

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

**THIRD DAY'S PROCEEDINGS**

Thirty-Seventh Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, April 27, 2011

The Senate was called to order at 9:45 o'clock A.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	Jackson	Peterson
Appel	Kostelka	Quinn
Broome	Long	Riser
Cheek	Martiny	Shaw
Claitor	Mills	Walsworth
Donahue	Morrish	Willard-Lewis
Dorsey	Murray	
Gautreaux	Nevers	
Total - 22		

**ABSENT**

Adley	Guillory	Morrell
Alario	Heitmeier	Mount
Amedee	LaFleur	Perry
Chabert	Marionneaux	Smith
Crowe	McPherson	Thompson
Erdey	Michot	
Total - 17		

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

**Prayer**

The prayer was offered by Pastor Lynn Clanton, 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 Walsworth, the reading of the Journal was dispensed with and the Journal of April 26, 2011, was adopted.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

April 26, 2011

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. 2—**  
BY SENATOR LONG AND REPRESENTATIVE NOWLIN  
A CONCURRENT RESOLUTION

To commend Dr. Virginia Burkett on being honored for her efforts in science by the National Wildlife Federation's Conservation Achievement Awards at its seventy-fifth Anniversary Gala.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 6—**  
BY SENATOR CLAITOR AND REPRESENTATIVES GREENE AND PONTI

A CONCURRENT RESOLUTION  
To commend the Episcopal High School of Baton Rouge boys' cross country track team and Coach Clane Duplechin for sustained and continuing athletic excellence.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 7—**  
BY SENATOR CLAITOR AND REPRESENTATIVE CARTER  
A CONCURRENT RESOLUTION

To commend Y.A. Tittle on being selected to receive an LSU College of Education Alumni Distinction Award.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 11—**  
BY SENATOR BROOME AND REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

To designate May 4, 2011, as Teen Pregnancy Prevention Day and May, 2011, as Teen Pregnancy Prevention Month.

Reported without amendments.

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

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 9—**  
BY SENATORS DONAHUE AND NEVERS  
A RESOLUTION

To commend St. Paul's School in Covington, Louisiana, upon celebrating its one hundredth year anniversary.

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

April 26, 2011

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. 35	HCR No. 36	HCR No. 37
HCR No. 38	HCR No. 39	HCR No. 40
HCR No. 41		

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

**House Concurrent Resolutions**

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

April 27, 2011

**HOUSE CONCURRENT RESOLUTION NO. 35—**  
 BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Phyllis Coleman Mouton of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gautreaux	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Cheek	Long	Riser
Claitor	Martiny	Shaw
Donahue	Mills	Smith
Dorsey	Morrell	Walsworth
Erdey	Morrish	Willard-Lewis
Total - 24		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Mount
Amedee	LaFleur	Perry
Chabert	Marionneaux	Quinn
Crowe	McPherson	Thompson
Total - 15		

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

**HOUSE CONCURRENT RESOLUTION NO. 36—**  
 BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Alexie D. Gaddis of New Orleans upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**HOUSE CONCURRENT RESOLUTION NO. 37—**  
 BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Emilie Harmeyer of Boyce upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**HOUSE CONCURRENT RESOLUTION NO. 38—**  
 BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Mary Ann Sternberg of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**HOUSE CONCURRENT RESOLUTION NO. 39—**

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Beverly Choppin of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**HOUSE CONCURRENT RESOLUTION NO. 40—**

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Jacqueline "Jacqui" Vines of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**HOUSE CONCURRENT RESOLUTION NO. 41—**

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

**A CONCURRENT RESOLUTION**

To commend Kathryn Grigsby of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

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**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**Senate Resolutions on  
Second Reading, Subject to Call**

**Called from the Calendar**

Senator Donahue asked that Senate Resolution No. 3 be called from the Calendar.

**SENATE RESOLUTION NO. 3—  
BY SENATOR DONAHUE**

**A RESOLUTION**

To commend St. Paul's School in Covington, Louisiana, upon celebrating its one hundredth year anniversary.

On motion of Senator Donahue the resolution was withdrawn from the files of the Senate.

**Rules Suspended**

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

**Introduction of  
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 12—  
BY SENATOR BROOME**

**A CONCURRENT RESOLUTION**

To declare October 1, 2011, as World Peace Day in the state of Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Jackson	Nevers
Appel	Kostelka	Peterson
Broome	Long	Quinn
Cheek	Martiny	Riser
Claitor	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 26		

**NAYS**

Total - 0

**ABSENT**

Adley	Guillory	Michot
Alario	Heitmeier	Perry
Amedee	LaFleur	Thompson
Chabert	Marionneaux	
Crowe	McPherson	
Total - 13		

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

**ATTENDANCE ROLL CALL**

**PRESENT**

Mr. President	Gautreaux	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Cheek	Long	Quinn
Claitor	Martiny	Riser
Crowe	Mills	Shaw
Donahue	Morrell	Smith
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Total - 27		

**ABSENT**

Adley	Guillory	McPherson
Alario	Heitmeier	Michot
Amedee	LaFleur	Perry
Chabert	Marionneaux	Thompson
Total - 12		

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Adley	1 Day	Alario	1 Day
Amedee	1 Day	Chabert	1 Day
Guillory	1 Day	Heitmeier	1 Day
LaFleur	1 Day	Marionneaux	1 Day
McPherson	1 Day	Michot	1 Day
Perry	1 Day	Thompson	1 Day

**Announcements**

The following committee meetings for May 2, 2011, were announced:

Finance	2:00 P.M.	Room A
Retirement	1:00 P.M.	Room E

**Adjournment**

On motion of Senator Long, at 10:00 o'clock A.M. the Senate adjourned until Monday, May 2, 2011, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Monday, May 2, 2011.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk