

THE OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

TWELFTH 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

Monday, May 16, 2011

The Senate was called to order at 4:15 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Heitmeier	Murray
Alario	Jackson	Peterson
Amedee	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Donahue	Michot	Walsworth
Dorsey	Morrill	Willard-Lewis
Erdey	Morrish	
Total - 26		

ABSENT

Adley	Guillory	Nevers
Appel	Martiny	Perry
Chabert	McPherson	Quinn
Crowe	Mills	
Gautreaux	Mount	
Total - 13		

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

Prayer

The prayer was offered by Senator Long, 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 Kostelka, the reading of the Journal was dispensed with and the Journal of May 12, 2011, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 12, 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. 27—
BY SENATOR MURRAY

A CONCURRENT RESOLUTION
To commend the elevation of William Raymond Manning into the College of Fellows of the American Institute of Architects.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATORS AMEDEE, NEVERS AND QUINN
A CONCURRENT RESOLUTION
To designate Thursday, May 26, 2011, as "Shaken Baby Syndrome Prevention Day" in the state of Louisiana, in honor of Rey Wayne Gatlin.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 29—

BY SENATOR BROOME
A RESOLUTION
To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Uyai Idara Imaabasi.

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

SENATE RESOLUTION NO. 30—

BY SENATOR BROOME
A RESOLUTION
To commend and recognize the first Zion City Elementary School Reunion on June 11, 2011, and its theme "Raising Zion Sixty Years Later".

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

SENATE RESOLUTION NO. 31—

BY SENATOR BROOME
A RESOLUTION
To commend Scott Rogers for outstanding and exemplary service to the Baton Rouge area community.

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

Rules Suspended

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

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 33—

BY SENATOR BROOME
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to sustain home energy assistance for at-risk Louisianians and to declare June 2011 as "Save LIHEAP" Month.

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

May 16, 2011

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 30— BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend Joshua Phillips and Emma Norton on winning the 2010-2011 Louisiana High School Speech League Tournament of Champions in the Policy Debate category.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Erdey, Morrish, Adley, Heitmeier, Murray, Alario, Jackson, Peterson, Amedee, Kostelka, Riser, Broome, LaFleur, Shaw, Cheek, Long, Smith, Claitor, Marionneaux, Thompson, Donahue, McPherson, Walsworth, Dorsey, Michot, Willard-Lewis. Total - 27

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Appel, Guillory, Mount, Chabert, Martiny, Nevers, Crowe, Mills, Perry, Gautreaux, Morrell, Quinn. Total - 12

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

SENATE CONCURRENT RESOLUTION NO. 31— BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Theo J. Coenen III.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Erdey, Morrish, Adley, Heitmeier, Murray, Alario, Jackson, Peterson, Amedee, Kostelka, Riser, Broome, LaFleur, Shaw, Cheek, Long, Smith, Claitor, Marionneaux, Thompson, Donahue, McPherson, Walsworth, Dorsey, Michot, Willard-Lewis. Total - 27

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Appel, Guillory, Mount, Chabert, Martiny, Nevers, Crowe, Mills, Perry, Gautreaux, Morrell, Quinn. Total - 12

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 16, 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 Bills and Joint Resolutions:

Table with 3 columns: HB No., HB No., HB No. Lists various House Bills and Joint Resolutions such as HB No. 27, HB No. 87, HB No. 104, etc.

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 27— BY REPRESENTATIVES BROSSETT AND BISHOP AN ACT

To amend and reenact R.S. 47:1703.1(A), relative to registration for the homestead exemption; to require the assessor in Orleans Parish to provide a form for the permanent registration of the homestead exemption for taxpayers in that parish; and to provide for related matters.

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

HOUSE BILL NO. 39— BY REPRESENTATIVE THIBAUT AN ACT

To enact R.S. 13:2575.4, relative to ordinance violations in West Baton Rouge Parish; to provide for administrative adjudications; to provide for definitions; to provide for violations subject to administrative adjudication procedures; and to provide for related matters.

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

HOUSE BILL NO. 70—
BY REPRESENTATIVE JANE SMITH
AN ACT

To repeal R.S. 33:1418(B), relative to hybrid or alternative fuel vehicles and to the use of such vehicles by agencies of political subdivisions; to repeal an exemption from the authority to use such vehicles; and to provide for related matters.

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

HOUSE BILL NO. 87—
BY REPRESENTATIVE BARRAS
AN ACT

To rename and designate the Jefferson Street bridge on Louisiana Highway 3156 in Iberia Parish as the "Joe Daigre Memorial Bridge"; and to provide for related matters.

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

HOUSE BILL NO. 91—
BY REPRESENTATIVE ROY
AN ACT

To repeal R.S. 40:1496.14, relative to fire protection districts; to abolish the Rapides Parish Tri Fire Protection District.

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

HOUSE BILL NO. 93—
BY REPRESENTATIVE MORRIS
AN ACT

To amend and reenact R.S. 40:1496(B)(5), relative to fire protection districts; to provide for additional members of the board of commissioners of Caddo Parish Fire District Number One; to provide relative to the appointment and terms of the additional members; and to provide for related matters.

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

HOUSE BILL NO. 104—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 47:1837(G), relative to hearings of the Louisiana Tax Commission; to require certain hearings of the commission to be held at the state capitol; to provide relative to the duties of the commission; and to provide for related matters.

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

HOUSE BILL NO. 149—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 11:701(33)(a)(viii), relative to the Teachers' Retirement System of Louisiana; to exclude certain employees of the Louisiana High School Athletic Association from membership in such system; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 150—
BY REPRESENTATIVE DOWNS
AN ACT

To enact R.S. 11:710(A)(4), relative to the Teachers' Retirement System of Louisiana; to allow certain retirees reemployed as adjunct professors to receive benefits during reemployment; and to provide for related matters.

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

HOUSE BILL NO. 159—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To enact R.S. 33:9038.65, relative to the city of Monroe; to create the Ouachita Riverfront Development Commission as a special taxing district within the city; to provide relative to the purpose, boundaries, governance, and powers and duties of the district; to provide relative to district funding, including the authority to use tax increment financing; and to provide for related matters.

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

HOUSE BILL NO. 160—
BY REPRESENTATIVE SAM JONES
AN ACT

To enact R.S. 33:103(C)(1)(m) and 4780.46.1, relative to the parish of St. Mary; to provide relative to the planning and zoning commission and to the board of adjustment; to authorize the parish governing authority to pay a per diem to members of the commission and the board; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; to require the governing authority to pay per diem from parish funds; and to provide for related matters.

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

HOUSE BILL NO. 162—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9091.18, relative to Orleans Parish; to create the Pressburg East Neighborhood Improvement and Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

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

HOUSE BILL NO. 164—
BY REPRESENTATIVE HILL
AN ACT

To designate that section of Louisiana Highway 113, between its intersection with Louisiana Highway 10, in Vernon Parish, to the Occupy II Baptist Church as the "Staff Sergeant Robert 'Pete' Sweat Memorial Highway"; and to provide for related matters.

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

HOUSE BILL NO. 192—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(f)(iii) and (iv) and 2212.1(B)(4)(c) and (d) and to enact R.S. 38:2212(A)(1)(f)(vi) and (vii) and 2212.1(B)(4)(f), relative to public contracts; to provide an exception for electronic bidding in certain parishes; to authorize public entities to require electronic bidding; and to provide for related matters.

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

HOUSE BILL NO. 193—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:1407, 1421(1)(b), (2)(a) and (b), and (3), 1430.13(A) and (D), 1655(C)(3) and (5)(a), 2311(B) and (D)(1), 3210(C)(1), and 3806(G)(2) and (4)(a), relative to certain funds within the Department of Agriculture and Forestry;

May 16, 2011

to provide for the merger of the Feed Fund and the Fertilizer Fund; to provide for the merger of the Crop Pests and Diseases Fund, the Apiary Fund, and the Horticulture Fund; to provide for the Pesticide Fund; to provide for the disposition of monies; and to provide for related matters.

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

HOUSE BILL NO. 208—
BY REPRESENTATIVE SAM JONES
AN ACT

To amend and reenact R.S. 34:321, relative to the Morgan City Harbor and Terminal District; to expand the territorial limits of the Morgan City Harbor and Terminal District; and to provide for related matters.

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

HOUSE BILL NO. 214—
BY REPRESENTATIVE DIXON
AN ACT

To enact R.S. 11:2220(B)(2)(c), relative to the Municipal Police Employees' Retirement System; to allow a member to designate a trustee for survivor benefits payable to a child; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 219—
BY REPRESENTATIVES SAM JONES, BARRAS, CHAMPAGNE, CORTEZ, GUILLORY, HARRISON, HAZEL, LAMBERT, LEBAS, LEGER, MCVEA, GARY SMITH, ST. GERMAIN, AND WILLIAMS AND SENATOR MILLS
AN ACT

To amend and reenact R.S. 30:2000.12(C), relative to the Atchafalaya Basin Conservation Fund; to provide for funds to purchase, from willing sellers, land in the Atchafalaya Basin; and to provide for related matters.

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

HOUSE BILL NO. 228—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 47:462(B)(3)(a) and (6) and (C), 475, and 508(F), relative to truck registration taxes or fees; to modify registration tax or fee schedule for trucks of certain weights; and to provide for related matters.

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

HOUSE BILL NO. 281—
BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to require the payment by an assessor of premiums for group insurance for coverage of certain retirees of the office of the assessor in certain parishes; and to provide for related matters.

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

HOUSE BILL NO. 282—
BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact Section 3 of Act No. 345 of the 2005 Regular Session of the Legislature, relative to sales and use taxes; to provide relative to the state sales and use tax exclusion for certain alternative substances used as fuel by manufacturers; to extend the effectiveness of the exclusion; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 296—
BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 56:639.8(E)(3), relative to the Artificial Reef Development Fund; to allow the monies in said fund to be used by the Department of Wildlife and Fisheries for inshore fisheries habitat enhancement projects; and to provide for related matters.

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

HOUSE BILL NO. 355—
BY REPRESENTATIVE BROSSETT
AN ACT

To amend and reenact R.S. 33:4071(B) and to enact R.S. 33:4071(A)(3), relative to the city of New Orleans; to provide relative to the sewerage and water board of the city; to provide relative to the authority of the mayor to designate a person to attend meetings of the board in his absence; to provide relative to the qualifications and powers and duties of any such person; and to provide for related matters.

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

HOUSE BILL NO. 369—
BY REPRESENTATIVES GARY SMITH, BALDONE, BARROW, BISHOP, BURRELL, GISCLAIR, HARDY, HOFFMANN, SAM JONES, KATZ, LAFONTA, MONICA, MONTOUCET, PATRICIA SMITH, ST. GERMAIN, STIAES, AND WILLMOTT
AN ACT

To amend and reenact R.S. 11:710(D) and to enact R.S. 11:710(A)(4), relative to the Teachers' Retirement System of Louisiana; to allow certain reemployed retirees to receive benefits during reemployment; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 372—
BY REPRESENTATIVES MCVEA AND MONICA
AN ACT

To enact R.S. 56:799, relative to revenues generated on the MC Davis Property; to create the MC Davis Conservation Fund in the state treasury as a fund within the Conservation Fund; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 393—
BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 11:1151(H), 1151.1(J), 1165.1, 1302.1, 1315, 1945(D), 1965(C), and 1975(C) and to repeal R.S. 11:1141(D), 1141.1, 1141.2, 1141.3, 1153, 1336, 1337, and 1338, relative to the Louisiana School Employees' Retirement System, the State Police Pension and Retirement System, and the Parochial Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 424—

BY REPRESENTATIVES MONTOUCET, BOBBY BADON, BALDONE, BARRAS, BISHOP, BROSETT, CHAMPAGNE, CONNICK, CORTEZ, DIXON, DOERGE, DOVE, EDWARDS, ELLINGTON, GISCLAIR, GUILLORY, GUINN, HARDY, HARRISON, HENRY, HUVAL, SAM JONES, LANDRY, LEBAS, LEGER, LOPINTO, PONTI, RITCHIE, ROBIDEAUX, ST. GERMAIN, TEMPLET, AND TUCKER

AN ACT

To enact Chapter 14 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:671 through 674, to provide for the Louisiana French Language Services Program; to provide for identification of employees in state departments who can provide services in French or assist employees in providing services to French-speaking persons; to provide for development and implementation of the program by the Department of Culture, Recreation and Tourism in concert with the Council for the Development of French in Louisiana; and to provide for related matters.

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

HOUSE BILL NO. 466—

BY REPRESENTATIVE DANAHAY

AN ACT

To enact R.S. 47:2212, relative to Calcasieu Parish; to provide relative to the sale of adjudicated property by the parish; to authorize the governing authority of the parish to sell such property without notification to political subdivisions created by the parish, subject to limitations; to provide relative to the cancellation of tax liens, assessments, penalties, or other charges; and to provide for related matters.

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

HOUSE BILL NO. 531—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 44.4.1(B)(18) and to enact Chapter 13-M of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.201, to create the Lafayette Parish Redevelopment Authority; to provide for the formation of a program or programs in the parish of Lafayette for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings in the parish of Lafayette; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

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

HOUSE BILL NO. 595—

BY REPRESENTATIVES LABRUZZO, BALDONE, BARRAS, CHANDLER, GREENE, HOFFMANN, RICHARD, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET

AN ACT

To amend and reenact R.S. 47:6030(B)(1), relative to tax credits; to provide relative to the tax credit for wind or solar energy systems; to authorize the state tax credit in addition to federal grants for the same system; and to provide for related matters.

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

HOUSE BILL NO. 635— (Substitute for House Bill No. 168 by Representative Thibaut)

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 32:861(A)(3), 863(A)(3)(a) and (B), and 863.2(A)(6), (E)(1), and (2) and to enact R.S. 22:885(E), relative

to the cancellation of automobile insurance by the insured; to provide for notification by the office of motor vehicles to insureds relative to cancellation fees; to provide for the surrender of a vehicle's license plates upon cancellation of liability coverage; to limit the circumstances under which a vehicle owner will not be charged a fee upon cancellation of automobile liability coverage; and to provide for related matters.

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

HOUSE BILL NO. 636— (Substitute for House Bill No. 586 by Representative Hoffmann)

BY REPRESENTATIVES HOFFMANN, ANDERS, ARNOLD, AUSTIN, BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CROMER, DANAHAY, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HAZEL, HENDERSON, HENRY, HENSGENS, HILL, HINES, HONORE, HOWARD, HUTTER, JOHNSON, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LANDRY, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MONICA, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SEABAUGH, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, THIBAUT, THIERRY, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:1299.35.6, 1299.35.9(A)(1) and (B)(2), and 1299.35.19 and to enact R.S. 40:1299.35.1(11) and 1299.35.5.1, relative to abortion; to require certain signage in abortion facilities; to provide for certain requirements of the Department of Health and Hospitals relative to abortion; to provide for voluntary and informed consent criteria; to provide for delivery of certain information under the Woman's Right to Know law; to provide relative to conscience in health care protection, including provisions relative to living human embryos; to provide for penalties; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 11, 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. 89	HCR No. 90	HCR No. 92
HCR No. 93	HCR No. 94	HCR No. 95
HCR No. 96	HCR No. 97	

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVES LIGI, BILLIOT, GISCLAIR, HENRY, GIROD, JACKSON, LABRUZZO, LOPINTO, TALBOT, TEMPLET, TUCKER, WILLMOTT, AND WOOTON AND SENATORS ALARIO, APPEL, HEITMEIER, MARTINY, MORRELL, AND QUINN

A CONCURRENT RESOLUTION

To commend Manny Barocco, director of athletics for the Jefferson Parish Public School System, upon his selection as the 2011

May 16, 2011

Athletic Director of the Year by the National Association for Sport and Physical Education.

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

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE AUSTIN BADON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to provide a cost-of-living adjustment (COLA) or some alternate benefit increase for Social Security recipients as soon as practicable.

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

HOUSE CONCURRENT RESOLUTION NO. 92—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and encourage the presence of chapters of Students Against Destructive Decisions (SADD) in schools throughout the state and to submit a written report of findings, conclusions, and progress to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

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

HOUSE CONCURRENT RESOLUTION NO. 94—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

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

HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVE AUSTIN BADON

A CONCURRENT RESOLUTION

To commend Frank Garnett upon his induction into the Grambling Legends Sports Hall of Fame in July of 2011.

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

HOUSE CONCURRENT RESOLUTION NO. 96—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to study the deer bag limits established in its hunting rules and regulations.

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

HOUSE CONCURRENT RESOLUTION NO. 97—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to study the creel limits on freshwater fish established in its fishing rules and regulations.

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

**House Bills and Joint Resolutions on
Second Reading**

HOUSE BILL NO. 13—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 15:542(D) and to enact R.S. 15:542(B)(3), relative to sex offender registration and notification; to require registration with campus law enforcement agencies; to provide relative to registration fees; and to provide for related matters.

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

HOUSE BILL NO. 52—

BY REPRESENTATIVE HENDERSON

AN ACT

To enact R.S. 13:2501.1(N), relative to court costs in the Traffic Court of New Orleans; to provide for an increase in court costs; to provide for use of the funds; and to provide for related matters.

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

HOUSE BILL NO. 188—

BY REPRESENTATIVE HARDY

AN ACT

To amend and reenact R.S. 40:487 and R.S. 44:1(A)(1), relative to affiliates of housing authorities; to remove the public records exception applicable to such affiliates; to provide for the applicability of the Public Records Law to such affiliates; to provide relative to applicability to persons holding an ownership interest in or authority over an affiliate of a housing authority; and to provide for related matters.

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

HOUSE BILL NO. 201—

BY REPRESENTATIVE ARMES

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Vernon Parish and Jefferson Davis Parish; to provide for the property description; to provide terms and conditions; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 229—

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:93.3(C), relative to cruelty to the infirmed; to amend the definition of "aged person"; and to provide for related matters.

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

HOUSE BILL NO. 253—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 32:415.1(A)(1)(introductory paragraph), (c), and (f), relative to driver's license suspensions and revocations; to provide for economic and medical hardship license application procedures; and to provide for related matters.

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

HOUSE BILL NO. 259—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 32:900(B)(2)(c), relative to motor vehicle liability policies; to provide minimum liability limits for property damage under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 276—

BY REPRESENTATIVE MONTOUCKET
AN ACT

To amend and reenact R.S. 37:2442(6)(introductory paragraph), 2446.1(C), 2449(B), and 2449.1(B)(4), (C)(1) and (2), and (E), 2449.2(A)(introductory paragraph) and (B), and 2449.3(A) and to enact R.S. 37:2444.1 and 2444.2, relative to hearing aid dealers; to provide for definitions; to establish a testing period for hearing aids; to establish a three-day cooling off period for the purchase of a hearing aid; to provide for continuing education requirements; to provide for temporary training permits; to provide for guidelines for training of temporary training permit holders; to establish sponsor and co-sponsor requirements; to provide for authority of temporary training permit holders; and to provide for related matters.

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

HOUSE BILL NO. 284—

BY REPRESENTATIVES WILLMOTT, BILLIOT, CONNICK, HENRY, LABRUZZO, LIGI, AND LOPINTO AND SENATORS APPEL, MARTINY, AND QUINN

AN ACT

To enact R.S. 44:21.1, relative to public records; to provide a public records exemption for certain records in the custody of the Jefferson Parish Personnel Department; and to provide for related matters.

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

HOUSE BILL NO. 400—

BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 32:793(D), relative to automobile liability insurance; to provide with respect to such insurance for rental dealers; and to provide for related matters.

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

HOUSE BILL NO. 446—

BY REPRESENTATIVES LITTLE AND ELLINGTON
AN ACT

To amend and reenact R.S. 22:885(D), relative to cancellation of an insurance policy by the insured; to provide for limited applicability of cancellation provisions; to exclude credit property and casualty insurance from cancellation requirements; and to provide for related matters.

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

HOUSE BILL NO. 449—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 42:17(A)(1), relative to open meetings; to provide relative to exceptions and executive sessions; to provide relative to discussions regarding awarding of public contracts; and to provide for related matters.

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

HOUSE BILL NO. 459—

BY REPRESENTATIVE ABRAMSON
AN ACT

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

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

HOUSE BILL NO. 462—

BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 22:1000(A)(1)(a)(vi) and (2), 1003(A) and (C), and 1003.1(A)(1) and (C), relative to health insurance; to provide with respect to coverage of dependent children and grandchildren; to provide relative to conditions for such coverage for certain benefits; to provide with respect to rating of such dependents; and to provide for related matters.

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

HOUSE BILL NO. 498—

BY REPRESENTATIVE TEMPLET
AN ACT

To amend and reenact R.S. 24:513(H) and to enact R.S. 24:513(D)(6), relative to the legislative auditor; to provide for certain notifications of noncompliance; to require auditees to designate an individual responsible for filing annual financial reports and to notify the auditor of such designation; and to provide for related matters.

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

HOUSE BILL NO. 549—

BY REPRESENTATIVES TUCKER, ANDERS, ARNOLD, BOBBY BADON, BURFORD, HENRY BURNS, CARMODY, CARTER, CHANDLER, CHANEY, CONNICK, DOVE, DOWNS, EDWARDS, FOIL, GREENE, GUILLORY, HARDY, HARRISON, HOFFMANN, HUTTER, KATZ, LIGI, LITTLE, LOPINTO, LORUSSO, NOWLIN, PEARSON, PONTI, PUGH, RICHARD, RICHARDSON, SCHRODER, SEABAUGH, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, AND WILLIAMS

AN ACT

To amend and reenact R.S. 17:3139(B), (C)(3)(a) and (5)(introductory paragraph) and (i), (D), (F)(introductory paragraph), (4), and (5), and (G)(1), (2)(introductory paragraph) and (iii), and (3)(introductory paragraph), and 3386(E), to enact R.S. 17:3139(C)(1)(e) and (5)(j) and (G)(4) and (5), and to repeal R.S. 17:3139(F)(6), relative to the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide for additional operational autonomies to be granted to public postsecondary education institutions, including but not limited to authority and exemptions relative to budgetary management, capital outlay, and procurement; to provide relative to required reporting by public postsecondary education institutions and certain cost data to be included in such reports; to provide relative to renewal periods of institutions' performance agreements by the Board of Regents; to require achievement of

May 16, 2011

certain standards for retention of first-year students; to require the Board of Regents to report on the standardization of student tracking and records systems and the performance of institutions relative thereto; to provide relative to the retention of certain unused funds by certain institutions; to direct the Louisiana State Law Institute to redesignate certain statutory provisions; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON LOCAL AND MUNICIPAL AFFAIRS

Senator A. G. Crowe, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 12, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 16— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 33:4580(B)(1)(b) and (3), relative to the Vernon Parish Arena District; to provide relative to governance; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 17— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 33:2541.1(B)(1), relative to the position of deputy chief of police for the city of Jennings; to provide for qualifications; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 18— BY SENATOR LAFLEUR

AN ACT

To enact 33:381(C)(31), relative to the town of Simmesport; to provide that the chief of police shall be appointed; to provide for the time of the initial appointment; to provide for the method of appointment and for the salary, term, duties, and supervision of the police chief; to provide for the qualifications of the police chief; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 19— BY SENATOR MCPHERSON

AN ACT

To enact R.S. 33:3887.5, relative to Sewerage District No. 1 of Rapides Parish; to authorize an increase in the amount of per diem paid to members of the board of supervisors; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 20— BY SENATOR CROWE

AN ACT

To enact R.S. 33:423.22, relative to the town of Pearl River; to authorize the police chief to take certain personnel actions with respect to police personnel; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 42— BY 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. 623 of the 2010 Regular 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. 623 of the 2010 Regular Session of the Legislature, relative to the city of Bastrop; to provide relative to the powers and duties of the city; to provide relative to restrictions; to provide relative to penalties for the violation of city ordinances; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 44— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 2:319, relative to Beauregard Parish; to increase the number of members of the board of commissioners for the Beauregard Parish Airport Board; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 45— BY SENATOR SMITH

AN ACT

To enact R.S. 46:1053(E), relative to Hospital Service District Number Two of Beauregard Parish; to increase the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 122— BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 33:1236(30)(b)(i), (iii), (iv), and (vi), relative to the powers of local governing authorities; to authorize the governing authority of Ascension Parish to require and compel property owners to remove debris, wrecked or used motor vehicles, or any other discarded or abandoned items on their property; to authorize the governing authority to adopt ordinances placing any cost incurred for removal of such debris or items on the ad valorem tax bills of the parish; to authorize a collection fee for the sheriff of such parish; to provide relative to any action brought to contest the placing of such costs on the tax bills; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 124— BY SENATOR WALSWORTH

AN ACT

To enact R.S. 33:1236(66), relative to the Ouachita Parish Police Jury; to authorize the prohibition of certain sales; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 129—
BY SENATOR DONAHUE

AN ACT

To amend and reenact Section 2.1(A), (C)(1), and (P) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 562 of the 2003 Regular Session of the Legislature, Act No. 1214 of the 2003 Regular Session of the Legislature, Act No. 682 of the 2004 Regular Session of the Legislature, and Act No. 178 of the 2007 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital District No. 2; to provide for the membership of the board of commissioners; to provide for residency requirements of the board of commissioners; to provide that members of the board of commissioners who are physicians may contract or accept employment with Slidell Memorial Hospital upon expiration of service as a member of the board; to provide for retroactive effect; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 157—
BY SENATOR AMEDEE

AN ACT

To enact Subpart K of Part VI of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:300.33, relative to the Lamar-Dixon Expo Center in Ascension Parish; to provide relative to corporate sponsorship and revenue generation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 166—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 34:1401(A) and (B), and to enact R.S. 34:1402(C), relative to membership on the commission; to provide for residency requirements and removal of commissioners failing to attend the required number of regular meetings; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 167—
BY SENATOR CHEEK

AN ACT

To enact R.S. 33:2589.1, relative to the city of Shreveport; to provide for the creation of the position of chief of fire support staff; to provide for the appointment, powers, qualifications, and responsibilities of such position; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 237—
BY SENATOR WILLARD-LEWIS

AN ACT

To enact R.S. 33:9039(4), relative to special taxing districts; to remove sales tax authority for plaza districts; and to provide for related matters.

Reported favorably.

Respectfully submitted,
A. G. CROWE
Chairman

REPORT OF COMMITTEE ON

EDUCATION

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

May 12, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 59—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:7(5)(b) and to enact R.S. 17:416.21 and 3996(B)(28), relative to student behavior; to provide with respect to the appropriate use of seclusion and physical restraint in response to student behavior; to provide for definitions; to provide relative to rules, guidelines, and procedures; to provide relative to school employee training; to provide for reporting and documentation; to provide for parental notification; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 80—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 36:642(C)(1), 643, 645(A)(5), 646, 648, and 649, to repeal R.S. 17:23 and Chapter 34 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3781 through 3784, and to repeal R.S. 36:647, relative to the Department of Education; to provide relative to the offices within the department and their functions; to provide relative to the titles of the officers of the department; to provide relative to the appointment and duties of the deputy superintendent of education; to remove provisions relative to the purposes and functions of certain offices; to remove duplicative and outdated provisions; to delete provisions relative to the establishment, governance, programs, and services of the regional education service centers; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 165—
BY SENATOR WALSWORTH

AN ACT

To enact 17:3351.16, relative to community and technical colleges; to provide relative to increasing the availability and use of electronic textbooks and other instructional materials; to provide relative to the purchase of electronic textbooks and other instructional materials and content; to provide for rules; to provide relative to fees; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BEN W. NEVERS
Chairman

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Neil Riser, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 12, 2011

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

May 16, 2011

SENATE BILL NO. 66—
BY SENATOR RISER

AN ACT

To enact R.S. 23:998, relative to the verification of legal status of certain aliens prior to employment in public contract work; to provide for definitions; to provide for the scope of applicability; to provide for the cost of such verification; to provide relative to a de-funding of such federal program; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 76—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 38:2211(A)(12) and to enact R.S. 38:2225.5, relative to contracts by public entities; to provide for certain restrictions; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 121—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 23:1533, relative to unemployment compensation experience rating records; to provide for an exception for unemployment caused by acts or omissions of third parties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NEIL RISER
Chairman

Senate Bills and Joint Resolutions on
Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

SENATE BILL NO. 22—
BY SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Articles 3421, 3431, 3432 and 3434, relative to successions; to provide relative to small successions; to provide certain definitions, terms, procedures, conditions, requirements, and effects; to provide for conveyance of certain ownership interest in immovable property by a small succession; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 22 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "3434," insert "and to enact Code of Civil Procedure Article 3422.1,"

AMENDMENT NO. 2

On page 1, line 4, after "effects;" insert "to provide relative to certain immovable property;"

AMENDMENT NO. 3

On page 1, line 9, after "reenacted" insert, "and Code of Civil Procedure Article 3422.1 is hereby enacted,"

AMENDMENT NO. 4

On page 2, between lines 3 and 4, insert

"Art. 3422.1. Small succession immovable property damaged by disaster or catastrophe

A. The provisions of this Article shall apply to immovable property, subject to a small succession proceeding, that is damaged by a disaster or catastrophe for which a declaration of emergency or federal declaration of disaster or emergency was issued.

B. In the absence of a written agreement among co-owners for the use and management of such immovable, any public entity or agent of such entity may conclusively presume that a co-owner in possession of the immovable for more than one year has been appointed by all other co-owners to manage, administer, restore and repair the immovable, and to receive, disperse and account for funds given to him by the public entity solely for the purposes of such repair and restoration.

C. The power of the managing co-owner shall include the power to execute mortgages in order to secure funds for the purposes of repair and restoration of the immovable, and also to encumber the immovable with such restrictions as may be required by the public entity, without the need to obtain the concurrence of the other co-owners.

D. Possession of the immovable by the managing co-owner shall be considered as having continued during any period such co-owner has been forced to leave the immovable due to fire, hurricane, flood, or other disaster or catastrophe.

E. The management of the immovable by the co-owner shall be subject to the laws of negotiorum gestio and mandate applicable to the other co-owners. However, the provisions of this Article shall control to the extent of any conflict.

F. It is the intent of the legislature that the provisions of this Article be liberally construed in order to allow the maximum possible rehabilitation, restoration, and rebuilding of immovable property in this state, subject to a small succession proceeding, that has been damaged by disaster or catastrophe.

G. The provisions of this Article shall expire on January 1, 2013.

* * *

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mills
Adley	Gautreaux	Morrish
Alario	Guillory	Murray
Amedee	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	McPherson	Walsworth
Dorsey	Michot	Willard-Lewis
Total - 33		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Nevers
Martiny	Mount	Quinn
Total - 6		

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

SENATE BILL NO. 24—
BY SENATOR ALARIO

AN ACT

To enact R.S. 9:5166, relative to mortgages and vendor's liens; to provide relative to cancellation of mortgage and vendor's lien inscriptions; to create and authorize the use of a uniform cancellation affidavit for cancellation of mortgage and vendor's lien inscriptions; to provide for the contents and effects of such affidavit; to provide relative to liability; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 24 by Senator Alario

AMENDMENT NO. 1

On page 2, line 1, change "1" to "2"

AMENDMENT NO. 2

On page 4, line 13, following "9:5170" and before "(2)" insert "(A)"

On motion of Senator Marionneaux, 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	Mills
Adley	Gautreaux	Morrish
Alario	Heitmeier	Murray
Amedee	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Riser
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Dorsey	Michot	Willard-Lewis
Total - 30		

NAYS

Total - 0

ABSENT

Chabert	Martiny	Nevers
Donahue	Morrell	Quinn
Guillory	Mount	Shaw
Total - 9		

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

SENATE BILL NO. 31—
BY SENATOR SMITH

AN ACT

To enact R.S. 33:448(D), relative to mayor's courts; to increase authorized court costs for municipal ordinance violations in the mayor's court of the town of New Llano; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mills
Adley	Gautreaux	Morrish
Alario	Guillory	Murray
Amedee	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	Kostelka	Shaw
Cheek	LaFleur	Smith
Claitor	Long	Thompson
Donahue	McPherson	Walsworth
Dorsey	Michot	Willard-Lewis
Total - 30		

NAYS

Total - 0

ABSENT

Chabert	Martiny	Nevers
Crowe	Morrell	Quinn
Marionneaux	Mount	Riser
Total - 9		

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

SENATE BILL NO. 36—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:512(1) and 17(b)(vi) and R.S. 37:212(A)(2)(d), relative to abstracts of title; to provide definitions; to provide relative to title insurance; to provide relative to abstracts of title and title examination and opinions; to provide relative to the practice of law; to provide definitions, terms, procedures, conditions, and requirements; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Heitmeier	Perry
Alario	Jackson	Peterson
Amedee	Kostelka	Riser
Appel	LaFleur	Shaw
Broome	Long	Smith
Cheek	Marionneaux	Thompson

May 16, 2011

Claitor	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 31		

NAYS

Total - 0

ABSENT

Chabert	Martiny	Nevers
Crowe	Morrell	Quinn
Guillory	Mount	
Total - 8		

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

SENATE BILL NO. 39—
BY SENATORS LAFLEUR AND RISER
AN ACT

To repeal Part III of Chapter 9 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1801 through 1804, relative to the purchasing of certain weapons or ammunition; 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	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

SENATE BILL NO. 40—
BY SENATORS MORRELL AND ADLEY
AN ACT

To amend and reenact R.S. 47:6021(A), (B)(1), (D)(2)(a)(i) and (b)(i), (H), the introductory paragraph of (I), (I)(2), (I)(6), and (J) and to enact R.S. 47:6021(B)(6), relative to income tax credits; to provide income tax credits for certain brownfields investors; to clarify the applicability of such credit to remediation of public lands; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 40 by Senator Morrell

AMENDMENT NO. 1

On page 4, line 13, following "**Subsection H**" insert "**of this Section**"

AMENDMENT NO. 2

On page 4, line 19, following "Subsection" and before "of this" change "(I)" to "**I**"

On motion of Senator Marionneaux, the amendments were adopted.

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

SENATE BILL NO. 63—
BY SENATOR MURRAY
AN ACT

To amend and reenact Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature of Louisiana, as amended and reenacted by Act No. 12 of the 2004 First Extraordinary Session of the Legislature of Louisiana and Act No. 182 of the 2007 Regular Session of the Legislature of Louisiana, and to enact R.S. 47:6019(C), relative to income and corporation franchise tax; to provide with respect to income and corporation franchise tax credits for costs associated with the rehabilitation of historic structures; to provide for certain taxable periods; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux	Murray
Alario	Heitmeier	Nevers
Amedee	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Marionneaux	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Total - 33		

NAYS

Total - 0

ABSENT

Chabert	Martiny	Mount
Guillory	Morrell	Quinn
Total - 6		

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

Senator Broome in the Chair

SENATE BILL NO. 81—
BY SENATORS MILLS, ALARIO, CHEEK, LAFLEUR, LONG, MICHOT AND MURRAY

AN ACT

To enact R.S. 3:266(23) and 284, relative to establishing a monetary incentive program to promote purchases of Louisiana agricultural products; to authorize the development and establishment of the Louisiana Buy Local Purchase Incentive Program Fund within the state treasury; to authorize an incentive payment for certain purchases of Louisiana agricultural products by certain restaurant establishments; to provide for the administration of the incentive payment; to provide with respect to financing; to provide for definitions; to provide for certain requirements and termination of the program and fund; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 81 by Senator Mills

AMENDMENT NO. 1

On page 5, line 11, following "timely" and before "filed" delete "-"

AMENDMENT NO. 2

On page 5, line 21, following "fund" and before "pursuant" insert "created"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 81 by Senator Mills

AMENDMENT NO. 1

On page 3, line 27, between "Fund" and "any" insert "1".

AMENDMENT NO. 2

On page 3, line 28, between "Section" and the period "." insert "shall be credited to the fund"

On motion of Senator Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Murray
Alario	Heitmeier	Nevers
Amedee	Kostelka	Perry
Appel	LaFleur	Riser
Broome	Long	Shaw
Cheek	Marionneaux	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Erdey	Mills	Willard-Lewis
Total - 30		

NAYS

Jackson
Total - 1

ABSENT

Chabert	Martiny	Peterson
Claitor	Morrell	Quinn
Crowe	Mount	
Total - 8		

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

Mr. President in the Chair

SENATE BILL NO. 85—
BY SENATOR GAUTREAUX

AN ACT

To enact Part XI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:361 through 368, relative to expropriation by St. Mary Parish; to authorize the governing authority of the parish to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of expropriation; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 85 by Senator Gautreaux

AMENDMENT NO. 1

On page 1, line 17, change "same" to "property"

AMENDMENT NO. 2

On page 3, line 11, following "(ii)" and before "location" change "That the" to "The"

AMENDMENT NO. 3

On page 3, line 19, following "R.S." change "19:271" to "19:361"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Gautreaux 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	Murray
Alario	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Jackson	Shaw
Broome	LaFleur	Smith
Cheek	Long	Thompson
Donahue	McPherson	Willard-Lewis
Dorsey	Michot	
Total - 26		

NAYS

Claitor
Total - 1

May 16, 2011

ABSENT

Chabert	Martiny	Nevers
Crowe	Mills	Perry
Kostelka	Morrell	Quinn
Marionneaux	Mount	Walsworth
Total - 12		

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

SENATE BILL NO. 89—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3406(A)(2), 3419(D), the introductory paragraph of 3421, and 3423(D)(1), relative to the Agricultural Commodity Dealer and Warehouse Law; to provide relative to powers of the commissioner; to provide relative to records; to transfer the authority of determining the expenses of the Agricultural Commodity Dealers and Warehouse Fund from the commission to the commissioner; and to provide for related matters.

Floor Amendments

Senator Thompson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 89 by Senator Thompson

AMENDMENT NO. 1

On page 2, line 13, between "inspection," and "examination" insert "copying."

AMENDMENT NO. 2

On page 2, at the end of line 15, add "copying."

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	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

SENATE BILL NO. 102—
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 26:93(E) and 290(E), relative to the alcoholic beverage control law; to provide for suspension of permits; to provide for emergency procedure; 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	Gautreaux	Morrish
Adley	Guillory	Murray
Alario	Heitmeier	Nevers
Amedee	Jackson	Perry
Appel	Kostelka	Peterson
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Erdey	Mills	Willard-Lewis
Total - 33		

NAYS

Total - 0

ABSENT

Broome	Martiny	Mount
Chabert	Morrell	Quinn
Total - 6		

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

SENATE BILL NO. 112—
BY SENATOR ADLEY

AN ACT

To enact R.S. 47:305.66, relative to the sales and use tax of the state; to exempt the state sale and use tax of parish councils on aging; to provide for definitions; to require the secretary of the Department of Revenue to provide rules and regulations; and to provide for related matters.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 112 by Senator Adley

AMENDMENT NO. 1

On page 1, line 14, after "affairs" delete the comma ",."

AMENDMENT NO. 2

On page 1, delete line 17, and on page 2, delete lines 1 and 2, and insert the following:

"Section 2. This Act shall become effective on October 1, 2011."

On motion of Senator Adley, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

SENATE BILL NO. 202—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 15:572.1(A) and (F), 572.2, 574.1, and 574.2(D)(4) and to enact R.S. 15:572.1(G) and 574.2(A)(5) and (H), relative to the Board of Pardons and the Board of Parole; to provide relative to the membership of the Board of Pardons; to provide for an ex officio, nonvoting member of the Board of Pardons; to provide relative to the duties and obligations of the Board of Parole; to require training for the members of the Board of Parole; to require annual reporting by the Board of Parole; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 202 by Senator Guillory

AMENDMENT NO. 1

On page 3, line 1, following "**establish**" insert "**a**"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed Senate Bill No. 202 by Senator Guillory

AMENDMENT NO. 1

On page 5, line 16 after "**which**" delete the rest of the line and insert the following: "**shall be available to the parole board for consideration and use in making**"

On motion of Senator Guillory, the amendments were adopted.

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

SENATE BILL NO. 27—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b)(i), relative to health care information; to provide for health care records; to provide for the persons who have the right to obtain a patient's medical records; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 27 by Senator Amedee

AMENDMENT NO. 1

On page 2, line 29, following "**Act**" change "**(HIPPA)**" to "**(HIPAA)**"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed Senate Bill No. 27 by Senator Amedee

AMENDMENT NO. 1

On page 2, delete lines 28 and 29, and on page 3, delete line 1

On motion of Senator Amedee, the amendments were adopted.

The bill was read by title. Senator Amedee 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	Murray
Alario	Guillory	Nevers
Amedee	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Marionneaux	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Total - 33		

NAYS

Total - 0

May 16, 2011

ABSENT

Chabert Martiny Mount
Kostelka Morrell Quinn
Total - 6

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

SENATE BILL NO. 64 BY SENATOR CHEEK

AN ACT

To repeal R.S. 40:2120.56, relative to certified nurse aides; to remove certain work requirements which must be satisfied in order to maintain state certification as a certified nurse aide; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux Murray
Adley Heitmeier Nevers
Alario Jackson Perry
Amedee LaFleur Peterson
Appel Long Riser
Broome Marionneaux Shaw
Cheek McPherson Smith
Donahue Michot Thompson
Dorsey Mills Walsworth
Erdey Morrish Willard-Lewis
Total - 30

NAYS

Total - 0

ABSENT

Chabert Guillory Morrell
Claitor Kostelka Mount
Crowe Martiny Quinn
Total - 9

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

SENATE BILL NO. 93 BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:1026.1 and 1026.6(B)(10) and to enact Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.21 through 1300.22, and to repeal R.S. 37:1026.9, relative to training programs for certified nurse aides; to provide for the medication attendant certification program for certified nurse aides; to provide for a clinical preceptor nurse aide training program maintained by the Louisiana Community and Technical College System for certified nurse aides; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 93 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 15, following "best" delete "of"

On motion of Senator Marionneaux, 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

Mr. President Gautreaux Murray
Adley Guillory Nevers
Alario Heitmeier Perry
Amedee Jackson Peterson
Appel Kostelka Riser
Broome LaFleur Shaw
Cheek Long Smith
Claitor Marionneaux Thompson
Crowe McPherson Walsworth
Donahue Michot Willard-Lewis
Dorsey Mills
Erdey Morrish
Total - 34

NAYS

Total - 0

ABSENT

Chabert Morrell Quinn
Martiny Mount
Total - 5

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

SENATE BILL NO. 156 BY SENATOR BROOME

AN ACT

To enact R.S. 40:2022, relative to health care information; to require hospitals to provide certain health care information to certain patients; to provide for the development and dissemination of the health care information by the Department of Health and Hospitals; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux Morrish
Adley Guillory Murray
Alario Heitmeier Nevers
Amedee Jackson Perry

Appel	Kostelka	Peterson
Broome	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Marionneau	Smith
Crowe	McPherson	Thompson
Dorsey	Michot	Walsworth
Erdey	Mills	Willard-Lewis

Total - 33

NAYS

Total - 0

ABSENT

Chabert	Martiny	Mount
Donahue	Morrell	Quinn

Total - 6

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

SENATE BILL NO. 173—
BY SENATOR ADLEY

AN ACT

To enact R.S. 22:978(E), relative to group, family group, blanket, and association health and accident insurance; to provide with respect to notice required for certain premium increase, cancellation, or nonrenewal; to provide for the release of claims data; and to provide for related matters.

Floor Amendments

Senator Marionneau sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneau on behalf of the Legislative Bureau to Engrossed Senate Bill No. 173 by Senator Adley

AMENDMENT NO. 1

On page 2, line 15, following "**Subsection**," and before "**shall**" change "**claim identifier**" to "**claim identifier**."

On motion of Senator Marionneau, the amendments were adopted.

The bill was read by title. Senator Adley 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	Murray
Alario	Guillory	Nevers
Amedee	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Marionneau	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis

Total - 33

NAYS

Total - 0

ABSENT

Chabert	Martiny	Mount
Long	Morrell	Quinn

Total - 6

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

SENATE BILL NO. 175—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 37:1041(C)(2)(e), 1042(B), 1050(B), and 1055, relative to the practice of optometry; to provide for definitions; to provide for the Louisiana State Board of Optometry Examiners; to provide for application requirements; to provide for recording of the certificate of practice; and to provide for related matters.

Floor Amendments

Senator Marionneau sent up floor amendments.

SENATE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 2, line 25, following "to" and before "meeting" change "said" to "the"

AMENDMENT NO. 2

On page 3, line 7, following "**unless**," and before "**in**" delete "**through no fault of the applicant**."

AMENDMENT NO. 3

On page 3, line 8, following "**board**" insert ";

AMENDMENT NO. 4

On page 3, line 8, following "**documents**" and before "**are**" insert ";
through no fault of the applicant."

On motion of Senator Marionneau, the amendments were adopted.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 175 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 13, delete "on the second Saturday", delete line 14, and on line 15, delete "thereafter"

AMENDMENT NO. 2

On page 2, line 29, after "vote.", delete the remainder of the line, and on page 3, delete line 1.

On motion of Senator Heitmeier, the amendments were adopted.

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

May 16, 2011

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

SENATE BILL NO. 178—
BY SENATOR HEITMEIER

AN ACT

To enact Part XL-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.8.1 through 1300.8.2, relative to a scholarship or loan program for certain students who enroll in certain out-of-state medical education programs which are not offered in the state; to provide for the creation and uses of a medical and Allied Health Professional Education Scholarship and Loan Fund; to provide for administration of the fund; to provide for qualifications and requirements of the applicants for the scholarship or loan; to provide for rules and regulations; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 178 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 16, following "**to**" and before "**that**" change "**insure**" to "**ensure**"

AMENDMENT NO. 2

On page 2, line 9, following "**to**" insert "**be**"

AMENDMENT NO. 3

On page 2, line 10, before "**in**" change "**include**" to "**included**"

AMENDMENT NO. 4

On page 2, line 15, following "**enter**" and before "**agreements**" insert "**into**"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

SENATE BILL NO. 188—
BY SENATOR BROOME

AN ACT

To enact R.S. 46:2911(B)(21), relative to the Council on the Status of Grandparents Raising Grandchildren; to provide for the membership of the council; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

SENATE BILL NO. 189—

BY SENATORS CHEEK, DONAHUE, ERDEY, JACKSON, MICHOT, MOUNT AND NEVERS AND REPRESENTATIVES ARNOLD, AUSTIN, BADON, BROSSETT, HARRISON, HENRY, KATZ, LIGI, LORUSSO, MONTOUCET, SCHRODER, SIMON AND ST. GERMAIN
AN ACT

To enact Part XXXVII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.181 through 1299.185, relative to concussions and head injuries; to provide for definitions; to provide for concussion education requirements; to provide for the removal of youth athletes from competition upon sustaining a concussion; to provide for requirements which must be satisfied for a youth athlete to return to play after sustaining a concussion or head injury; to provide for the dissemination of concussion information by the Department of Health and Hospitals; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

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

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

Called from the Calendar

Senator Murray asked that Senate Bill No. 153 be called from the Calendar.

SENATE BILL NO. 153—

BY SENATOR MURRAY
AN ACT

To enact R.S. 38:2212(A)(8), relative to the letting of public contracts by the New Orleans Sewerage and Water Board; to provide for advertisement and letting of lowest responsible bidder; to provide for inclusion of addenda containing pricing information; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 153 by Senator Murray

AMENDMENT NO. 1

On page 1, line 16, delete "**Subparagraph**"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 153 by Senator Murray

AMENDMENT NO. 1

On page 1, line 17, change "**include pricing information if**" to "**also include attachment of the addenda if pricing information is contained therein and the addenda specifies attachment.**"

AMENDMENT NO. 2

On page 2, delete line 1

AMENDMENT NO. 3

On page 2, line 5, change "**contain pricing information if**" to "**also include attachment of the addenda if pricing information is contained therein and the addenda specifies attachment.**"

AMENDMENT NO. 4

On page 2, delete line 6

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mills
Adley	Gautreaux	Morrish
Alario	Guillory	Murray
Amedee	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	McPherson	Walsworth
Dorsey	Michot	Willard-Lewis
Total - 33		

NAYS

Total - 0

ABSENT

Chabert	Morrell	Nevers
Martiny	Mount	Quinn
Total - 6		

May 16, 2011

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Murray 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 Senate Bill No. 34 be called from the Calendar.

SENATE BILL NO. 34— BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to provide relative to the payment of certain insurance premiums for certain retired assessors and assessors' employees in Catahoula Parish; 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

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Total - 33; Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, McPherson, Michot; Mills, Morrish, Murray, Nevers, Perry, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Chabert, Martiny, Total - 6; Morrell, Mount; Peterson, Quinn

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 32— BY SENATOR WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Neville High Football Coach Charlie Brown.

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

SENATE RESOLUTION NO. 33— BY SENATOR DORSEY

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate upon the death of Henry Louis "Dickie" Thurman, Jr., and to pay tribute to his significant contributions to the Southern University's School of Architecture and Engineering.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 34— BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of a beloved statesman, Senator Carl J. "Jack" Gordon, Jr., of Okolona, Mississippi.

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

SENATE CONCURRENT RESOLUTION NO. 35— BY SENATOR WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend and congratulate the "Mighty" Southern Region of Zeta Phi Beta Sorority, Incorporated and to welcome the sorority to New Orleans on June 2-4, 2011, for its 82nd Southern Regional Leadership Conference and Youth Retreat.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 16, 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 Bills and Joint Resolutions:

Table with 3 columns of bill numbers: HB No. 485, HB No. 182, HB No. 207; HB No. 493, HB No. 195, HB No. 565; HB No. 85, HB No. 299

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 85— BY REPRESENTATIVE KLECKLEY AN ACT

To enact R.S. 22:513.1, relative to title insurance; to require identifying information on acts transferring an interest in residential property; to provide immunity from liability under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 182—

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 and placed on the Calendar for a second reading.

HOUSE BILL NO. 195—

BY REPRESENTATIVES RICHARDSON, BOBBY BADON, BARROW, BISHOP, CARMODY, FOIL, HARDY, HENDERSON, PUGH, SEABAUGH, AND THIBAUT

AN ACT

To amend and reenact R.S. 37:1861(A)(1) and (B)(2), 1862.1, 1864, 1864.2(B), 1869(A), and 1870, to enact R.S. 37:1861(A)(5), (6), and (7) and (B)(5), 1861.1, 1864.2(C) and (D), 1864.3, and 1864.4, and to repeal Part V of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:571 through 579, relative to secondhand dealers; to define "secondhand dealer"; to provide for an exemption for motor vehicle dismantlers and parts recyclers; to provide for an exemption for certain persons performing waste management and recycling; to prohibit certain purchases of secondhand property; to provide an exemption for pawnbrokers; to require a record of secondhand property purchased; to require the record to be kept for three years; to require the record to be made available for inspection by law enforcement; to prohibit the purchase of junk from minors; to require a statement of ownership from the seller; to provide that failure to obtain the statement shall be prima facie evidence of fraud; to provide for exoneration from fraudulent, willful, or criminal knowledge; to require payment by check or money order; to require daily reports; to provide for violations; to provide for penalties; to repeal provisions regulating the purchase of junk; to repeal provisions regulating the purchase of certain metals; and to provide for related matters.

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

HOUSE BILL NO. 207—

BY REPRESENTATIVE JOHNSON
AN ACT

To enact R.S. 33:2740.18.5, relative to taxing authority of municipalities; to authorize certain municipalities, subject to voter approval, to levy and collect a hotel occupancy tax; to provide relative to collection and use of proceeds of the tax; and to provide for related matters.

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

HOUSE BILL NO. 299—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To enact R.S. 47:463.152 and 463.153, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 485—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 33:9097.8(D)(1) through (3), (F), (G)(1), and (H)(2) and to enact R.S. 33:9097.8(I), relative to the Broadmoor Crime Prevention and Improvement District; to provide for membership on the board of commissioners of the district; to provide for terms of the commissioners; to provide

for the levy of a parcel fee; to provide relative to the taxing authority of the district; to provide relative to the district's budget; to provide for indemnity for commissioners; to provide for vacancies and subsequent appointments to the board; and to provide for related matters.

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

HOUSE BILL NO. 493—

BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 38:2212.10, relative to the procurement of services; to provide for public entities that are not subject to the State Procurement Code; and to provide for related matters.

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

HOUSE BILL NO. 565—

BY REPRESENTATIVE DIXON AND SENATOR MCPHERSON
AN ACT

To rename and designate the KCS underpass on Louisiana Highway 165 in Rapides Parish as the "Fred H. Baden Underpass"; and to provide for related matters.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 16, 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. 99	HCR No. 100	HCR No. 101
HCR No. 102	HCR No. 103	

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 99—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the legislature upon the death of Easton DeHart.

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

HOUSE CONCURRENT RESOLUTION NO. 100—

BY REPRESENTATIVE THIBAUT
A CONCURRENT RESOLUTION

To urge and request the Louisiana congressional delegation to seek any and all assistance and funding available to Louisiana farmers in the recovery of uninsured losses in and out of declared areas due to crop depredation by wildlife.

The resolution was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

May 16, 2011

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVE BILLIOT
A CONCURRENT RESOLUTION

To express heartfelt good wishes to the Louisiana shrimping fleet as they embark on Opening Day of the 2011 brown shrimp season.

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

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVES DOVE, ST. GERMAIN, BILLIOT, GISCLAIR, HARRISON, AND HENDERSON AND SENATORS AMEDEE AND CHABERT
A CONCURRENT RESOLUTION

To express the support of the Louisiana Legislature for the request by the secretary of the Department of Wildlife and Fisheries to the U.S. Secretary of Commerce and the administrator of the Small Business Administration to declare a fisheries disaster in the state of Louisiana as a result of the Mississippi River flooding and the opening of the Morganza and Bonnet Carre spillways.

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

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVE LAMBERT
A CONCURRENT RESOLUTION

To proclaim May 21 through May 27, 2011, as "Safe Boating Week" in Louisiana.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

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

May 16, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 113—
BY SENATOR CROWE
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(F)(2)(a) and (b) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 114—
BY SENATOR CROWE
AN ACT

To amend and reenact R.S. 39:75(A)(1), (B), and the introductory paragraph of (E), relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under

certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 144—
BY SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 49:308.5, relative to the state treasury; to sunset and abolish certain funds and statutory dedications; to provide for certain exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 147—
BY SENATOR CHAISSON
A JOINT RESOLUTION

Proposing to add Article VII, Section 10.3(C)(5) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; to provide for deposits into the Budget Stabilization Fund in certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 171—
BY SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 39:94(C)(4)(b), relative to the Budget Stabilization Fund; to provide for deposits into the Budget Stabilization Fund in certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 218—
BY SENATOR MCPHERSON
AN ACT

To enact R.S. 39:1800.4(C)(3), relative to state and local correctional facilities; to provide for pre-paid leases of certain state correctional facilities; to provide for certain terms of pre-paid leases of state correctional facilities; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
MICHAEL J. "MIKÉ" MICHOT
Chairman

REPORT OF COMMITTEE ON

RETIREMENT

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

May 16, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 2—
BY SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 11:2091(B) and (C), relative to the Registrars of Voters Employees' Retirement System; to provide for membership of and election to the board of trustees; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 3—

BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 11: 2174.2 and 2178(B)(1)(b), (C), and (I)(1), relative to the Sheriffs' Pension and Relief Fund; to provide for changes to the existing defined benefit plan; to provide for calculation of benefits and retirement eligibility requirements for new hires; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

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

May 16, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 30—

BY SENATOR WALSWORTH

AN ACT

To enact Subpart O of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.38, relative to donations of refunds; to provide for such donations to the Louisiana Bicentennial Commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 82—

BY SENATOR DORSEY

AN ACT

To enact R.S. 47:305.66, relative to sales and use taxes; to provide that the state and local sales and use taxes shall not apply to purchases of breastfeeding items; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 99—

BY SENATORS MORRELL AND ADLEY

AN ACT

To amend and reenact the introductory paragraph of R.S. 47:6016(E)(2)(a), 6016(E)(2)(a)(iv), and (I) and to enact R.S. 47:6016(E)(2)(a)(v), (vi), and (7) and (8), relative to the new markets tax credit; to provide for the allocation and allowance of tax credits; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 135—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 47:6015, relative to tax credits; to change the research and development tax credit to a rebate and make certain changes in its calculation and administration; to provide for a limitation on the receipt of other tax benefits and incentives; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 187—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 47:6026(E)(1), relative to the Cane River Heritage Area Development Zone; to extend the tax credit provided within the zone to January 1, 2014; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 259—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:32(A) and (C) and to enact R.S. 47:32(D), relative to income taxes; to phase out the taxes on personal and corporate income; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 264—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 47:6007(B)(7) and (C)(2) and (4), relative to tax credits; to provide for granting motion picture investor tax credits; to provide for definitions, allowing the credits, and transferability; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT M. MARIONNEAUX, JR.
Chairman

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 16, 2011

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. 61—

BY REPRESENTATIVES BARRAS, CHAMPAGNE, AND SAM JONES AND SENATOR MILLS

A CONCURRENT RESOLUTION

To commend the Catholic High School Lady Panthers softball team upon winning the 2011 Class 3A state championship.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVES BARRAS, CHAMPAGNE, AND SAM JONES AND SENATOR MILLS

A CONCURRENT RESOLUTION

To commend the Catholic High School Lady Panthers gymnastics team upon winning the 2011 state championship.

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVE HOFFMANN AND SENATORS THOMPSON AND WALSWORTH

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Charles G. Alger, a beloved municipal employee and Retired District Chief of the Monroe Fire Department.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE DOERGE AND SENATOR ADLEY

A CONCURRENT RESOLUTION

To commend Dathene Brown for more than forty years of highly productive service as the executive director of the Webster Parish Council on Aging.

HOUSE CONCURRENT RESOLUTION NO. 67—
BY REPRESENTATIVE BROSSETT
A CONCURRENT RESOLUTION

To commend Rear Admiral Stephen W. Rochon, United States Coast Guard, upon his presidential appointment to a senior executive position in the United States Department of Homeland Security.

HOUSE CONCURRENT RESOLUTION NO. 71—
BY REPRESENTATIVES LIGI AND WILLMOTT AND SENATOR MARTINY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Randall Luwe of Kenner.

HOUSE CONCURRENT RESOLUTION NO. 72—
BY REPRESENTATIVES LIGI, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BISHOP, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HENSGENS, HILL, HINES, HOFFMANN, HONORE, HOWARD, HUTTER, HUVAL, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LITTLE, LOPINTO, LORUSSO, MCVEA, MONICA, MONTUCET, MORENO, MORRIS, NORTON, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SEABAUGH, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR MARTINY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Specialist Christian J. Romig, United States Army, of Kenner, who was killed in action in Afghanistan.

HOUSE CONCURRENT RESOLUTION NO. 73—
BY REPRESENTATIVES LIGI, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BISHOP, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HENSGENS, HILL, HINES, HOFFMANN, HONORE, HOWARD, HUTTER, HUVAL, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LITTLE, LOPINTO, LORUSSO, MCVEA, MONICA, MONTUCET, MORENO, MORRIS, NORTON, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SEABAUGH, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR MARTINY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Christopher John Doyle III of the New Orleans Police Department.

HOUSE CONCURRENT RESOLUTION NO. 74—
BY REPRESENTATIVES LIGI, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BISHOP, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HENSGENS, HILL, HINES, HOFFMANN, HONORE, HOWARD, HUTTER, HUVAL, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LITTLE, LOPINTO, LORUSSO, MCVEA, MONICA, MONTUCET, MORENO, MORRIS, NORTON, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SEABAUGH, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR MARTINY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Sergeant Joseph Anthony Bovia, United States Marine Corps, of Kenner, who was killed in action in Afghanistan.

HOUSE CONCURRENT RESOLUTION NO. 75—
BY REPRESENTATIVE BURRELL
A CONCURRENT RESOLUTION

To commend Brother Luchous Harris of Shreveport for his outstanding achievements and contributions.

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To commend and express appreciation to Paul Vallas as he leaves his position as the superintendent of the Recovery School District and embarks upon new challenges and endeavors.

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To commend Dr. David E. Crosby upon the celebration of his fifteenth anniversary as pastor of First Baptist Church of New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVE LAMBERT
A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to add rifles capable of firing .35 Whelen ammunition to the list of firearms authorized to use during the special deer hunting season for primitive firearms.

HOUSE CONCURRENT RESOLUTION NO. 83—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2011, as Louisiana State Nurses Week.

HOUSE CONCURRENT RESOLUTION NO. 84—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To commend Dr. Joe Ann Keeley Clark on her distinguished career in nursing and nursing education, and on her continuing contributions to the field of nursing in this state, upon the occasion of her retirement as executive director of the Louisiana State Nurses Association.

and asked that the President of the Senate affix his signature to the same.

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 16, 2011

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. 27—
 BY SENATOR MURRAY
A CONCURRENT RESOLUTION

To commend the elevation of William Raymond Manning into the College of Fellows of the American Institute of Architects.

SENATE CONCURRENT RESOLUTION NO. 29—
 BY SENATORS AMEDEE, NEVERS AND QUINN
A CONCURRENT RESOLUTION

To designate Thursday, May 26, 2011, as "Shaken Baby Syndrome Prevention Day" in the state of Louisiana, in honor of Rey Wayne Gatlin.

Respectfully submitted,
 ROBERT W. "BOB" KOSTELKA
 Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneau	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrish	
Total - 34		

ABSENT

Chabert	Morrell	Quinn
Martiny	Mount	
Total - 5		

Leaves of Absence

The following leaves of absence were asked for and granted:

Chabert	1 Day	Martiny	1 Day
Morrell	1 Day	Mount	1 Day
Quinn	1 Day		

Announcements

The following committee meetings for May 17, 2011, were announced:

Environmental Qual.	10:00 A.M.	Room F
Jt. Labor and Ind. Rel.	8:00 A.M.	Room 1

Adjournment

On motion of Senator Thompson, at 5:35 o'clock P.M. the Senate adjourned until Tuesday, May 17, 2011, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Tuesday, May 17, 2011.

GLENN A. KOEPP
 Secretary of the Senate

DIANE O' QUIN
 Journal Clerk

