAY AND REPRESENTATIVE STIAES

A JOINT RESOLUTION

Proposing to amend Article VII, Sections 18(G)(5) and 20(A)(10) of the Constitution of Louisiana, relative to ad valorem property tax exemptions and assessments; to authorize an extension of the homestead exemption or a special assessment level on property damaged or destroyed in certain disasters or emergencies and provide for claiming the extension; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

**SENATE BILL NO. 748—**  
BY SENATOR THOMPSON

AN ACT

To enact R.S. 56:410.11, relative to the use of certain fishing gear; to regulate the use of certain fishing gear on Lake Saint Joseph; to provide for the use of yo-yos and trigger devices; to provide conditions, requirements, and penalties; and to provide for related matters.

**SENATE BILL NO. 31—**  
BY SENATOR MORRELL

AN ACT

To enact Part IV of Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9098.1, relative to crime prevention and security districts; to provide that an election for the renewal of a parcel fee imposed within any crime prevention and security district or improvement district may be held during a primary or general election; and to provide for related matters.

**SENATE BILL NO. 49—**  
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 38:2324(B) and 2330.2(B) and R.S. 44:23.1(A), relative to the Sabine River Authority; to establish the Sabine River Authority as a nonbudget unit of the state; to provide with regard to certain records of the Sabine River Authority; and to provide for related matters.

**SENATE BILL NO. 130—**  
BY SENATOR MORRELL

AN ACT

To enact R.S. 46:236.1.5(D) and Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1448, relative to child support; to provide relative to the collection of child support through private party child support collection agencies; to provide for definitions; to provide for the regulation of services of private party child support collection agencies; to provide relative to prohibited practices and penalties; and to provide for related matters.

**SENATE BILL NO. 174—**  
BY SENATORS SMITH AND SHAW

AN ACT

To enact R.S. 40:1379.3(D)(1)(i), relative to statewide permits for concealed handguns; to reduce training requirements on combat veterans; and to provide for related matters.

**SENATE BILL NO. 184—**  
BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 30:136(D), relative to the State Mineral and Energy Board; to provide relative to the disposition of certain funds payable to the state as the lessor of certain mineral leases; to provide for reimbursement of certain monies to the Mineral and Energy Operation Fund; to provide terms and conditions; and to provide for related matters.

**SENATE BILL NO. 406—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 15:587.1(B) and R.S. 44:9(F), (G) and (I), and to enact R.S. 15:587(A)(1)(f), relative to criminal records; to amend provisions regarding criminal background checks; to provide entities with access to criminal history information; to provide for the type of information available to those entities; and to provide for confidentiality; and to provide for related matters.

**SENATE BILL NO. 543—**  
BY SENATOR MORRISH

AN ACT

To enact R.S. 22:1052 and Part VII of Chapter 11 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2183 and 2184, and R.S. 36:686(F), relative to health insurance; to provide with respect to limited benefit health insurance policies or contracts; to provide for legislative intent; to create the Louisiana Mandated Health Benefits Commission; to provide for composition of the commission; to provide for review of proposed mandated benefits by the commission; to provide for the scope and timing of such reviews; to provide for optional review by the commission of legislation that includes a mandated benefit proposal; and to provide for related matters.

**SENATE BILL NO. 595—**  
BY SENATOR QUINN AND REPRESENTATIVE LEGER

AN ACT

To enact R.S. 22:1338, relative to property insurance; to prohibit certain actions involving insurance policies due to the presence of certain Chinese drywall; to provide penalties for violations; and to provide for related matters.

June 17, 2010

**SENATE BILL NO. 703—**  
BY SENATOR PETERSON

AN ACT

To enact R.S. 33:9091.16, a bill relative to Orleans Parish; to create the Broadmoor Neighborhood Improvement District; to provide for district boundaries, purpose, governance, and funding, including the levy of a parcel fee; to provide relative to the powers and duties of the district and its governing board; and to provide for related matters.

**SENATE BILL NO. 705—**  
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 22:1000(A)(1) and (B), relative to health and accident insurance; to provide for group policies issued to trusts for multiple associations; to provide for coverage involving such associations and their members and employees; to provide for definition of "participating association"; and to provide for related matters.

**SENATE BILL NO. 48—**  
BY SENATORS HEBERT AND WALSWORTH

AN ACT

To enact R.S. 32:299.2 and to repeal R.S. 32:297.1, relative to off-road vehicles; to provide relative to mini-trucks; to provide for registration of mini-trucks; to authorize operation of mini-trucks on certain highways of this state under certain circumstances; and to provide for related matters.

**SENATE BILL NO. 132—**  
BY SENATOR MORRELL

AN ACT

To amend and reenact Civil Code Article 137, relative to visitation rights; to prohibit visitation rights of a family member in certain circumstances; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 189—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:4405 and R.S. 35:199(A)(2)(b), relative to notarial instruments; to remove requirements that acts of sale or other acts evidencing a transfer of immovable property situated in the parish of Orleans be filed with the assessor; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 190—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9091.8(F)(1), (2), and (4)(c), relative to Orleans Parish; to authorize the Lakewood Crime Prevention and Improvement District to levy its parcel fee on vacant lots subject to voter approval; to authorize the renewal of the parcel fee at any election; and to provide for related matters.

**SENATE BILL NO. 219—**  
BY SENATOR APPEL

AN ACT

To amend and reenact Code of Civil Procedure Article 863(B) and (D) and to enact Code of Civil Procedure Article 863(G), relative to pleadings in civil actions; to provide with respect to the requirements of signing pleadings; to provide with respect to sanctions; and to provide for related matters.

**SENATE BILL NO. 284—**  
BY SENATOR MARTINY

AN ACT

To enact Code of Civil Procedure Article 2542, relative to foreign defamation judgments; to provide the grounds for the recognition of foreign defamation judgments; to provide for jurisdiction; to provide definitions; and to provide for related matters.

**SENATE BILL NO. 301—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 23:1553(B)(6) and (7) and (G), relative to the Incumbent Worker Training Program; to provide with respect to the Incumbent Worker Training Account; and to provide for related matters.

**SENATE BILL NO. 308—**  
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 49:968(B)(13) and R.S. 56:5(C) and 6(28), to enact R.S. 49:953(H), and to repeal R.S. 49:967(D), relative to the Wildlife and Fisheries Commission; to provide legislative oversight of certain rules and regulations; to require the commission to adopt rules and regulations in accordance with the Administrative Procedure Act; to authorize time reductions for certain rule procedures; and to provide for related matters.

**SENATE BILL NO. 361—**  
BY SENATOR SMITH

AN ACT

To amend and reenact Civil Code Articles 538, 549, 553, 558, 567 through 569, 573 through 575, 577, 580, 581, 583, 584, 586 through 594, 601, 603, 604, 608, 613, 615, 616, 618 through 620, and 623 through 625, and to enact Civil Code Articles 568.1, 568.2, and 568.3, relative to usufruct; to provide for the continuous revision of the Civil Code; to provide for the general principles; to provide for the capacity to receive; to provide for voting shares of stock; to provide for improvements and alterations; to provide for contracts affecting liability; to provide for disposition of nonconsumables; to provide for obligations and rights; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 377—**  
BY SENATOR MORRELL

AN ACT

To amend and reenact Code of Evidence Article 804(B)(7), relative to hearsay exceptions; to provide for the burden of proof to introduce evidence; and to provide for related matters.

**SENATE BILL NO. 482—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 48:601(A), to enact R.S. 48:601(E) and (F), and to repeal R.S. 48:601(D)(2)(c), relative to St. Landry Parish; to provide for the absorption of parish road districts upon creation of a new parishwide road district; to require the creation of certain drainage districts; and to provide for related matters.

**SENATE BILL NO. 802— (Substitute of Senate Bill No. 618 by Senator McPherson)**

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 9:2716, relative to contracts; to provide for automatic renewal of contracts; to provide for disclosure of procedures regarding cancellation of such contracts; to provide for exceptions upon failure to notify consumers; to provide for applicability and exceptions; and to provide for related matters.

**SENATE BILL NO. 64—**  
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:9080.4, relative to Orleans Parish; to create the Lakeview Street Maintenance District; to provide for the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee; and to provide for related matters.



**SENATE BILL NO. 88—**  
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 39:1242(C), relative to security for deposits; to exempt certain deposits insured or guaranteed by a governmental agency insuring bank deposits that is organized under federal law from security requirements; and to provide for related matters.

**SENATE BILL NO. 141—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 33:9037(A), 9038.35, and 9038.38(P), relative to tax increment finance; to authorize joint ventures or cooperative endeavors among public entities utilizing tax increment finance; and to provide for related matters.

**SENATE BILL NO. 207—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 39:198(D)(2) and (8), relative to contracts for fiscal intermediary services in processing claims of health care providers; to provide for submission of justification for the issuance of a solicitation for proposal; to provide for the exercise of an option to renew; to provide for public hearings; and to provide for related matters.

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

AN ACT

To enact Part IV of Chapter 4 of Code Title VII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3131.1 through 3131.9, relative to the Louisiana Exchange Sale of Receivables Act; to provide for legislative intent; to provide for definitions; to provide for the scope; to provide for the true sale status of sales of receivables over exchanges located in Louisiana; to provide for the binding effectiveness of Louisiana law to the sales of receivables; to provide for buyer ownership rights; to provide for relationship with the Uniform Commercial Code; to prohibit the filing or maintaining of certain actions; and to provide for related matters.

**SENATE BILL NO. 486—**  
BY SENATOR NEVERS AND REPRESENTATIVES ARMES, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, HARDY, HOFFMANN, RICHARDSON, RITCHIE, PATRICIA SMITH AND THIBAUT

AN ACT

To amend and reenact R.S. 17:3048.1(B)(2)(a)(ii), relative to the Taylor Opportunity Program for Students; to provide for the eligibility of certain students to receive a TOPS-Tech Award; to provide for alternative eligibility requirements; to provide relative to minimum scores on specified tests that are required of students to be eligible for a TOPS-Tech Award; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 497—**  
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 40:49(A), relative to death and spontaneous fetal death certificates; to provide for preparation and filing of death and spontaneous fetal death certificates; and to provide for related matters.

**SENATE BILL NO. 528—**

BY SENATOR BROOME AND REPRESENTATIVES BALDONE, BARRAS, BARROW, BURFORD, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, CONNICK, CORTEZ, CROMER, ELLINGTON, GEYMAN, GISCLAIR, GREENE, GUILLORY, HARDY, HENRY, HILL, HINES, HOFFMANN, HONORE, HOWARD, HUTTER, JOHNSON, KATZ, KLECKLEY, LABRUZZO, LANDRY, LIGI, LOPINTO, LORUSSO, MILLS, MONICA, NORTON, NOWLIN, PEARSON, PERRY, POPE, RICHARDSON, ROY, SCHRODER, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TUCKER, WHITE, WILLIAMS, WILLMOTT AND WOOTON

AN ACT

To amend and reenact R.S. 40:1299.35.2 and the introductory paragraph of 1299.35.6(B), (B)(1)(h), and the introductory

paragraph of (C)(1)(a), and to enact R.S. 40:1299.35.6(B)(1)(i), relative to abortions; to require an obstetric ultrasound to be performed prior to an abortion; to provide for exceptions; to provide for penalties; and to provide for related matters.

**SENATE BILL NO. 534—**

BY SENATORS HEBERT AND MCPHERSON

AN ACT

To amend and reenact R. S. 56:109(C) and to enact R.S. 56:1691, relative to possession of firearms; to allow the possession of firearms on certain state lands; to provide terms and conditions; and to provide for related matters.

**SENATE BILL NO. 591—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:970, relative to the licensure of nurses; to provide for the qualifications for licensure as a practical nurse; and to provide for related matters.

**SENATE BILL NO. 599—**

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 49:214.5.4(E)(4), relative to the Coastal Protection and Restoration Fund; to provide relative to funding and resource allocation; to provide that no more than seven percent of certain federal revenues generated from Outer Continental Shelf energy activity may be used for administrative costs or fees; to provide certain exceptions; and to provide for related matters.

**SENATE BILL NO. 620—**

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 8:66.1 and 66.2, relative to the Louisiana Cemetery Board; to provide for investigations by the board; to authorize the issuance of subpoenas; to require certain statements under oath to issue oaths and affirmations; to bring causes of action; to issue certain cease and desist orders; to provide for the assessment of civil fines; and to provide for related matters.

**SENATE BILL NO. 47—**

BY SENATOR CROWE

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F), relative to fees paid as a condition of probation; to provide for the allocation and use of fees credited to the Sex Offender Registry Technology Fund; and to provide for related matters.

**SENATE BILL NO. 170—**

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:1703(B) and (C)(introductory paragraph) and to enact R.S. 56:1702, relative to state parks; to provide for the Palmetto Island State Park; to provide for certain agreements for the operation and maintenance of such state park; to provide for funding of certain office of state parks holdings; to provide terms, conditions, and requirements; and to provide for related matters.

**SENATE BILL NO. 204—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:1300.53, relative to criminal history checks of licensed ambulance personnel or nonlicensed persons; to remove provisions which allow an employer to waive certain provisions; and to provide for related matters.

**SENATE BILL NO. 247—**

BY SENATOR ALARIO

AN ACT

To enact R.S. 33:9080.4, a bill relative to Jefferson Parish; to create the Esprit at Stonebridge Neighborhood Improvement District; to provide for district boundaries, purpose, governance, and funding, including the levy of a parcel fee; to provide relative to the powers and duties of the district and its governing board; and to provide for related matters.

SENATE BILL NO. 257—

BY SENATOR MOUNT AND REPRESENTATIVE KATZ  
AN ACT

To amend and reenact R.S. 36:3(4) and (7), 4(A)(10), 8(E)(2)(d), 9(C), 471(A), (B) and (C)(1), 472, 473, 474(A)(8), (B)(1)(a)(i) and (b), 475, 475.1(A), (B) and (C), and 477 and to repeal R.S. 36:474(E) and 476, relative to the Department of Social Services; to rename the Department of Social Services the Department of Children and Family Services; to provide for the reorganization of the department; to provide for definitions; to provide for fiscal oversight and program evaluation; to provide for designation of certain organizational units; to provide for the composition of the department; to provide for the officers of the department; to provide for deputy secretaries; to provide for the undersecretary and the division of management and finance; to provide for the office of children and family services; and to provide for related matters.

SENATE BILL NO. 460—

BY SENATOR MARTINY  
AN ACT

To enact Chapter 1 of Code Title I of Code Book IV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:6000, relative to the application of foreign laws; to provide for definitions; to provide for legislative findings; to prohibit the enforcement of foreign laws under certain circumstances; to provide for applicability to certain persons; and to provide for related matters.

SENATE BILL NO. 558—

BY SENATOR WALSWORTH AND REPRESENTATIVE TUCKER  
AN ACT

To enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1237, and R.S. 36:209(Q); to create the Louisiana Bicentennial Commission; to provide for membership of the commission and its operation; to provide relative to powers, duties, and activities of the commission; to provide relative to funds and property of the commission; to provide for termination of the commission; and to provide for related matters.

SENATE BILL NO. 720—

BY SENATOR MORRELL AND REPRESENTATIVES ABRAMSON, BALDONE, BROSSETT, BURFORD, HENRY BURNS, CARMODY, GALLOT, GISCLAIR, HENDERSON, HENRY, HINES, HOWARD, HUTTER, KATZ, LABRUZZO, LEGER, LIGI, POPE, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT AND WOOTON  
AN ACT

To enact R.S. 9:2716, relative to contracts; to provide that certain contracts obtained through fraud, bribery, corruption or other criminal acts are against public policy and are absolutely null and void and unenforceable; to provide for the payment of costs; and to provide for related matters.

SENATE BILL NO. 724—

BY SENATOR N. GAUTREAUX  
AN ACT

To amend and reenact R.S. 41:642(A)(2), relative to sixteenth section and school board indemnity lands; to provide for revenues generated by certain sixteenth section and school board indemnity lands; to provide terms and conditions; and to provide for related matters.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

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

Message to the Governor

SIGNED SENATE BILLS

June 17, 2010

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 13—

BY SENATOR B. GAUTREAUX  
AN ACT

To amend and reenact R.S. 11:292, 570, 930, 951.3, 952.3, 1378, 1905, 3014, 3051, 3111, 3140, 3198, 3229, 3321(A), 3345, 3389, 3408, 3440, 3470, 3513, 3608(A), 3691, 3770, 3800, and 3823, and R.S. 13:3881(D)(1), relative to garnishment or seizure of pension or retirement benefits; to provide for garnishment or seizure of benefits from public retirement or pension systems, plans, or funds; to provide relative to the applicability of certain court orders to such benefits; to provide for garnishment or seizure of such benefits to pay any fine or restitution, or any costs of incarceration, probation, or parole, ordered for certain felony convictions associated with service as an elected official or public employee; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 20—

BY SENATOR MURRAY AND REPRESENTATIVE STIAES  
AN ACT

To amend and reenact R.S. 47:1703(E), relative to ad valorem property tax exemptions and assessments; to authorize an extension of the homestead exemption or a special assessment level on property damaged or destroyed in certain disasters or emergencies and provide for claiming the extension; and to provide for related matters.

SENATE BILL NO. 73—

BY SENATOR HEITMEIER AND REPRESENTATIVE BROSSETT  
AN ACT

To amend and reenact R.S. 3:2465(C), relative to operating procedures for animal shelters; to prohibit euthanasia by carbon monoxide gas chambers on cats and dogs beginning on January 1, 2013 and thereafter; to prohibit euthanasia by intracardiac injection on a conscious animal; and to provide for related matters.

SENATE BILL NO. 76—

BY SENATOR B. GAUTREAUX  
AN ACT

To amend and reenact R.S. 11:1903(A)(2), (5), and (6) and 1922(G) and to enact R.S. 11:1903(A)(7), relative to the Parochial Employees' Retirement System; to provide relative to eligibility to participate in the system; to provide for requirements and limitations on such ability; to require a participating employer to extend benefits to all employees; to prohibit participation by certain employees whose employment is covered by another public system, plan, or fund; to specify that an employer with employees eligible for another public system, plan, or fund shall not be eligible to enter a participation agreement with this system; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 92—

BY SENATOR MURRAY  
AN ACT

To enact R.S. 18:1485(F), relative to campaign finance reporting requirements; to provide relative to procedures for the filing of certain reports electronically; and to provide for related matters.

June 17, 2010

**SENATE BILL NO. 147—**

BY SENATORS THOMPSON, LONG, NEVERS, RISER AND WALSWORTH

## AN ACT

To amend and reenact R.S. 3:3402(4), 3403(C), 3405(B)(2), the introductory paragraph of 3407(A), 3410(D), 3410.2(D)(4), the introductory paragraph of 3410.2(F), 3411(B), 3414.3(L), 3414.4(B), 3419(D) and 3422(D) and to repeal Subpart B of Part V of Chapter 6 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:691 through 695, Subpart C of Part V of Chapter 6 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:697 through 699, 3405(B)(1), 3409(I), 3414.3(E) and 3415(B), relative to agricultural commodities; to provide for changes in the Agricultural Commodity Dealer and Warehouse Law; to provide relative to seizure of facilities; to repeal grain dealer license exams; to provide relative to moisture measuring devices and to repeal obsolete provisions related thereto; to repeal certain certification requirements related to grain sampling; to repeal certain licensure requirements concerning weighmasters; to repeal certain policies for sampling and grading grain; to repeal provision requiring design approval for scale tickets; to provide for technical corrections; and to provide for related matters.

**SENATE BILL NO. 159—**

BY SENATOR MURRAY

## AN ACT

To authorize and provide for a cooperative endeavor agreement for use of certain state property in Orleans Parish with the city of New Orleans; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 218—**

BY SENATOR APPEL

## AN ACT

To enact R.S. 9:4815, relative to the Private Works Act; to provide for the escrow of funds due under certain contracts; to provide for the duties of an escrow agent; to provide for the release of funds from escrow; to provide for exceptions; to provide for a limitation of liability; and to provide for related matters.

**SENATE BILL NO. 229—**

BY SENATOR MARTINY

## AN ACT

To amend and reenact Code of Evidence Article 902(1), relative to self-authentication; to provide relative to electronically generated documents under seal; and to provide for related matters.

**SENATE BILL NO. 235—**

BY SENATOR HEITMEIER AND REPRESENTATIVES MILLS AND WILLMOTT

## AN ACT

To enact Chapter 64 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2891, relative to Medicaid upper payment limit collaboratives; to provide for a Medicaid physician upper payment limit methodology to continue access to healthcare services; to provide for development of funding mechanisms for hospitals; and to provide for related matters.

**SENATE BILL NO. 262—**

BY SENATOR NEVERS

## AN ACT

To enact R.S. 17:100.8, relative to students; to require the governing authority of each public elementary and secondary school that collects biometric information from students to develop, adopt, and implement policies governing the collection, storage, and use of such information; to provide relative to policy guidelines and requirements; and to provide for related matters.

**SENATE BILL NO. 283—**

BY SENATOR MARTINY

## AN ACT

To amend and reenact R.S. 33:1423.1(B), (C) and (D), relative to the collection and disposition of bonds, fines, fees, licenses, and taxes by sheriffs and ex officio tax collectors; to authorize sheriffs and ex officio tax collectors to contract with certain

parties to aid in the collection of certain delinquent taxes and obligations; to provide for the payment for collection services on a fee basis; to limit the amount of the fee; and to provide for related matters.

**SENATE BILL NO. 16—**

BY SENATOR APPEL

## AN ACT

To repeal Chapter 48 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3471 through 3486, relative to the Millennium Port Authority; and to provide for related matters.

**SENATE BILL NO. 150—**

BY SENATOR DUPLESSIS

## AN ACT

To enact R.S. 22:1284.1, relative to motor vehicle insurance; to prohibit an increase in the premium rate when there is a lapse in coverage under certain circumstances; and to provide for related matters.

**SENATE BILL NO. 177—**

BY SENATOR THOMPSON

## AN ACT

To amend and reenact R.S. 46:1802(8)(a) and to enact R.S. 46:1802(8)(b)(v) and R.S. 46:1806(D), relative to crime victims reparations; to provide for definitions; to provide for application requirements; and to provide for related matters.

**SENATE BILL NO. 191—**

BY SENATOR B. GAUTREAUX

## AN ACT

To amend and reenact R.S. 11:701(introductory paragraph), 728(A)(4), 783(A)(3)(a), 792(C)(1) and (D), 1002(introductory paragraph), 1153(C)(1) and (D), 1326 and 1337(B), to enact R.S. 11:701(5)(e), 784.1(F) and (G), 1002(6)(c), 1140, 1141.2(C) and (D), 1336(F) and (G), and 1338(F), and to repeal R.S. 11:701(12)(d), 792(B)(3), (C)(2), and (F), 1153(B)(3), (C)(2), and (F), and 1337(A)(3), relative to the Teachers' Retirement System of Louisiana, Louisiana School Employees' Retirement System, and State Police Pension and Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 231—**

BY SENATOR NEVERS

## AN ACT

To enact R.S. 33:4574.18, relative to tourist commissions; to provide for the designation and name of certain commissions; and to provide for related matters.

**SENATE BILL NO. 244—**

BY SENATOR MURRAY

## AN ACT

To amend and reenact R.S. 33:4084(A)(1)(a), to increase the requirement for public advertisement for bids on materials and supplies contracts of the sewerage and water board in the city of New Orleans; and to provide for related matters.

**SENATE BILL NO. 254—**

BY SENATOR N. GAUTREAUX

## AN ACT

To amend and reenact R.S. 33:1418, relative to hybrid or alternative fuel vehicles; to allow political subdivisions to purchase or lease hybrid fuel or alternative fuel vehicles; to provide for exceptions; and to provide for related matters.

**SENATE BILL NO. 278—**

BY SENATOR ERDEY

## AN ACT

To amend and reenact R.S. 33:4766(E)(1), relative to liens and privileges on immovable property; to provide relative to the procedure for the enforcement of certain liens and privileges by local government; and to provide for related matters.

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**SENATE BILL NO. 296—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 33:2841.1, relative to the collection of taxes in municipalities; to authorize municipalities to hire an attorney or agency to assist in the collection of certain taxes; to provide for the assessments and collection of a fee for such assistance; and to provide for related matters.

**SENATE BILL NO. 306—**  
BY SENATOR MARTINY

AN ACT

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

**SENATE BILL NO. 338—**  
BY SENATOR MARIONNEAUX

AN ACT

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

**SENATE BILL NO. 363—**  
BY SENATOR ADLEY

AN ACT

To enact R.S. 30:28.1, relative to drilling activities; to prohibit permitted oil and gas drilling activities from disturbing privately owned active water wells; to provide requirements and conditions; and to provide for related matters.

**SENATE BILL NO. 444—**  
BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:81.1, 178, 221.1, 225.1, 234, Subpart C-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:255 through 260, 267, Subpart E of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:291 through 295, Subpart F of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:322 through 326, Part XIV of Chapter 2 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1321 through 1325, 1380 through 1382, 2111, 2113, 2131 through 2135, Chapter 16 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:2851 through 2853, and Chapter 30 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3701 through 3713, relative to schools; to repeal outdated or unconstitutional provisions relative to assignment, enrollment, and transfer of pupils, certain scholastic awards, certain unexcused absences from school, school schedule and parental involvement pilot programs, compulsory attendance for certain special needs children, required instruction, courses, and seminars, establishment of part-time schools for certain students, changes in classification of schools, certain secular education services, creation of junior college districts and colleges, vision and hearing screening supplies and training, certain postsecondary education admission requirements, and asbestos detection programs; and to provide for related matters.

**SENATE BILL NO. 445—**  
BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:16, 412, 418, and 426, relative to public school teachers; to repeal outdated provisions relative to the employment of retired teachers, the issuance of life certificates, the collection and report of statistics regarding aged and incapacitated teachers, and compulsory retirement of certain teachers; and to provide for related matters.

**SENATE BILL NO. 446—**  
BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:101, 102, 103, and 104, relative to the assignment, transfer, and continuance of pupils; to repeal outdated provisions; and to provide for related matters.

**SENATE BILL NO. 447—**  
BY SENATOR LAFLEUR

AN ACT

To repeal Subpart G-1 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:331 through 334.1, relative to high school students; to repeal the requirement that the Department of Education establish and maintain a database containing information concerning high school students' plans after leaving high school; and to provide for related matters.

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

AN ACT

To repeal R.S. 17:401, relative to college preparation academic assistance programs; to repeal the requirement for the development and implementation of a program to provide academic assistance to public high school students who plan to attend college but are unprepared to successfully undertake college level work; and to provide for related matters.

**SENATE BILL NO. 498—**  
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 56:302.9(G), relative to charter boat fishing guide licenses; to provide for the fees collected from the sale of charter boat fishing guide licenses; to provide for expenditure of funds; and to provide for related matters.

**SENATE BILL NO. 568—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 17:53(A) and (B), relative to required training and instruction of school board members; to authorize school board members to obtain training and instruction at certain conferences; to require verification of attendance; and to provide for related matters.

**SENATE BILL NO. 600—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 13:2575(A), relative to public health, housing, and environmental violations; to authorize all municipalities to prescribe civil penalties; and to provide for related matters.

**SENATE BILL NO. 661—**  
BY SENATOR HEBERT

AN ACT

To enact R.S. 30:2040.1, relative to environmental quality; to provide relative to the siting of certain solid waste disposal facilities near the Acadiana Regional Airport; to provide terms and conditions; and to provide for related matters.

**SENATE BILL NO. 707—**  
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 47:342(3), relative to the occupational license tax; to define contractor for purposes of the occupational license tax in certain parishes; and to provide for related matters.

**SENATE BILL NO. 733—**  
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 33:2561(E), relative to appeals by employees in the classified service; to provide for the jurisdiction of appeals; and to provide for related matters.

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**SENATE BILL NO. 752—**

BY SENATOR LONG AND REPRESENTATIVES AUBERT, AUSTIN BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, EDWARDS, HARDY, HOFFMANN, RICHARDSON, RITCHIE, SCHRODER AND PATRICIA SMITH

## AN ACT

To enact Chapter 17-F of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1800.21 through 1800.35, relative to the creation of a nonprofit corporation; to provide for the financing and leasing of centers of excellence; to provide for its board of directors; to authorize the lease and sublease of the facilities; to authorize the issuance of bonds and certificates of participation; to empower the nonprofit corporation, the Louisiana Community and Technical College System and the state to take such other actions or enter into such other agreements as may be necessary and appropriate to carry out its responsibilities; and to provide for related matters.

**SENATE BILL NO. 53—**

BY SENATORS N. GAUTREAUX AND WALSWORTH AND REPRESENTATIVES ARNOLD, BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CORTEZ, GISCLAIR, HAZEL, HENDERSON, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, SAM JONES, LABRUZZO, LANDRY, LIGI, LORUSSO, MILLS, MORENO, NORTON, NOWLIN, PEARSON, PERRY, POPE, RICHARDSON, RITCHIE, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, WHITE AND WILLMOTT

## AN ACT

To amend and reenact R.S. 46:236.15(D)(1)(introductory paragraph) and (a), and to enact R.S. 27:2(C) and (D) and 24(A)(5), relative to support; to provide for public policy regarding gaming and child support; to provide for the intercept and seizure of payments of progressive slot machine annuities and cash gaming winnings for the payment of child support and overpayments to the department; to provide certain procedures and conditions; and to provide for related matters.

**SENATE BILL NO. 56—**

BY SENATORS MARTINY, ALARIO, AMEDEE, APPEL, BROOME, CROWE, DONAHUE, DUPLESSIS, HEITMEIER, KOSTELKA, LONG, MICHOT, MOUNT, SHAW AND THOMPSON AND REPRESENTATIVES ANDERS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CROMER, DOERGE, DOVE, ELLINGTON, GISCLAIR, GREENE, GUILLORY, HARDY, HAZEL, HENDERSON, HENRY, HINES, HOFFMANN, HUTTER, MICHAEL JACKSON, JOHNSON, SAM JONES, LABRUZZO, LAMBERT, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MILLS, MONICA, NOWLIN, PEARSON, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, SCHRODER, SIMON, SMILEY, JANE SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, WHITE, WILLIAMS, WILLMOTT AND WOOTON

## AN ACT

To amend and reenact R.S. 14:80(D), 81.1(E)(3), (4), (5) and (6), and 86 and to enact R.S. 14:40.3(C)(4), 46.2(B)(4), 46.3(D)(3), 81(H)(3), 81.1(E)(7), 81.2(G), and 81.3(B)(4) and R.S. 15:539.1, relative to criminal offenses; to provide for forfeiture of certain property used in the commission of certain crimes; to provide for forfeiture procedure; to provide for exempt property; to provide for allocation of proceeds; and to provide for related matters.

**SENATE BILL NO. 90—**

BY SENATOR MURRAY

## AN ACT

To amend and reenact R.S. 33:9091.1(D)(1)(c), (d), (e), and (f) and (3)(a) and (F)(3)(c)(ii) and to repeal R.S. 33:9091.1 (D)(1)(g) and (h), relative to Orleans Parish; to provide for appointments to the board of commissioners of the Lakeview Crime Prevention District; to provide for elections relative to the levy and the renewal of a parcel fee in the district; to remove certain restrictions on renewing the fee; and to provide for related matters.

**SENATE BILL NO. 134—**

BY SENATOR B. GAUTREAUX

## AN ACT

To amend and reenact R.S. 11:104 and Chapter 3 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:121 through 127, relative to the Public Retirement

Systems' Actuarial Committee; to provide relative to membership, officers, meetings, duties, and staffing of the committee; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 289—**

BY SENATOR DONAHUE

## AN ACT

To enact Chapter 28 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1601, relative to the Department of State Civil Service; to provide for reporting of employee turnover; to require the department to report each year to the Joint Legislative Committee on the Budget regarding the employee turnover; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 364—**

BY SENATOR MICHOT

## AN ACT

To amend and reenact R.S. 27:306(C)(2) and (C)(5)(a)(i), relative to Video Draw Poker Devices Control Law; to provide for licensing requirements for truck stop facilities; to provide with respect to the location of certain qualified truck stop facilities; to provide with respect to prohibitions; to provide for exceptions; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 457—**

BY SENATOR APPEL

## AN ACT

To amend and reenact R.S. 9:4203 and 4206, relative to the Louisiana Binding Arbitration Law; to provide certain procedures, requirements, and conditions regarding evidence; to provide relative to payment of deposits, fees, or expenses; and to provide for related matters.

**SENATE BILL NO. 480—**

BY SENATOR RISER

## AN ACT

To amend and reenact R.S. 32:1518(A) and to enact R.S. 32:1518(C), relative to hazardous materials transportation and motor carrier safety; to provide relative to revocation of hazardous materials endorsements on a commercial driver's license; and to provide for related matters.

**SENATE BILL NO. 524—**

BY SENATOR MURRAY

## AN ACT

To enact R.S. 47:463.141, 463.142, and 463.143, relative to motor vehicle special prestige license plates; to provide for the establishment and issuance of the "Zulu Social Aid and Pleasure Club" plate; to provide for the establishment and issuance of the "Warren Easton High School" plate; to provide for the establishment and issuance of the "LSU School of Dentistry" plate; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

**SENATE BILL NO. 537—**

BY SENATOR NEVERS

## AN ACT

To amend and reenact R.S. 23:381(1), 382, 383, 384(A), (B)(2), and (C), 385, 386, 387, 388(B), 389, 390, and 392(B) and (D), relative to apprentices; to provide for representation on the apprenticeship council; to provide for terms of those serving on the council; to provide relative to the apprenticeship council and its recommendations; to provide for the appointment of a director of apprenticeship who is not subject to council approval; to provide relative to powers and duties of the director of the council; to provide relative to apprenticeship programs; to provide for apprenticeship committees; to provide for definition of an apprentice; to provide as to the content of apprentice agreements; to provide for the approval of apprentice agreements; to provide with respect to a rotation of employers;

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to provide with respect to controversies and complaints; to provide for civil penalties; and to provide for related matters.

SENATE BILL NO. 312— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 15:571.3(B)(1), relative to diminution of sentence for good behavior; to provide for application; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 330— BY SENATOR HEBERT

AN ACT

To amend and reenact the introductory paragraph of R.S. 3:2091(B) and to enact R.S. 3:2091(B)(17), relative to the membership of the Louisiana Board of Animal Health; to add a member to the board nominated by the Louisiana Meat Goat Association; and to provide for related matters.

SENATE BILL NO. 478— BY SENATOR N. GAUTREUX

AN ACT

To amend and reenact R.S. 4:165(A)(1) and (2) and (B)(1) and (2), relative to certain horse racing purses and breeders' awards; to provide with respect to monies allocated for purses and breeders' awards; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 492— BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 42:1124.3(A), relative to financial disclosure; to provide that members of the governing or management board of a charter school are subject to certain financial disclosure requirements; and to provide for related matters.

SENATE BILL NO. 576— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 40:966(E)(2), relative to second offense possession of marijuana; to provide for a minimum fine; to require participation in substance abuse programs and community service in certain circumstances; and to provide for related matters.

SENATE BILL NO. 712— BY SENATORS NEVERS, ALARIO, APPEL, DONAHUE, DORSEY, DUPLESSIS, THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 17:1875, relative to postsecondary education; to authorize the Board of Supervisors of Community and Technical Colleges to create a Centers of Excellence Program; to provide for Board of Regents' approval; to provide with respect to an advisory board; to provide limitations; to provide relative to admissions, curriculum, tuition and fees, and other program parameters; to provide relative to funding and other resources to support the program; and to provide for related matters.

SENATE BILL NO. 725— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R. S. 9:3514(B), 3530(C)(1), and 3578.4(A), relative to consumer credit contracts; to provide for the contents of credit contracts and agreements; to provide for a change in documentation fees charged by a lender; to allow for a delinquency charge on deferred presentment transactions; and to provide for related matters.

SENATE BILL NO. 753— BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 17:221.4(B)(2)(introductory paragraph) and to enact R.S. 17:221.4(B)(5), relative to elementary and secondary education; to provide with respect to dropout prevention and recovery programs; to provide with respect to cohort graduation rates and dropout rates; to provide for

publication of school and school system cohort graduation rates; to provide for notification to parents of certain students regarding dropout rates and other school performance related information; and to provide for related matters.

SENATE BILL NO. 767— BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 32:266(B), relative to traffic offenses; to provide relative to the disposition of fines for exceeding the posted speed limit on an interstate highway; to change the name of the "Louisiana Highway Safety Commission Fund"; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted, GLENN A. KOEPP Secretary of the Senate

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Name, Name. Lists present members including Mr. President, Erdy, Michot, Adley, Gautreaux B, Morrell, Alario, Gautreaux N, Morrish, Amedee, Guillory, Mount, Appel, Hebert, Murray, Broome, Heitmeier, Nevers, Chabert, Jackson, Peterson, Cheek, Kostelka, Quinn, Claitor, LaFleur, Riser, Crowe, Long, Shaw, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth.

Total - 39

ABSENT

Total - 0

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Name, Amount, Name, Amount. Shows Chabert 1/2 Day, Marionneaux 1/2 Day.

Adjournment

On motion of Senator Thompson, at 6:25 o'clock P.M. the Senate adjourned until Friday, June 18, 2010, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Friday, June 18, 2010.

GLENN A. KOEPP Secretary of the Senate

DIANE O' QUIN Journal Clerk