

THE OFFICIAL JOURNAL
OF THE
SENATE
OF THE

STATE OF LOUISIANA

THIRTY-THIRD DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, June 21, 2011

The Senate was called to order at 9:50 o'clock A.M. by Hon. Sharon Broome, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Erdey	Mills
Adley	Gautreaux	Mount
Alario	Guillory	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Perry
Chabert	LaFleur	Peterson
Cheek	Long	Quinn
Claitor	Martiny	Riser
Donahue	McPherson	Shaw
Dorsey	Michot	Walsworth
Total - 30		

ABSENT

Amedee	Marionneaux	Smith
Crowe	Morrell	Thompson
Heitmeier	Morrish	Willard-Lewis
Total - 9		

The President Pro Tempore of the Senate announced there were 30 Senators present and a quorum.

Prayer

The prayer was offered by Apostle Lawrence D. Hardy, 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 Martiny, the reading of the Journal was dispensed with and the Journal of June 20, 2011, was adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

STATE OF LOUISIANA
OFFICE OF THE GOVERNOR

June 21, 2011

The Honorable President and Members of the Senate

Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review.

Sincerely,
BOBBY JINDAL
Governor

Addictive Disorder Regulatory Authority

Louis Cataldie
Marilyn J. Smith
Bernadine J. Williams

Administration, Division of

Mark A. Brady
Paul W. Rainwater

**Amite River Basin Drainage and Water Conservation District,
Board of Commissioners of the**

Randolph J. Saucier

Atchafalaya Basin Levee District, Board of Commissioners of

Cory M. Chustz

Auctioneers Licensing Board, Louisiana

Ewell L. Little
James M. Sims

Barber Examiners, Board of

Rebecca G. Villeneuve

Baton Rouge Port Commission, Greater

Donald Bohach

Battle of New Orleans Bicentennial Commission

Gary D. Joiner
William Henson Moore III

**Bayou D'Arbonne Lake Watershed District, Board of
Commissioners of the**

Stephen Cagle
Larry D. "Don" Hogan
Marvin "Joe" Rainer

Bicentennial Commission, Louisiana

Rhyn L. Duplechain
Gaspar "Buddy" Stall
Roger F. Villere Jr.

Bossier Levee District, Board of Commissioners of the

Kenneth A. Loftin
James L. "Jim" Rabb

Broadband Advisory Council

Sonia A. Perez

**Capital Area Groundwater Conservation District, Board of
Commissioners for the**

Melvin "Trey" Argrave
Zahir "Bo" Bolourchi
Joseph C. "Joey" Hebert
John Jennings
Mark E. Walton
John V. Westra

Capital Area Human Services District

Victoria T. King

June 21, 2011

Children and Family Services, State Department of
Richard Howze
Ruth Johnson

Children's Cabinet Advisory Board

Kim M. Dodd
Denise Fair
Don C. Gregory
Lyn Hassenboehler
Julia A. Kenny
Janie W. Martin
Christie Lynn Smith
Brent A. Villemarette

Children's Cabinet, Louisiana

Tiffany Simpson

Chiropractic Examiners, Louisiana Board of

David J. Barczyk
Michael R. Cavanaugh

Citizens Property Insurance Corporation Board of Directors

Fred C. Bosse
Jerry D. Carlisle

Coastal Protection, Restoration and Conservation, Governor's Advisory Commission on

David A. Cresson
H. Dale Hall

CODOFIL--Council for the Development of French in Louisiana

Ashlee W. Michot
Warren A. Perrin

Contractors, State Licensing Board for

Lloyd "Chip" J. Badeaux

Cosmetology, Louisiana Board of

Ira J. Weber

Crescent City Connection Oversight Authority

Skip Gallagher

D.A.R.E. Advisory Board

David J. Hebert
Mike R. Knaps

Dairy Stabilization Board

Ford "Kennon" Davis

Deaf, Louisiana Commission for the

Hugh "Brandon" Burris

Dentistry, Louisiana State Board of

Aubrey A. Baudean Jr.
Patricia H. Cassidy
Russell P. "Rusty" Mayer
David L. Melancon

Developmental Disabilities Council, Louisiana

Brenda L. Cosse'
Don C. Gregory
Julia A. Kenny
Mark S. Martin
Michelle Octave
Stephen A. Yazbeck

Dietetics and Nutrition, Louisiana State Board of Examiners in

Teena Bromell Doxey
Beth Fontenot
Jeanine S. Latham

DWI-Vehicular Homicide, Governor's Task Force on
Lee "Jody" Amedee

Education Estimating Conference

Stafford Palmieri

Educational Television Authority, Louisiana (LETA)

Christian M. Goudeau
Kathy Hawkins Kliebert
James "Jim" Purcell

Embalmers and Funeral Directors, La. State Board of

Patrick H. Sanders

Emergency Medical Services Certification Commission, Louisiana

Robert J. Brankline
Michael R. Doiron
Leslie K. Greco
Jonathan P. Johnson
Kenneth H. Rousseau Jr.

Emergency Medical Services for Children Advisory Council

Martha Mariella Gastanaduy

Emergency Response Network, Louisiana (LERN) Board

Patrick C. Breaux
Kenneth J. Gaines
John P. Hunt
Danita LeBlanc
John W. Noble Jr.
Kevin M. Sittig
Carl "Jack" Varnado Jr.
Kristin K. Whitty
Christopher W. Wroten
Michele M. Zembo

Employment Security Board of Review

Gloria A. Berthelot
Arthur Gerald Bourgeois
Brenda L. Mitchell
Joseph A. Sevario III

Environmental Education Commission

Deepak Bhatnagar

Environmental Quality, Department of

Cheryl Sonnier Nolan
Sam Phillips

Ethics, Board of

Terry D. Backhaus
Julia E. Blewer
Scott D. Schneider

Feed Fertilizer and Agricultural Liming Commission

David W. Williams

Fire Prevention Board of Review, Louisiana

Bruce E. Cutrer
Samuel J. "Sammy" Halphen Jr.

Fireman's Supplemental Pay Board

Dan J. Cotten
Ozias Price Jr.
Roy A. Robichaux
Brien Ruiz
Ronald J. "Ronnie" Schillace

Fluoridation Advisory Board

Richard R. Brasher
Christopher C. Cosse
Suzanne K. Farrar
Charles B. Foy
Noelle "Paige" Gaudet
Roger G. Grimbball Jr.
John T. Little
Cyril "CJ" Richard Jr.
John F. Taylor

Folklife Commission, Louisiana

Nicole Hobson-Morris
Dana LaFonta

Forestry Commission, Louisiana

Tina M. Meiners

Funding Review Panel

Chris Gillott
Steven Procopio

Gaming Control Board, Louisiana

Denise H. Noonan

Global Trade-based Economic Development Strategies, Senate Task Force on

Jackie W. Adcock
Michael D. Long
Rina Thomas

Governor, Office of the

Martha Manuel
Kristy H. Nichols

Greater New Orleans Expressway Commission

James E. Ravannack

Ground Water Management Advisory Task Force

Cloyce C. Clark III

Ground Water Resources Commission

Paul D. Frey
Ted W. McKinney
Eugene H. Owen

Group Benefits Policy and Planning Board

William E. Foster

Health and Hospitals, Department of

Peter J. Calamari III
Bruce Greenstein
Julia A. Kenny

Health Works Commission, Louisiana

Miriam "Mimi" Hedcock

Hearing Aid Dealers, Louisiana Board for

Dianne P. Sasser

Highway Safety Commission, Louisiana

Bryan L. Bossier Sr.

Historical Records Advisory Board, Louisiana

Carrie A. Fagar
Tammy Foster
Judith F. Gentry
Brenda B. Parsons

HIV, AIDS and Hepatitis C, Louisiana Commission on

Leah S. Cullins
Christina J. Eaton
Charlette Edwards
Charles Dana Krutz

Chris B. Melancon
Enrique Moresco
Jacqueline R. Shellington

Housing Finance Agency, Louisiana

Frank H. Thaxton III

Human Rights, Louisiana Commission on

Angela K. Faulk
Willie Louis Littleton

Iberia Parish Levee, Hurricane and Conservation District

Ronald Joseph Gonsoulin
Ronald R. Hebert Jr.
Alfred T. Landry
James W. Landry
Benson J. Langlinais
Frank C. Minvielle
William S. Patout III
Scott Saunier
James Stein

Information Technology Advisory Board, Louisiana

Sarah Cramer

Innovation Council, Louisiana

Mark "Chris" Mangum

Interior Designers, State Board of Examiners of

Karen C. Hazel
Carolyn S. Sawyer
Deborah S. Steinmetz

Interstate Adult Offender Supervision, State Council for

Cloyce C. Clark III

Juvenile Justice and Delinquency Prevention, Governor's Advisory Board of

Claire T. Daly
Alberto C. Galan

Lafitte Area Independent Levee District

Frank Rawle

Lafourche Basin Levee District, Board of Commissioners of

Warner A. Sylvain

Lake Charles Harbor and Terminal District, Board of Commissioners of

Elcie J. Guillory
John L. LeBlanc

Legal Representation in Child Protection Cases, Task Force on

Tiffany Simpson

Licensed Professional Counselors Board of Examiners, LA

Alysius C. Allen
Laura H. Choate
Ernest "Ernie" L. Cowger Jr.
Penny L. Millhollon

Licensed Professional Vocational Rehabilitation Counselors Board of Examiners, LA

Linda Gutierrez
Mary C. Walker

Life Safety and Property Protection Advisory Board

Katherine M. Brown

Lottery Corporation, Board of Directors of the Louisiana

Verge S. Ausberry Jr.
Heather L. Doss
Lisa C. Reardon
James "J.T." Taylor

June 21, 2011

Louisiana State University and Agricultural and Mechanical College, Board of Supervisors

Garret H. Danos
Ann D. Duplessis
Raymond J. Lasseigne
Benjamin W. Mount
Robert "Bobby" Yarborough

Marriage and Family Therapy Advisory Committee

Penny L. Millhollon

Marriage and Family, Louisiana Commission on

Lisa V. Andry
M. "Peggy" Gehbauer
David Helveston
Tiffany Simpson

Massage Therapy, Louisiana Board of

Tina Cook Elwood
Donna G. Laseter
Faith M. Miller
Mary D. Syvertsen

Medicaid Pharmaceutical & Therapeutics Committee

Julio E. Figueroa II
Paul E. Miller
James C. Patterson II
J. Rogers Pope

Military Advisory Board, Governor's

Clarence E. Beebe

Motor Vehicle Commission, Louisiana

James D. Hicks
Louis "Ben" Mann Jr.

Natural Resources, Department of

Scott A. Angelle
Robert "Bob" D. Harper

Naval War Memorial Commission, Louisiana

Karen K. St. Cyr

New Orleans and Baton Rouge Steamship Pilots for the Mississippi River, Board of Examiners for

Willie B. Brown Jr.
Robert D. Heitmeier
Lee A. Jackson

New Orleans Center for Creative Arts Board of Directors

Joseph M. Bruno
Serafina Vivian Charbonnet
Ronald S. Markham
Lee W. Randall
Madalyn R. Schenk
Paul H. Werner

Nursing, Louisiana State Board of

Nancy L. Davis
Patricia R. Johnson
William St. John La Corte

Obesity Prevention and Management, LA Council on

Tiffany Simpson

Office Facilities Corporation

Paul W. Rainwater

Optometry Examiners, Louisiana State Board of

Mark J. Roy III

Parish Boards of Election Supervisors

Jerry W. Chandler
Sarah H. Lolley
Norman Francis McCall

Parole, Board of

Jerrie Ann LeDoux

Pharmacy, Louisiana Board of

Clovis S. Burch
Ryan M. Dartez
Richard M. Indovina Jr.
Pamela G. Reed
Deborah H. Simonson

Physical Fitness and Sports, Governor's Council on

John "Bill" W. Mathews Jr.

Physical Therapy Board, LA

Al C. Moreau III

Physician Assistants Advisory Committee

Thomas S. Trawick Jr.

Pilotage Fee Commission

Willie B. Brown III
Scott A. Loga
Michael G. Miller
Michael E. Rooney
David B. Trent

Plumbing Board, State

Larry M. Reiling Sr.

Poet Laureate, State

Julie E. Kane

Pontchartrain Levee District Board of Commissioners

Ricky P. Bosco

Prescribed Fire Council, Louisiana

M.E. "Toye" Taylor Jr.

Prison Enterprises Board

Paul J. Spalitta

Process Technology Advisory Board

James "Jim" Owens Jr.

Professional Engineering and Land Surveying Board, LA

Kevin E. Crosby
John W. "Billy" Moore

Psychologists, LA State Board of Examiners of

Rita R. Culross
Lee H. Matthews

Public Facilities Authority, Louisiana

Craig A. Cheramie
Lorin J. Crenshaw
Camille A. Cutrone

Public Safety and Corrections, Department of

Nicholas "Nick" T. Gautreaux

Racing Commission, Louisiana State

Kevin S. Delahoussaye

Radiologic Technology Board of Examiners, LA

Connie A. Young

Real Estate Commission, Louisiana

James D. Gosslee

Red River Levee and Drainage District, Board of Commissioners for the

Daniel E. Cason

Red River Parish Port Commission

Joseph A. Dill
Troy D. Murray

Regents, Board of

John "Scott" Ballard
Joseph P. Farr Sr.
Chris D. Gorman
Albert D. Sam II
Joseph C. Wiley

Region 5 Human Services District Board

David D. Palay Jr.
Clarence "Chris" M. Stewart

Rehabilitation Council, Louisiana

Karla K. Cummings
Billie Ruth Kvaternik
Mark S. Martin

Residential Building Contractors Subcommittee

Michael J. Penn

Respiratory Care Advisory Committee

Deanne Bingham

Revenue, Department of

Troy Hebert

Rice Research Board, Louisiana

Clarence A. Berken
Donald J. Berken
Richard B. Fontenot
Dane L. Hebert
Johnny C. Hensgens
Paul "Jackie" Loewer Jr.
Robert H. Miller
Samuel J. Noel
Brian T. Wild
Wayne P. Wild
Frederick C. Zaunbrecher
Linda G. Zaunbrecher

River Port Pilots for the Port of New Orleans

Brandon L. Bagley
Zachary M. Harvey
Ryan M. Scully

River Region Cancer Screening and Early Detection District

Michael D. Heath
Iva L. Tullier

Road Home Corporation d/b/a LA Land Trust

Ellen M. Lee

Sabine River Authority, Board of Commissioners for the

Byron D. Gibbs

Safe & Drug Free Schools and Communities, Governor's Advisory Council on

Stafford Palmieri

Sanitarians, Louisiana State Board of Examiners for

Alexander "Butch" Martin Jr.

Seafood Promotion and Marketing Board, Louisiana

Anthony "Tony" J. Abadie

Serve Commission, Louisiana

David C. Conner
Christopher J. Meyer
Fabian D. Tucker

Sex Offenses, Interagency Council on the Prevention of

Lynne G. Marino
Ricky L. Moses
Zane "Mike" Tubbs

Shrimp Task Force, Louisiana

Mark T. Abraham
Daniel "Danny" J. Babin
George Barisich
Kristen Michael Baumer
Andrew J. Blanchard
Dean Blanchard
Harry J. Cheramie
Acy J. Cooper Jr.
Byron Despaux
Alan "Andy" Gibson
Clinton P. Guidry Jr.
Lance M. Nacio

Small Business Entrepreneurship Commission

Jacqueline "Jackie" L. Edgar

Social Work Examiners, LA State Board of

Lisa Louise Lipsey
John Edward McBride
Naaman C. Stewart

South Tangipahoa Parish Port Commission, Board of Commissioners of the

Donald Bankston
Don Boihem
Daryl A. Ferrara
James P. Layrisson

Southeast Louisiana Flood Protection Authority - East

David P. Barnes Jr.

Southeast Louisiana Flood Protection Authority-West

Susan H. Maclay

Southern High-Speed Rail Commission

Walt Leger III

Southern Regional Education Board of Control

James "Jim" Purcell

Southern University, Board of Supervisors

Calvin W. Braxton Sr.
Richard J. Caiton Jr.
Willie E. Hendricks
Eamon M. Kelly
Samuel C. Tolbert

Sparta Groundwater Conservation District

Charles L. "Flukie" Braddock
Hugh M. "Mack" Calhoun
Terry L. Emory
Steve Lemmons
Dan J. Morgan
Jackie Repond Perritt

Speech-Language Pathology and Audiology, LA Board of Examiners for

Laura H. Gresham
Verlencia D. Millet
Stanley E. "Bubba" Peters

June 21, 2011

St. Bernard Port, Harbor and Terminal District Board of Commissioners of
Harold J. Anderson

State Interagency Coordinating Council for ChildNet
Thomas K. Clemons
Sheila Madison
Michelle S. Nader
Quinetta Womack

Statewide Independent Living Council
Martha Manuel

Student Financial Assistance Commission, Louisiana
Jeffery M. Ehlinger Jr.
Arlene V. Hoag

Technology Advisory Group, Louisiana
Christina K. Grantham

Technology Innovations Council
Robert "Bob" D. Harper
Peter Main

Tobacco Settlement Financing Corporation Board
Vincent "Beazy" J. Sotile Jr.

Transportation and Development, Department of
Dennis Decker
Rhett Desselle

Traumatic Head and Spinal Cord Injury Trust Fund Advisory Board
Henry F. Bateman

Tuition Trust Authority, Louisiana
John Raymond Williams

Uniform Construction Code Council, Louisiana State
Philip G. Hoffman

University of Louisiana System Board of Supervisors
Jimmy R. Faircloth Jr.
David Guidry
E. Gerald "T-Boy" Hebert
Louis J. Lambert
John O. Letard
Jimmie "Beau" Martin Jr.
Carl G. Shetler

Veterinary Medicine, Louisiana Board of
Steven V. Slaton

Washington Parish Reservoir Commission
Michael B. Burris

White Lake Property Advisory Board
Steven P. Mansour

Wholesale Drug Distributors, Louisiana Board of
Wayne J. Gremillion

Wildlife and Fisheries Commission, Louisiana
Billy P. Broussard
Ronald "Ronny" Graham

Workforce Commission, Louisiana
Lance "Wes" Hataway
Susan Sonnier

Workforce Investment Council, Louisiana
Kathy Jean Bobbs
Hilda D. Curry
Michael "Mike" P. Palamone
Craig P. Roussel
John F. Young Jr.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 128—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the members of Mount Sariah Baptist Church, of Cotton Valley, Louisiana, who suffered from the fatal car wreck on June 12, 2011.

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

SENATE RESOLUTION NO. 129—
BY SENATOR KOSTELKA

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Professor Emeritus Robert C. Snyder Sr. educator, civic leader, and public servant.

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

SENATE RESOLUTION NO. 130—
BY SENATOR MARTINY

A RESOLUTION

To urge and request the attorney general of Louisiana to review the applicable gaming laws and submit a report on the legality of "Internet sweepstakes" to the Senate Committee on Judiciary B by February 1, 2012.

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

SENATE RESOLUTION NO. 131—
BY SENATORS CHABERT AND GAUTREUX

A RESOLUTION

To commend Diane L. LeBlanc for her many contributions to Louisiana's educational system during her long and distinguished career as an educator, mentor, and inspiration to her students.

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

SENATE RESOLUTION NO. 132—
BY SENATOR DORSEY

A RESOLUTION

To commend and congratulate Dr. Jonathan Roberts for his many contributions to public healthcare in Louisiana and for his authorship of A History of the Charity Hospitals of Louisiana: A Study of Poverty, Politics, Public Health, and the Public Interest.

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

SENATE RESOLUTION NO. 133—
BY SENATOR PETERSON

A RESOLUTION

To commend and congratulate the members of the Cagins-Daniels Family on the occasion of their 2011 Family Reunion and to recognize the efforts of these descendants to preserve their family values, genealogy, and history.

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

SENATE RESOLUTION NO. 134—
BY SENATOR BROOME

A RESOLUTION

To urge and request the Senate Committee on Health and Welfare to study the efforts of various agencies and organizations related to fighting the childhood obesity epidemic and to urge and request those various agencies and organizations to report by January 1, 2012, to the Senate Committee on Health and Welfare about the status of their ongoing efforts to curb the high incident rate of childhood obesity.

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

SENATE RESOLUTION NO. 135—
BY SENATOR MILLS

A RESOLUTION

To commend and congratulate Peggy Chautin and Wildie Roberts for eighty-two years of dedicated service with the Farmers Merchants Bank & Trust Company.

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

SENATE RESOLUTION NO. 136—
BY SENATOR MILLS

A RESOLUTION

To commend Xavier Alexander for his courageous act in donating a kidney to his father.

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

Introduction of
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 95—
BY SENATOR KOSTELKA AND REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Professor Emeritus Robert C. Snyder Sr., educator, civic leader, and public servant.

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

SENATE CONCURRENT RESOLUTION NO. 96—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Coastal Activities and the office of coastal protection and restoration to support the establishment of a state seashore and the restoration of the habitat of Elmer's Island, Fourchon Beach, and Caminada Headland, as recompense for damages to natural resources caused by the Deepwater Horizon oil spill, and requests that such recompense be taken under consideration by the National Oceanic and Atmospheric Administration in developing the programmatic environment impact statement for the national resources damage assessment.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Mount
Adley	Guillory	Murray
Alario	Jackson	Nevers

Appel	Kostelka	Perry
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneau	Shaw
Claitor	Martiny	Thompson
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Morrish	Smith
Heitmeier	Peterson	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 97—
BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Shreveport businessman, Alvin B. "Al" Kessler, and to commend a life well spent in service to his community and to note the proud legacy he leaves to the state of Louisiana.

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

Senate Resolutions on
Second Reading

SENATE RESOLUTION NO. 119—
BY SENATORS MOUNT AND CHEEK
A RESOLUTION

To urge and request the Coordinated System of Care Governance Board and the Department of Health and Hospitals to jointly submit certain information concerning the Coordinated System of Care on a quarterly basis to the Senate Committee on Health and Welfare and Senate Committee on Finance.

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

SENATE RESOLUTION NO. 120—
BY SENATOR MURRAY

A RESOLUTION

To commend Reverend Fred Luter Jr., Senior Pastor of Franklin Avenue Baptist Church in New Orleans, on being elected first vice president of the Southern Baptist Convention.

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

SENATE RESOLUTION NO. 121—
BY SENATOR SHAW

A RESOLUTION

To urge and request the Louisiana State Law Institute to study procedures relative to children in need of care proceedings.

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

SENATE RESOLUTION NO. 122—
BY SENATOR MILLS

A RESOLUTION

To urge and request the Department of Health and Hospitals, the Louisiana State Board of Medical Examiners, and the Louisiana Board of Pharmacy to jointly study certain aspects of the administration of immunizations and to jointly present their

June 21, 2011

findings to the Senate and House committees on health and welfare.

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

SENATE RESOLUTION NO. 123— BY SENATOR WILLARD-LEWIS

A RESOLUTION

To commend Reverend Fred Luter Jr., Senior Pastor of Franklin Avenue Baptist Church in New Orleans, on being elected first vice president of the Southern Baptist Convention.

On motion of Senator Willard-Lewis the resolution was read by title and adopted.

SENATE RESOLUTION NO. 125— BY SENATOR THOMPSON

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Chiara "Kay Kay" Modica Nash.

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

SENATE RESOLUTION NO. 127— BY SENATOR ALARIO

A RESOLUTION

To urge and request the Department of Transportation and Development to prioritize the replacement of the Leo Kerner/Barataria Bridge in Barataria, Louisiana.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 88— BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to work with the Board of Supervisors of Community and Technical Colleges to study the feasibility of offering community college services to the greater north central Louisiana area, and to determine how the state can best meet the educational needs of students and the economic and workforce development needs of this region of the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux, Morrell, Adley, Guillory, Mount, Alario, Heitmeier, Murray, Appel, Jackson, Nevers, Broome, Kostelka, Perry, Chabert, LaFleur, Peterson, Cheek, Long, Quinn, Claitor, Marionneaux, Riser, Crowe, Martiny, Shaw, Donahue, McPherson, Thompson, Dorsey, Michot, Walsworth, Erdey, Mills, Willard-Lewis

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Amedee, Morrish, Smith, Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 90— BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend IBM upon its centennial anniversary celebration.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Heitmeier, Murray, Adley, Jackson, Nevers, Alario, Kostelka, Perry, Appel, LaFleur, Peterson, Broome, Long, Quinn, Chabert, Marionneaux, Riser, Cheek, Martiny, Shaw, Crowe, McPherson, Smith, Donahue, Michot, Thompson, Dorsey, Mills, Walsworth, Erdey, Morrell, Willard-Lewis, Gautreaux, Morrish, Mount, Guillory, Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Amedee, Claitor, Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 91— BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Dr. Arnold Task on his retirement as Rabbi of the Gemiluth Chassodim Jewish Temple.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Heitmeier, Murray, Adley, Jackson, Nevers, Alario, Kostelka, Perry, Appel, LaFleur, Peterson, Broome, Long, Quinn, Chabert, Marionneaux, Riser, Cheek, Martiny, Shaw, Crowe, McPherson, Smith, Donahue, Michot, Thompson, Dorsey, Mills, Walsworth, Erdey, Morrell, Willard-Lewis, Gautreaux, Morrish

Guillory Mount
 Total - 37
 NAYS

 Total - 0
 ABSENT

 Amedee Claitor
 Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 92—

BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To commend Reverend Fred Luter Jr. of Franklin Avenue Baptist Church, on being elected vice president of the Southern Baptist Convention.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Mount
Adley	Jackson	Murray
Alario	Kostelka	Nevers
Appel	LaFleur	Perry
Broome	Long	Peterson
Chabert	Marionneau	Quinn
Cheek	Martiny	Riser
Donahue	McPherson	Shaw
Dorsey	Michot	Smith
Erdey	Mills	Thompson
Gautreaux	Morrell	Walsworth
Guillory	Morrish	Willard-Lewis

NAYS

Total - 0

ABSENT

Amedee Claitor Crowe
 Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 93—

BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and submit recommendations to the legislature with regard to Parts III and IV of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, more specifically R.S. 42:1131 through 1170, relative to the Board of Ethics and the administration of the Code of Governmental Ethics.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Murray
Adley	Jackson	Nevers

Alario	Kostelka	Perry
Appel	LaFleur	Peterson
Broome	Long	Quinn
Chabert	Marionneau	Riser
Cheek	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Guillory	Mount	

Total - 37

NAYS

Total - 0

ABSENT

Amedee Claitor
 Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATOR MORRISH AND REPRESENTATIVE GUINN

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Louise Martin Breedlove.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Amedee Claitor
 Total - 2

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

Senate Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator Gautreaux asked that Senate Concurrent Resolution No. 73 be called from the Calendar.

June 21, 2011

SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR GAUTREAUX
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to work with the Board of Supervisors of Community and Technical Colleges to study the two-year college services offered to the greater south central Louisiana area, and to determine how the state can best meet the educational needs of students and the economic and workforce development needs of this region of the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Murray
Adley	Jackson	Nevers
Alario	Kostelka	Perry
Appel	LaFleur	Peterson
Broome	Long	Quinn
Chabert	Marionneaux	Riser
Cheek	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Guillory	Mount	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Claitor
Total - 2	

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 CONCURRENT RESOLUTIONS

June 21, 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. 191	HCR No. 194	HCR No. 195
HCR No. 193	HCR No. 192	

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

House Concurrent Resolutions
on First Reading

HOUSE CONCURRENT RESOLUTION NO. 191—
BY REPRESENTATIVES TUCKER AND FOIL
A CONCURRENT RESOLUTION

To commend Grace V. Foil upon her election as Speaker of the House at the Boys & Girls Club's first Youth Legislature Hall of Fame Session.

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

HOUSE CONCURRENT RESOLUTION NO. 192—
BY REPRESENTATIVE MONICA
A CONCURRENT RESOLUTION

To urge and request the division of administration, Department of Public Safety and Corrections, the Department of Transportation and Development, the Department of Agriculture and Forestry, and the Department of Wildlife and Fisheries to equip all trailers with a gross weight of ten thousand pounds or more with solid safety devices to attach trailers to towing vehicles.

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

HOUSE CONCURRENT RESOLUTION NO. 193—
BY REPRESENTATIVE JOHNSON
A CONCURRENT RESOLUTION

To designate Avoyelles Parish as the Egg Knocking Capital of the World.

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

HOUSE CONCURRENT RESOLUTION NO. 194—
BY REPRESENTATIVE NOWLIN AND SENATOR LONG
A CONCURRENT RESOLUTION

To commend the inductees and honorees at the 2011 Induction Celebration of the Louisiana Sports Hall of Fame.

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

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVES CHAMPAGNE AND SAM JONES AND
SENATOR MILLS
A CONCURRENT RESOLUTION

To commend the Honorable Arthur Verret upon his retirement as mayor of the city of Jeanerette, Louisiana.

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

Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments

SENATE BILL NO. 41—
BY SENATOR ALARIO
AN ACT

To amend and reenact R.S. 47:342(3)(b), relative to the occupational license tax; to define contractor for purposes of the occupational license tax in certain parishes; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 41 by Senator Alario

AMENDMENT NO. 1

On page 1, at the beginning of line 4, delete "an effective date;" and insert "continued effectiveness;"

AMENDMENT NO. 2

On page 2, delete line 16 in its entirety and insert the following: "Section 2. Section 2 of Act No. 667 of the 2010 Regular Session of the Legislature and Section 2 of Act No. 42 of the 2011 First Extraordinary Session of the Legislature are hereby repealed in their entirety."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Billiot to Engrossed Senate Bill No. 41 by Senator Alario

AMENDMENT NO. 1

Delete House Committee Amendment No. 2 in the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 9, 2011

AMENDMENT NO. 2

On page 2, delete line 16 in its entirety and insert the following:
 "Section 2. Section 2 of Act No. 667 of the 2010 Regular Session of the Legislature and Section 2 of Act No. 42 of the 2011 First Extraordinary Session of the Legislature are hereby repealed in their entirety.

Section 3. (A) The provisions of Section 1 of this Act shall become effective August 15, 2011.

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

Senator Alario moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneau	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee
 Total - 1

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 59—

BY SENATORS DONAHUE, ALARIO, APPEL, BROOME, CHABERT, CHEEK, CROWE, DORSEY, GUILLORY, HEITMEIER, JACKSON, LAFLEUR, LONG, MARTINY, MURRAY, NEVERS, PETERSON, QUINN, RISER, WALSWORTH AND WILLARD-LEWIS AND REPRESENTATIVES FOIL, HARDY, SCHRODER AND SIMON
 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 the behavior of students with exceptionalities; to provide for definitions; to provide relative to rules, guidelines, and procedures; to provide for reporting and documentation; to

provide for parental notification; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 59 by Senator Donahue

AMENDMENT NO. 1

On page 4, line 27, after "A" and before "only" change "school employee shall apply physical restraint" to "student shall be physically restrained"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 59 by Senator Donahue

AMENDMENT NO. 1

On page 7, between lines 10 and 11, insert
 "* * *"

Senator Donahue moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Alario	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Perry
Chabert	LaFleur	Peterson
Cheek	Long	Quinn
Claitor	Marionneau	Riser
Crowe	Martiny	Shaw
Donahue	McPherson	Thompson
Dorsey	Michot	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Adley
 Amedee
 Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 80—

BY SENATOR NEVERS AND REPRESENTATIVE AUSTIN BADON
 AN ACT

To amend and reenact R.S. 36:642(C)(1), 643, 645(A)(5), 646, 648, and 649, to enact R.S. 36:648.1, 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

June 21, 2011

regional education service centers; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 80 by Senator Nevers

AMENDMENT NO. 1

On page 2, at the end of line 6, delete "the" and at the beginning of line 7, delete "Recovery School District."

AMENDMENT NO. 2

On page 4, line 15, after "§648.1." and before "school" change "Recovery School District; special" to "Special"

AMENDMENT NO. 3

On page 4, delete lines 17 through 23 in their entirety

AMENDMENT NO. 4

On page 4, at the beginning of line 24, change "B." to "A."

AMENDMENT NO. 5

On page 4, delete line 27, and insert "B. The salary of"

AMENDMENT NO. 6

On page 5, delete line 2, and insert "C. The state"

AMENDMENT NO. 7

On page 5, line 3, after "exercise" and before "duties" change "their" to "his"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 80 by Senator Nevers

AMENDMENT NO. 1

On page 4, line 6, following "superintendent" and before "shall" change "which salary" to "and"

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee, Total - 1

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 118 BY SENATOR MILLS

AN ACT

To enact R.S. 33:2740.40, relative to St. Martin Parish; to create the St. Martinville Downtown Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 118 by Senator Mills

AMENDMENT NO. 1

On page 4, at the beginning of line 6, delete "St. Martinville and district electors" and insert "the city of St. Martinville and the registered voters of the district"

AMENDMENT NO. 2

On page 4, line 12, after "authority of" and before "St. Martinville" insert "the city of"

AMENDMENT NO. 3

On page 4, at the beginning of line 13, delete "and district electors" and insert "and the registered voters of the district"

AMENDMENT NO. 4

On page 4, at the end of line 29, delete "electors" and insert "registered voters"

Senator Mills moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Guillory, Mount, Adley, Heitmeier, Murray, Alario, Jackson, Nevers, Appel, Kostelka, Perry, Broome, LaFleur, Peterson, Chabert, Long, Quinn, Cheek, Marionneaux, Riser, Claitor, Martiny, Shaw, Crowe, McPherson, Smith, Donahue, Michot, Thompson, Dorsey, Mills, Walsworth, Morrell, Willard-Lewis, Morrish, Gautreaux

NAYS

Total - 0

ABSENT

Amedee
Total - 1

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 119—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 41:1216 and 1217.1(B), and R.S. 56:30.3(B) and to enact R.S. 41:1217(F), relative to leases of public lands; to provide for certain provisions regarding leases on public lands; to exempt lands administered, controlled or managed by the Department of Wildlife and Fisheries from certain restrictions on public leases; to provide for terms of a lease transferred to the state from another party; to provide terms, conditions, and requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 119 by Senator Perry

AMENDMENT NO. 1

On page 1, line 2, change "41:1216 and 1217.1(B)," to "41:1217.1(B)"

AMENDMENT NO. 2

On page 1, line 3, change "41:1217(F)" to "56:799.7"

AMENDMENT NO. 3

On page 1, line 10, change "41:1216 and 1217.1(B) are" to "41:1217.1(B) is"

AMENDMENT NO. 4

On page 1, at the end of line 10, delete "and R.S." and on line 11, delete "41:1217(F) is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 12 through 17 in their entirety and on page 2, delete lines 1 through 25 in their entirety

AMENDMENT NO. 6

On page 2, line 29, change "current lessee," to "most recent lessee of record, his heirs, or assignees."

AMENDMENT NO. 7

On page 3, line 1, change "current lessee," to "most recent lessee of record, his heirs, or assignees."

AMENDMENT NO. 8

On page 3, line 9, after "reenacted" insert "and R.S. 56:799.7 is hereby enacted"

AMENDMENT NO. 9

On page 3, lines 13 and 14, change "current lessee," to "most recent lessee of record, his heirs, or assignees."

AMENDMENT NO. 10

On page 3, between lines 21 and 22, insert the following:

* * *

§799.7. Exemption from restrictions of area and number; fair market value

A. Leases or extensions of leases issued on property governed by the provisions of this Subpart, including leases issued by another party which lease was subsequently transferred to the state, shall be exempt from the provisions of R.S. 41:1216(A) which limit the total acreage which may be leased and

the number of leases which may held by any one lessee but shall otherwise be governed by the provisions of Part I of Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950.

B. All leases or extensions of leases issued on property governed by the provisions of this Subpart shall be in exchange of consideration proportionate to the fair market lease value of the property to be leased."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 119 by Senator Perry

AMENDMENT NO. 1

In Amendment No. 10 proposed by the House Committee on Natural Resources and Environment and adopted by the House on June 13, 2011, on page 1, delete lines 29 through 32 and on page 2, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"A. At the end of the term of a lease which was issued on property governed by the provisions of this Subpart which lease was transferred to the state through the act of donation, the property subject to such lease may be offered by the department for lease. Such lease shall be deemed a new lease and shall be offered for public bid under the provisions of Part I of Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950. The provisions of R.S. 41:1217.1 and R.S. 56:30.3 which allow the secretary to offer the most recent lessee of record, his heirs, or assignees, the option to match the highest bid in order to continue to lease the state land shall apply to any bid process under the provisions of this Subsection. However, such leases, renewals, or extensions shall be exempt from the provisions of R.S. 41:1216(A) which limit the total acreage which may be leased and the number of leases which may held by any one lessee."

Senator Perry moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Crowe	Martiny	Shaw
Donahue	Michot	Smith
Dorsey	Mills	Thompson
Erdey	Morrell	Walsworth
Gautreaux	Morrish	Willard-Lewis
Total - 36		

NAYS

Claitor
Total - 1

ABSENT

Amedee
Total - 2
McPherson

The Chair declared the Senate concurred in the amendments proposed by the House.

June 21, 2011

SENATE BILL NO. 120—
BY SENATOR MURRAY

AN ACT

To amend and reenact the heading of Part V of Chapter 16 of Title 25 of the Louisiana Revised Statutes of 1950, and R.S. 25:796, 797(A)(5) and (B), 798(1) and (3), 799(A)(1), (B), (C)(1)(b), (g), (j), and (k), (D)(2)(b), (F), (I), and (K)(2) and to repeal R.S. 25:799(J)(3), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to the name, boundaries, purpose, powers, governance, and funding of the district; to remove authority for special ad valorem tax and parcel fee; to provide for the creation of subdistricts; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Brossett to Reengrossed Senate Bill No. 120 by Senator Murray

AMENDMENT NO. 1

On page 4, line 18, after "prosecute" and before "and" insert "an adjudication"

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Jackson	Murray
Adley	Kostelka	Nevers
Alario	LaFleur	Perry
Broome	Long	Peterson
Chabert	Marionneau	Quinn
Cheek	Martiny	Riser
Crowe	McPherson	Shaw
Dorsey	Michot	Smith
Erdey	Mills	Thompson
Gautreaux	Morrell	Walsworth
Guillory	Morrish	Willard-Lewis
Heitmeier	Mount	
Total - 35		

NAYS

Total - 0

ABSENT

Amedee	Claitor
Appel	Donahue
Total - 4	

The Chair declared the Senate concurred in the amendments proposed by the House.

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.

The bill was read by title. Returned from the House of Representatives with amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 122 by Senator Amedee

AMENDMENT NO. 1

On page 2, line 12, following "of" and before "charges" change "said" to "the"

AMENDMENT NO. 2

On page 2, line 13, following "the" and before "when" change "same" to "copy"

AMENDMENT NO. 3

On page 2, line 14, following "property" and before "items" change "of which said" to "from which the"

AMENDMENT NO. 4

On page 2, line 23, following "Item" and before "." change "(30)(b)(iii) of this Section" to "(iii) of this Subparagraph"

Senator Marionneau moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	McPherson
Gautreaux	Perry
Total - 4	

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 123—
BY SENATORS MARTINY, MORRELL AND MURRAY
AN ACT

To amend and reenact R.S. 47:6022(A), (C)(4)(c)(i), (5), (10)(b), and (14), (D)(2), and (E) through (J), and to repeal R.S. 47:6022(K), relative to tax credits; to provide for the name and applicability of the digital interactive media producer tax credit; to provide for a refundable tax credit; to provide for rebates of tax credits under certain circumstances; to provide for definitions, limitations, and program administration; and to provide for related matters.

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

SENATE BILL NO. 134—

BY SENATORS CLAITOR AND MARIONNEAUX
AN ACT

To amend and reenact the title to Part VI of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, R.S. 51:2352(3) and 2353 through 2356, relative to the Technology Commercialization Credit and Jobs Program; to extend the program; to change the program benefit from a tax credit to a rebate; to provide for a limitation on the receipt of other tax benefits and incentives; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 134 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 4, after "Credit" and before "Program" delete "and Jobs"

AMENDMENT NO. 2

On page 1, line 5, after "rebate;" and before "to" insert "to provide for the Technology Commercialization Rebate and Jobs Program;"

AMENDMENT NO. 3

On page 1, line 6, after "other" and before "incentives" delete "tax benefits and"

AMENDMENT NO. 4

On page 4, at the end of line 27, insert "**of R.S. 51:2353(C)(3) and (4)**"

AMENDMENT NO. 5

On page 4, at the end of line 28, delete "**of R.S.**" and delete line 29 in its entirety

AMENDMENT NO. 6

On page 5, at the end of line 9, after "**1950**" and before the period ":" insert a comma "," and insert "**as amended**"

AMENDMENT NO. 7

On page 5, at the end of line 15, delete "**benefits**" and insert "**incentives**"

AMENDMENT NO. 8

On page 6, delete lines 5 and 6 in their entirety, and insert the following: "**a taxpayer shall not receive any other incentive administered by the Department of Economic Development for any expenditures for which the taxpayer has**"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 134 by Senator Claitor

AMENDMENT NO. 1

In House Committee Amendment No. 5 proposed by the House Committee on Ways and Means to Reengrossed Senate Bill 134, on line 11, following "entirety" insert "and insert "."

AMENDMENT NO. 2

On page 1, line 15, following "the" and before "provided" change "meaning" to "meanings"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carter to Reengrossed Senate Bill No. 134 by Senator Claitor

AMENDMENT NO. 1

On page 1, at the end of line 4, delete "to change the"

AMENDMENT NO. 2

On page 1, line 5 delete "program benefit from a tax credit to a rebate;"

AMENDMENT NO. 3

On page 1, line 12 change "**REBATE**" to "CREDIT"

AMENDMENT NO. 4

On page 2, delete lines 3 and 4 in their entirety and insert the following: "credit on any income or corporation franchise tax liability against taxes owed to Louisiana."

AMENDMENT NO. 5

On page 2, line 6, change "**Rebate**" to "Credit"

AMENDMENT NO. 6

On page 2, delete line 10 in its entirety and on line 11 delete "earn a **rebate**" and insert the following: "refundable tax credit on any income or corporation franchise tax liability and earn a refundable tax credit"

AMENDMENT NO. 7

On page 2, line 13, change "**rebate**" to "refundable tax credit"

AMENDMENT NO. 8

On page 2, line 14, change "**rebates**" to "credits"

AMENDMENT NO. 9

On page 2, line 15, change "**rebates**" to "credits"

AMENDMENT NO. 10

On page 2, line 16, change "**rebates**" to "credits"

AMENDMENT NO. 11

On page 2, line 17, change "**Rebate**" to "Credit"

AMENDMENT NO. 12

On page 2, line 18, change "**Rebate**" to "Credit"

AMENDMENT NO. 13

On page 2, line 28, change "**rebate**" to "tax credit"

AMENDMENT NO. 14

On page 2, delete line 29 in its entirety and insert the following: "qualification of any claimant to claim the credit against state tax liability."

AMENDMENT NO. 15

On page 3, delete line 1 in its entirety

AMENDMENT NO. 16

On page 3, line 3, change "**rebate**" to "credit"

AMENDMENT NO. 17

On page 3, line 4, change "**rebate**" to "credit"

AMENDMENT NO. 18

On page 3, line 14, change "**rebate**" to "credit"

AMENDMENT NO. 19

On page 3, line 15, change "**rebate**" to "credit"

AMENDMENT NO. 20

On page 3, line 20, change "**rebate**" to "refundable tax credit"

AMENDMENT NO. 21

On page 4, line 2, change "**rebate**" to "refundable tax credit"

AMENDMENT NO. 22

On page 4, line 5, change "**rebate**" to "refundable tax credit"

AMENDMENT NO. 23

On page 4, line 10, change "rebate" to "refundable tax credit"

AMENDMENT NO. 24

On page 4, line 11, change "rebate" to "refundable tax credit"

AMENDMENT NO. 25

On page 4, line 13, change "rebate" to "credit"

AMENDMENT NO. 26

On page 4, delete lines 14 through 17 in their entirety and insert the following:

"A. Except as provided in Subsection B of this Section, the taxpayer may earn and apply for and, if qualified, be granted a refundable tax credit which may be applied to any income or corporation franchise tax liability owed to the state by the taxpayer seeking to claim the credit, equal in value to forty percent of the amount"

AMENDMENT NO. 27

On page 4, delete lines 21 through 23 in their entirety and insert the following:

"B. A tax credit granted pursuant to this Part shall expire and have no value or effect on tax liability beginning with the twenty-first tax year after the tax year in which it was originally earned, applied for, and granted."

AMENDMENT NO. 28

On page 4, line 25, after "receive a" delete the remainder of the line and on line 26, delete "rebate" and insert "refundable tax credit"

AMENDMENT NO. 29

On page 5, line 5, after "Chapter." delete the remainder of the line and delete line 6 through 9 in their entirety

AMENDMENT NO. 30

On page 5, line 10, change "rebates" to "refundable tax credits"

AMENDMENT NO. 31

On page 5, line 12, change "rebates" to "refundable tax credits"

AMENDMENT NO. 32

On page 5, line 14, change "rebates" to "tax credits"

AMENDMENT NO. 33

On page 6, line 7, change "rebate" to "credit"

AMENDMENT NO. 34

On page 6, line 8, change "rebate" to "credit"

AMENDMENT NO. 35

On page 6, line 9, change "rebates" to "tax credits"

AMENDMENT NO. 36

On page 6, delete lines 11 through 15 in their entirety

AMENDMENT NO. 37

On page 6, at the beginning of line 16, change "Section 3." to "Section 2."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cortez to Reengrossed Senate Bill No. 134 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 3, after "2356" and before the comma "," insert "and to enact R.S. 47:6038 and R.S. 51:2306"

AMENDMENT NO. 2

On page 1, line 6, after "incentives;" and before "and to" insert "to require reports by the secretary of the Department of Economic Development;"

AMENDMENT NO. 3

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

"Section 1. R.S. 47:6038 is hereby enacted to read as follows: §6038. Reports; tax incentives administered by the Department of Economic Development

Notwithstanding any provision of law to the contrary, the secretary of the Department of Economic Development shall report to the Joint Legislative Committee on the Budget information concerning the granting and denial of tax credits and rebates, hereinafter referred to as "tax incentives", administered by the department authorized under this Chapter. On January 30th of each year, the secretary shall transmit to the members of the committee a list of the recipients of each tax incentive, as well as a list of applicants denied tax incentives, over the most recently concluded calendar year. The report shall contain the name and primary place of business of each applicant."

AMENDMENT NO. 4

On page 1, at the beginning of line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, at the end of line 9, after "reenacted" insert "and R.S. 51:2306 is hereby enacted"

AMENDMENT NO. 6

On page 1, between lines 10 and 11, insert the following:

"§2306. Reports; tax incentives administered by the Department of Economic Development

Notwithstanding any provision of law to the contrary, the secretary of the Department of Economic Development shall report to the Joint Legislative Committee on the Budget information concerning the granting and denial of tax credits and rebates, hereinafter referred to as "tax incentives", administered by the department authorized under this Title. On January 30th of each year, the secretary shall transmit to the members of the committee a list of the recipients of each tax incentive, as well as a list of applicants denied tax incentives, over the most recently concluded calendar year. The report shall contain the name and primary place of business of each applicant.

* * *

AMENDMENT NO. 7

On page 6, at the beginning of line 11, change "Section 2." to "Section 3."

AMENDMENT NO. 8

In the set of House Floor Amendments proposed by Representative Carter and adopted by the House of Representatives on June 14, 2011, delete amendment No. 37

Senator Claitor moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Mount
Adley	Guillory	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneau	Shaw
Claitor	Martiny	Smith
Crowe	Michot	Thompson
Donahue	Mills	Walsworth
Dorsey	Morrell	Willard-Lewis
Erdey	Morrish	

Total - 35

NAYS

Peterson
Total - 1

ABSENT

Amedee Heitmeier McPherson
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 150—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 44:9(A)(4), relative to expungement of arrest records in misdemeanor and felony cases; to authorize the clerk of court to collect the expungement processing fee; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 150 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 4, after "fee;" and before "and" insert "to provide for remittance of the fee;"

AMENDMENT NO. 2

On page 1, at the end of line 16, change "deposited" to "remitted"

AMENDMENT NO. 3

On page 1, line 17, after "receipt" delete the remainder of the line and insert "in equal proportions to the office of the district attorney and the sheriff's general fund."

Senator Martiny moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Kostelka	Nevers
Appel	LaFleur	Perry
Broome	Long	Quinn
Chabert	Marionneaux	Riser
Cheek	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 35		

NAYS

Peterson
Total - 1

ABSENT

Amedee Claitor Jackson
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 152—
BY SENATOR MICHOT

AN ACT

To enact R.S. 37:1285(A)(32), relative to the Louisiana State Board of Medical Examiners; to provide for advertisement requirements by physicians; to provide for causes for which the board may refuse to issue, or may suspend or revoke, any license or permit, or impose probationary or other restrictions on the license of a physician; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 152 by Senator Michot

AMENDMENT NO. 1

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

"(c) If the physician advertises and does not meet any of the criteria articulated in R.S. 37:1285(A)(32), the physician shall list his qualifications for performing the advertised medical procedures in the advertisement."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 152 by Senator Michot

AMENDMENT NO. 1

On page 2, line 8, change "**A board requiring**" to "**The board requires**"

Senator Michot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee
Total - 1

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 158—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:2492(F), 2499, 2500.1(C), 2500.2, 2500.3(C) and (D), and 2501, to enact R.S. 13:2495.1 and 2496.4, and to repeal R.S. 13:2501.1(M), relative to courts and judicial procedure; to provide relative to the Municipal Court of

June 21, 2011

New Orleans; to provide relative to the senior and administrative judge; to provide for a judicial administrator and judicial expense fund; to provide relative to the payment of certain operating expenses and costs; to provide relative to the collection and remitting of certain costs, amounts, sums and funds; to provide certain terms, conditions, procedures and requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 158 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 28, change "their" to "the"

AMENDMENT NO. 2

On page 3, line 1, change "and they" to "which"

AMENDMENT NO. 3

On page 3, line 12, after the period "." and before "shall" change "They" to "The judges"

AMENDMENT NO. 4

On page 3, at the beginning of line 14, change "same" to "audit"

AMENDMENT NO. 5

On page 3, line 18, after "personnel" and before "in" delete "and is" and insert a comma ","

AMENDMENT NO. 6

On page 5, line 13, change "under" to "pursuant to"

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Crowe	McPherson	Shaw
Donahue	Michot	Smith
Dorsey	Mills	Thompson
Erdey	Morrell	Walsworth
Gautreaux	Morrish	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Claitor	Martiny
Total - 3		

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 165—

BY SENATORS WALSWORTH, DORSEY, LAFLEUR, LONG AND NEVERS

AN ACT

To enact R.S. 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, including student charges therefor; to provide for rules; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 165 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 3, after "electronics" delete the remainder of the line and insert "and digital textbooks and other digital instructional"

AMENDMENT NO. 2

On page 1, line 4, after "electronic" delete the remainder of the line and insert "and digital textbooks and other digital"

AMENDMENT NO. 3

On page 1, at the end of line 9, insert "and digital"

AMENDMENT NO. 4

On page 1, line 15, after "electronic" and before "versions" insert "and digital"

AMENDMENT NO. 5

On page 1, at the end of line 15, insert "digital"

AMENDMENT NO. 6

On page 1, line 17, after "electronic" and before "textbooks" insert "and digital"

AMENDMENT NO. 7

On page 2, at the end of line 3, insert "and digital"

AMENDMENT NO. 8

On page 2, line 4, after "other" and before "instructional" insert "digital"

AMENDMENT NO. 9

On page 2, line 6, after "to" and before "versions" change "provide electronic" to "make available electronic and digital"

AMENDMENT NO. 10

On page 2, delete line 9 and insert "distribution of electronic and digital textbook content, or fractions of electronic and digital textbook"

AMENDMENT NO. 11

On page 2, line 10, after "instructional" and before "and" change "material" to "materials,"

AMENDMENT NO. 12

On page 2, line 12, after "electronic" and before "instructional" change "textbooks and other" to "and digital textbooks and other digital"

AMENDMENT NO. 13

On page 2, line 13, after "electronic" and before "textbooks" insert "and digital"

AMENDMENT NO. 14

On page 2, at the end of line 16, insert "and digital"

AMENDMENT NO. 15

On page 2, line 17, after "other" and before "instructional" insert "digital"

AMENDMENT NO. 16

On page 2, line 21, after "electronic" and before "textbooks" insert "and digital"

AMENDMENT NO. 17

On page 2, line 22, after "other" and before "instructional" insert "digital"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hoffmann to Reengrossed Senate Bill No. 165 by Senator Walsworth

AMENDMENT NO. 1

On page 2, between lines 22 and 23, insert the following:
"(4) Nothing in this Section shall be construed to affect the terms of a contract entered into by the board prior to the effective date of the Act which originated as Senate Bill No. 165 of the 2011 Regular Session of the Legislature of Louisiana.

"(5) Nothing in this Section shall be construed to supersede the institutional autonomy or academic freedom of instructors, faculty members, or academic departments involved in the selection of college textbooks and other instructional materials."

Senator Walsworth moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Nevers
Appel	Kostelka	Perry
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Total - 33		

NAYS

Jackson	Murray	Peterson
Total - 3		

ABSENT

Amedee	Broome	Marionneaux
Total - 3		

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 169—
 BY SENATOR CLAITOR

AN ACT

To enact R.S. 22:1881, relative to automobile liability coverage; to prohibit health insurance issuers from seeking recovery from insurers providing automobile medical payment coverage without written consent; to prohibit reimbursements that exceed amounts actually paid by an insurer or insurance provider; to provide for payment of court costs and attorney fees in certain cases; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 169 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 4, after "consent " delete the semicolon ";" and insert "for a certain period of time;"

AMENDMENT NO. 2

On page 1, at the end of line 5, delete "to provide for payment of court" and at the beginning of line 6, delete "costs and attorney fees in certain cases;" and insert "to provide for applicability;"

AMENDMENT NO. 3

On page 1, at the end of line 10, delete the semicolon ";" and delete line 11 in its entirety

AMENDMENT NO. 4

On page 1, line 15, after "representative," insert the following:
"After a period of nine months from the date of the accident from which medical claims arise, the health insurance issuer may seek reimbursement for the full amount of medical payment coverage proceeds."

AMENDMENT NO. 5

On page 2, delete lines 4 through 6 in their entirety and insert the following:

"C. The provisions of this Section shall not apply to Medicare Advantage plans or self-insured plans."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 169 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 12, after "Section" and before the comma ";" insert "or by agreement between the parties and in accordance with regulations of the Department of Insurance governing the coordination of benefits"

Senator Claitor moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee
 Total - 1

The Chair declared the Senate rejected the amendments proposed by the House.

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.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 173 by Senator Adley

AMENDMENT NO. 1

On page 1, line 12, after "**policy**" insert "**or contract**"

AMENDMENT NO. 2

On page 1, line 13, after "**issuer**" insert "**or health maintenance organization**"

AMENDMENT NO. 3

On page 2, line 3, after "**by the**" delete "**insurance**" and on line 4, delete "**provider**" and insert "**health and accident insurer or health maintenance organization**"

AMENDMENT NO. 4

On page 2, line 5, after "**including**" change "**claimant**" to "**claim**"

AMENDMENT NO. 5

On page 2, line 8, after "**all**" delete "**potential catastrophic**"

AMENDMENT NO. 6

On page 2, line 9, after "**prognosis**" insert "**that will incur future claims over the amount of ten thousand dollars under the next policy period.**"

AMENDMENT NO. 7

On page 2, line 11, after "**employee**" insert "**or dependent**"

AMENDMENT NO. 8

On page 2, line 12, after "**policy**" insert "**or contract**" and after "**employee's**" insert "**or dependent's**"

AMENDMENT NO. 9

On page 2, line 14, after "**law.**" insert "**All information released pursuant to this Subsection shall strictly apply to federal law.**"

AMENDMENT NO. 10

On page 2, between lines 14 and 15, insert the following:
"(3) The small or large group policyholder may only release the information pursuant to the Subsection to a producer of the small or large group policyholder who is a business associate pursuant to 45 CFR 160.101 et seq. The information provided to the small or large policyholder pursuant to this Subsection shall be considered proprietary and cannot be requested by a producer, health and accident insurer, or health maintenance organization."

AMENDMENT NO. 11

On page 2, at the beginning of line 15, change "**(3)**" to "**(4)**"

AMENDMENT NO. 12

On page 2, line 16, after "**to**" delete the comma " , "

AMENDMENT NO. 13

On page 2, after line 18, insert the following:
"(5) The provisions of this Subsection shall not apply to dental insurance."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 173 by Senator Adley

AMENDMENT NO. 1

In House Committee Amendment No. 10 proposed by the House Committee on Insurance to Reengrossed Senate Bill No. 173, on line 25, following "**may**" and before "**release**" delete "**only**"

AMENDMENT NO. 2

In House Committee Amendment No. 10 proposed by the House Committee on Insurance to Reengrossed Senate Bill No. 173, on line 26, following "**pursuant to**" and before "**to a producer**" change "**the Subsection**" to "**this Subsection only**"

AMENDMENT NO. 3

On page 2, line 8, change "**diagnosis**" to "**diagnoses**"

AMENDMENT NO. 4

On page 2, line 9, change "**prognosis**" to "**prognoses**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Huval to Reengrossed Senate Bill No. 173 by Senator Adley

AMENDMENT NO. 1

On page 1, line 3, after "insurance" delete the semi-colon ";" and insert "and health maintenance contracts;"

AMENDMENT NO. 2

On page 1, line 4, after "data;" insert "to provide for definitions;"

AMENDMENT NO. 3

On page 1, delete line 10 in its entirety and insert "nonrenewal; **release of certain claims information**"

AMENDMENT NO. 4

On page 1, at the beginning of line 14, change "**agent**" to "**producer**"

AMENDMENT NO. 5

Delete House Committee Amendments Nos. 1, 2, 4, 7, 8, and 13 proposed by the House Committee on Insurance on June 8, 2011, and adopted by the House of Representatives on June 13, 2011.

AMENDMENT NO. 6

In House Committee Amendment No. 3 proposed by the House Committee on Insurance on June 8, 2011, and adopted by the House of Representatives on June 13, 2011, on page 1, line 7, after "**accident**" delete the remainder of the line and insert "**insurance issuer**"

AMENDMENT NO. 7

On page 2, line 5, after "**including**" insert "**claim and**"

AMENDMENT NO. 8

In House Committee Amendment No. 6 proposed by the House Committee on Insurance on June 8, 2011, and adopted by the House of Representatives on June 13, 2011, on page 1, line 14, after "**dollars**" change "**under**" to "**over**"

AMENDMENT NO. 9

On page 2, line 11, after "**particular**" delete "**employee**" and insert "**employee, employee's spouse, or employee's dependent**"

AMENDMENT NO. 10

On page 2, line 12, after "**individual**" delete "**employee's**" and insert "**such employee's, spouse's, or dependent's**"

AMENDMENT NO. 11

In House Committee Amendment No. 9 proposed by the House Committee on Insurance on June 8, 2011, and adopted by the House

of Representatives on June 13, 2011, on page 1, line 22, after "**strictly**" change "**apply to**" to "**comply with**"

AMENDMENT NO. 12

In House Committee Amendment No. 10 proposed by the House Committee on Insurance on June 8, 2011, and adopted by the House of Representatives on June 13, 2011, on page 1, delete line 30 in its entirety and insert "**producer or health and accident insurance issuer.**"

AMENDMENT NO. 13

On page 2, line 15, after "**Subsection**," delete the remainder of the line and at the beginning of line 16, delete "**as**" and insert the following: "**the following terms shall be defined as follows:**

(a) "**Claim and claimant identifier**" shall mean"

AMENDMENT NO. 14

On page 2, after line 18, insert the following:

"(b) "Health and accident insurance issuer" shall mean any entity that offers health and accident insurance coverage through a policy or certificate of insurance subject to state law that regulates the business of insurance. For purposes of this Subsection, a "health and accident insurance issuer" shall include a health maintenance organization as defined and licensed pursuant to Subpart I of Chapter 2 of this Title.

(c) "Policy" shall mean a health and accident insurance policy or a health maintenance organization contract.

(d) "Policyholder" shall mean the holder of a health and accident policy, a health maintenance organization contract holder, an insured, a subscriber, or an enrollee.

(5) The provisions of this Subsection shall not apply to dental insurance."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Katz to Reengrossed Senate Bill No. 173 by Senator Adley

AMENDMENT NO. 1

On page 1, line 16, after "**items**" delete the colon ":" and insert "**when such information is available in claims records:**"

AMENDMENT NO. 2

On page 1, line 17, after "**(a) The**" delete "**net**" and insert "**total amount of incurred**"

AMENDMENT NO. 3

On page 2, line 4, after "**the**" delete "**policy.**" and insert "**policy, if applicable.**"

AMENDMENT NO. 4

On page 2, delete lines 5 through 9 in their entirety and insert the following:

- "(d) Total amounts of incurred claims for each of the following**
- (i) Hospital services.**
- (ii) Professional services.**
- (iii) Prescription drugs.**
- (e) Total amounts of incurred claims for each of the following**
- (i) Hospital days.**
- (ii) Physician office visits.**
- (iii) Prescription drugs."**

AMENDMENT NO. 5

On page 2, after line 18, insert the following:
"Section 2. This Act shall become effective on January 1, 2012."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Reengrossed Senate Bill No. 173 by Senator Adley

AMENDMENT NO. 1

On page 2, between lines 9 and 10, insert the following:

"(2) A request under the provisions of Paragraph (1) of this Subsection shall be in writing by any group policyholder or producer requesting the data and shall include a signed statement on a form provided by the health and accident insurance issuer that the requester acknowledges and understands the specific legal obligations regarding receipt and use of protected health information, is in compliance with such legal obligations, and holds the health and accident insurance issuer harmless in the event of any claims related to the unauthorized use or release of protected health information.

(3) A health and accident insurance issuer that provides data or information in compliance with the provisions of this Section shall be immune from civil liability for any acts or omissions."

AMENDMENT NO. 2

On page 2, at the beginning of line 10, change "**(2)**" to "**(4)**"

AMENDMENT NO. 3

On page 2, at the beginning of line 15, change "**(3)**" to "**(5)**"

AMENDMENT NO. 4

On page 2, after line 18, insert the following:

"Section 2. This Act shall become effective on January 1, 2012."

Senator Adley moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Mount
Adley	Jackson	Murray
Alario	Kostelka	Nevers
Appel	LaFleur	Perry
Broome	Long	Peterson
Chabert	Marionneau	Quinn
Cheek	Martiny	Riser
Claitor	McPherson	Shaw
Crowe	Michot	Smith
Dorsey	Mills	Thompson
Erdey	Morrell	Walsworth
Guillory	Morrish	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Gautreaux
Total - 3		

The Chair declared the Senate rejected the amendments proposed by the House.

**SENATE BILL NO. 176—
BY SENATORS HEITMEIER AND MILLS
AN ACT**

To enact Part LXX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.331, relative to Medicaid; to provide for an upper payment limit financing mechanism for certain health care providers; to provide for rules and regulations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 176 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 40:1300.331," and before "relative to" insert "and Part LXXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.341,"

AMENDMENT NO. 2

On page 1, line 5, after "regulations;" and before "and to provide" insert "to provide for cooperative endeavor agreements for nonstate governmental hospitals;"

AMENDMENT NO. 3

On page 1, line 8, after "R.S. 40:1300.331," and before "hereby" delete "is" and insert in lieu thereof "and Part LXXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.341, are"

AMENDMENT NO. 4

On page 2, between lines 8 and 9, insert the following:

PART LXXI. COOPERATIVE ENDEAVOR AGREEMENTS FOR NONSTATE GOVERNMENTAL HOSPITALS

§1300.341. Nonstate governmental hospitals; cooperative endeavor agreements

A nonstate governmental hospital may enter into a cooperative endeavor agreement with other hospitals, persons, or entities which includes the transfer of funds for the provision of health care services and such transfer shall be considered to be for a public purpose within the meaning of Paragraph C of Section 14 of Article VII of the Constitution of Louisiana.

Senator Heitmeier moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneau	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	
Gautreaux	Morrish	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Peterson
Total - 2	

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 182—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 15:833.3, relative to the duties of the Department of Public Safety and Corrections; to prohibit any inmate incarcerated in a correctional institution operated by the department to establish an account on any Internet-based social networking website; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 182 by Senator Thompson

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line and insert "R.S. 14:405, relative to offenses affecting law enforcement;"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "Corrections;" and after "prohibit" delete the remainder of the line and insert "certain inmates from establishing"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "by the department to establish"

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." and before "is" change "R.S. 15:833.3" to "R.S. 14:405"

AMENDMENT NO. 5

On page 1, at the beginning of line 8, change "§833.3. Establishment" to "§405. Unlawful establishment"

AMENDMENT NO. 6

On page 1, line 9, after "by" and before "inmates" delete "or for"

AMENDMENT NO. 7

On page 1, line 10, after "offender" and before "sentenced" insert "who is incarcerated and who is"

AMENDMENT NO. 8

On page 2, line 2, after "violates" and before "of" change "a provision" to "any of the provisions"

Senator Thompson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Mount
Adley	Guillory	Murray
Alario	Heitmeier	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneau	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Amedee Jackson Morrish
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

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. Returned from the House of Representatives with amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 189 by Senator Cheek

AMENDMENT NO. 1

On page 2, line 23, following "**psychologist**" and before "**person**" change "**and such**" to "**, which**"

AMENDMENT NO. 2

On page 2, line 24, following "**or**" delete "."

AMENDMENT NO. 3

On page 3, line 11, following "**parents**" and before "**guardian**" change "/" to "**or legal**"

AMENDMENT NO. 4

On page 3, line 28, following "**parents**" and before "**guardian**" change "/" to "**or legal**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 189 by Senator Cheek

AMENDMENT NO. 1

On page 5, line 11, after "**concussion**" and before the period "." insert "**and is reasonably suspected of having sustained a concussion**"

AMENDMENT NO. 2

On page 5, line 13, after "**concussion**" delete the remainder of the line and insert in lieu thereof "**and he reasonably suspects that the**"

AMENDMENT NO. 3

On page 5, line 14, after "**concussion**" delete the remainder of the line and at the beginning of line 15 delete "**blow to the head or body**"

AMENDMENT NO. 4

On page 5, line 17, after "**concussion**" and before "**by**" insert "**and is reasonably suspected of sustaining a concussion**"

Senator Cheek moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Murray
Adley	Heitmeier	Nevers
Alario	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	
Gautreaux	Mount	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee Morrish
Total - 2

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 205—

BY SENATOR GUILLORY

AN ACT

To enact R.S. 37:1226.3, relative to the prescription drugs; to provide relative to charitable pharmacies; to provide for exchanges and re-dispensing in pharmacies under the authority of the Department of Public Safety and Corrections; to provide for limitation of liability; to provide for the authority to promulgate rules and regulations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 205 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 2, after "to" and before "prescription" delete "the"

AMENDMENT NO. 2

On page 1, line 2, after "drugs;" delete the remainder of the line and at the beginning of line 3 delete "pharmacies;"

AMENDMENT NO. 3

On page 1, line 17, after "**adulterated**" and before "**or misbranded**" insert a comma "," and insert "**expired**."

Senator Guillory moved to concur in the amendments proposed by the House.

June 21, 2011

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Murray
Adley	Jackson	Nevers
Alario	Kostelka	Perry
Appel	LaFleur	Peterson
Broome	Long	Quinn
Chabert	Marionneaux	Riser
Cheek	Martiny	Shaw
Claitor	McPherson	Smith
Crowe	Michot	Thompson
Donahue	Mills	Walsworth
Dorsey	Morrell	Willard-Lewis
Erdey	Morrish	
Gautreaux	Mount	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Heitmeier
Total - 2	

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 208—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 19:201, relative to expropriation; to provide relative to expropriation suits; to provide relative to attorney fees and certain costs and expenses; to provide relative to attorney fees and certain costs and expenses for unsuccessful or abandoned suits; to provide certain terms and conditions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 208 by Senator Perry

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "and" and insert a semicolon ";

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "expenses;" and after "costs" and before "for" delete "and expenses"

AMENDMENT NO. 3

On page 1, line 15, change "court costs, and expenses" to "and court costs"

AMENDMENT NO. 4

On page 1, line 17, after "plaintiff" delete the remainder of the line and insert the following: "does not acquire at least fifty percent of the appraised value of the immovable property requested in the petition for expropriation or if"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landry to Reengrossed Senate Bill No. 208 by Senator Perry

AMENDMENT NO. 1

On page 1, at the beginning of line 10, insert "A."

AMENDMENT NO. 2

On page 2, at the beginning of line 3, insert "B."

AMENDMENT NO. 3

In House Committee Amendment No. 4 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 8, 2011, on page 1, line 10, after "percent of the" delete the remainder of the line

Senator Perry moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Murray
Adley	Heitmeier	Nevers
Alario	Kostelka	Perry
Appel	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Morrell	Walsworth
Erdey	Morrish	Willard-Lewis
Gautreaux	Mount	
Total - 35		

NAYS

Total - 0

ABSENT

Amedee	Jackson
Broome	Mills
Total - 4	

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 232—
BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 15:544 (D)(1), (2), (3)(e), (4)(a) and (b) and to enact Chapter 3-C of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:555 and 556, relative to sex offenses; to provide for notification and registration of offenders; to create a sexual assault task force and provide for the membership, and powers, duties, and functions of the task force; to provide for a termination date of the task force; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 232 by Senator Cheek

AMENDMENT NO. 1

On page 6, delete lines 12 through 19 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 232 by Senator Cheek

AMENDMENT NO. 1

On page 5, line 22, following "how" and before "preserved" change "is it" to "it is"

AMENDMENT NO. 2

On page 5, line 23, before "analyzed" change "is it" to "it is"

Senator Cheek moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Murray
Adley	Heitmeier	Nevers
Alario	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Martiny	Shaw
Claitor	McPherson	Smith
Crowe	Michot	Thompson
Donahue	Mills	Walsworth
Dorsey	Morrell	Willard-Lewis
Erdey	Morrish	
Gautreaux	Mount	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee
Total - 2
Marionneaux

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 261—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 38:1607(C), relative to St. Charles Parish; to provide that the St. Charles Parish Council may replace the board of commissioners of the Sunset Drainage District as the governing authority of the district by ordinance; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 261 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 4, after "ordinance;" and before "and to" insert "to provide for effectiveness;"

AMENDMENT NO. 2

On page 2, between lines 2 and 3, insert the following:
"Section 2. The provisions of this Act shall be null and void and of no effect after December 31, 2013."

AMENDMENT NO. 3

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

Senator Chaisson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee
Total - 1

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 38—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S.42:808(E), relative to eligibility in group programs; to provide coverage for a developmentally disabled dependent of a classified or unclassified state civil service employee by life, health or other programs sponsored by the Office of Group Benefits under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

June 21, 2011

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 38 by Senator Erdey

AMENDMENT NO. 1

On page 1, after line 17, insert the following:

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 38 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 14, following "defined in" and before ", participating" change "R.S. 42:808(A)(3); (A)(1) and (3)" to "Paragraphs (A)(1) and (A)(3) of this Section"

Senator Erdey moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Total - 37; Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrell, Morrish; Mount, Murray, Nevers, Perry, Peterson, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Table with 2 columns: Amedee, Total - 2; Quinn

The Chair declared the Senate concurred in the amendments proposed by the House.

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.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 40 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, after "47:6021(B)(6)," and before "relative" insert "(K) and (L)"

AMENDMENT NO. 2

On page 1, at the beginning of line 10, after "47:6021(B)(6)" and before "hereby" delete "is" insert a comma "," and insert "(K) and (L) are"

AMENDMENT NO. 3

On page 4, delete lines 17 and 18 in their entirety and insert the following:

"J. No tax (1) Tax credits shall be granted or allowed after December 31, 2009 during the period beginning July 1, 2011 and ending December 31, 2013. However,"

AMENDMENT NO. 4

On page 4, between lines 21 and 22, insert the following:

"(2) The Department of Environmental Quality may enter into an agreement with the federal government to receive federal funding for reimbursement of state revenues used to pay tax credits authorized pursuant to this Section, hereinafter referred to as "federal monies". Federal monies shall be used with respect to specific identifiable brownfields projects for which a certificate of completion has been issued and a tax credit has been granted and claimed. Any transfer of federal monies to the state general fund for purposes of this Section shall be made in accordance with the provisions of Subsection L of this Section and any requirements of the agreement.

K. Notwithstanding the provisions of Subsection J of this Section, beginning January 1, 2014, tax credits may only be granted if the Department of Environmental Quality enters into an agreement with the federal government through which the state shall receive federal monies for purposes of tax credits to be granted on and after January 1, 2014. At the discretion of the secretary of the Department of Environmental Quality, tax credits may be granted to the extent and for the time period authorized for the use of federal monies pursuant to the agreement. The provisions of Paragraph (2) of Subsection J shall apply to the use of federal monies for tax credits authorized under this Subsection.

L. The provisions of this Subsection shall only apply if the Department of Environmental Quality has in the current year either received or been granted the authority to draw federal monies for purposes of the tax credits authorized herein. On June thirtieth in any fiscal year in which brownfields investor tax credits were claimed, the secretary of the Department of Revenue shall notify the secretary of the Department of Environmental Quality of the total value of tax credits claimed during that year. Upon receipt of the notification, the secretary of the Department of Environmental Quality shall request the state treasurer to transfer from the appropriate federal funding allocated for the Department of Environmental Quality for deposit into the state general fund an amount equal to that reported by the secretary of the Department of Revenue, or as much thereof as is available on that date."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 40 by Senator Morrell

AMENDMENT NO. 1

In House Committee Amendment No. 4 proposed by the House Committee on Ways and Means to Reengrossed Senate Bill No. 40, on line 23, change "credits may only be granted" to "credits may be granted only"

AMENDMENT NO. 2

In House Committee Amendment No. 4 proposed by the House Committee on Ways and Means to Reengrossed Senate Bill No. 40, on line 29, change "The provisions of Paragraph (2) of Subsection J" to "The provisions of Paragraph (J)(2) of this Section"

AMENDMENT NO. 3

In House Committee Amendment No. 4 proposed by the House Committee on Ways and Means to Reengrossed Senate Bill No. 40, on line 31, change "Subsection shall only apply" to "Subsection shall apply only"

Senator Morrell moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	
Gautreaux	Morrish	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Peterson
Total - 2	

The Chair declared the Senate concurred in the amendments proposed by the House.

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.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 42 by Senator Walsworth

AMENDMENT NO. 1

On page 1, delete lines 3 through 9 in their entirety and insert the following: "Session of the Legislature, as amended by Act No. 540 of the 1954 Regular Session of the Legislature, Act No. 16 of the 1968 1st Extraordinary Session of the Legislature, and Act No. 623

of the 2010 Regular Session of the Legislature and Paragraph (15) 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, relative to Bastrop; to provide relative to the acquisition and alienation of property, including the removal of "quick take" expropriation authority and authority to exchange property; to provide relative to the acquisition and operation of utilities including the types of utility property that may be acquired and operated by the city and the removal of "quick take" expropriation authority with respect to utility property; to require voter approval of contracts for erection, purchase, or maintenance and operation of utilities; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 12 through 17 in their entirety and delete page 2 in its entirety and on page 3, delete lines 1 through 15 in their entirety and insert the following:

"Section 1. Paragraph (6) of Section 5 of Act No. 253 of the 1952 Regular Session of the Legislature, as amended by Act No. 540 of the 1954 Regular Session of the Legislature, Act No. 16 of the 1968 1st Extraordinary Session of the Legislature, and Act No. 623 of the 2010 Regular Session of the Legislature and Paragraph (15) 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 are hereby amended and reenacted to read as follows:

Section 5. Enumerated powers. In addition to the powers and capacities granted by other Sections of this Act, the city of Bastrop shall have power:

* * *

(6)(a) Acquisition and alienation of property. To acquire for any municipal purpose ownership of or a lesser interest in or to property within or without the city's boundaries by expropriation, ~~quick taking, its boundaries by~~ purchase, gift, devise, lease, or exchange ~~expropriation~~ and to hold, manage, control, exchange and sell or lease such property as its interest may appear; ~~provided that~~ **However**, no real estate shall be sold by the city except at public sale by sealed bid or public auction, and nothing shall prohibit the exchange of real estate. The ~~procedures~~ **procedure** for expropriation and for quick taking shall be as provided for by law.

(b) In addition to the authority granted in Subparagraph (a) of this Paragraph, the city shall have the power to acquire property for roads by quick taking for any municipal purpose.

* * *

(15) Waterworks, electric plants, ~~and gas plants, and utilities.~~ To erect, purchase, expropriate, ~~take, quick take,~~ maintain, and operate waterworks, electric plants, ~~and gas plants, and public utility services~~ within or without its corporate limits, with the pipe and transmission lines ~~and other methods of delivery~~ incident thereto, for the purpose of supplying water, gas, ~~and electricity, communication, data, electronic media and other or like public utility services~~ within or without the city's boundaries; to charge and collect compensation therefor, and to provide penalties for unauthorized use thereof; or to contract with any person for the erection and/or maintenance and operation of waterworks, electric plants, ~~or gas plants, or utility services~~ for terms not exceeding twenty-five years and subject to regulation and fixing of rates by the city or the public service commission as provided by law. **No contract for the erection, purchase, or maintenance and operation of waterworks, electric plants, or gas plants shall be entered into until submitted to a vote of the qualified electors and approved by a majority of those voting.**

* * *

Section 2. With respect to any petition for a declaration of taking filed by the city of Bastrop pursuant to Section 1 of Act No. 623 of the 2010 Regular Session of the Legislature, no court shall issue an order declaring that property has been taken pursuant to such a petition after the effective date of this Act. Any monies deposited in the registry of the court pursuant to such a petition shall be returned to the city."

AMENDMENT NO. 3

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

June 21, 2011

Senator Walsworth moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux Mount
Adley Guillory Nevers
Alario Heitmeier Perry
Appel Kostelka Quinn
Chabert LaFleur Riser
Cheek Long Shaw
Claitor Martiny Smith
Crowe Michot Thompson
Donahue Mills Walsworth
Erdey Morrish
Total - 29

NAYS

Broome McPherson Peterson
Dorsey Morrell Willard-Lewis
Jackson Murray
Total - 8

ABSENT

Amedee Marionneaux
Total - 2

The Chair declared the Senate concurred in the amendments proposed by the House.

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

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.

The bill was read by title. Returned from the House of Representatives with amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 81 by Senator Mills

AMENDMENT NO. 1
On page 2, line 23, change "meaning" to "meanings"

AMENDMENT NO. 2
On page 3, line 8, following "means" delete the remainder of the line

AMENDMENT NO. 3
On page 3, delete lines 9 and 10 in there entirety and insert "manufactured, planted, cultivated, grown, caught, or harvested in Louisiana, including in Louisiana coastal"

AMENDMENT NO. 4
On page 3, lines 12-13, following "mean" and before "in waters" change "catching or harvesting seafood" to ", in regard to seafood, caught or harvested"

Senator Mills moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux Mount
Adley Guillory Murray
Alario Heitmeier Nevers
Appel Jackson Perry
Broome Kostelka Peterson
Chabert LaFleur Quinn
Cheek Long Shaw
Claitor Martiny Smith
Crowe McPherson Thompson
Donahue Michot Walsworth
Dorsey Mills Willard-Lewis
Erdey Morrish
Total - 35

NAYS

Total - 0

ABSENT

Amedee Morrell
Marionneaux Riser
Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

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 sales and use tax shall not apply to purchases of breastfeeding items; and to provide for related matters.

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

Mr. President in the Chair

SENATE BILL NO. 111—
BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 17:22(7), relative to elementary and secondary education; to provide with respect to the condition, progress, and needs of public elementary and secondary schools; to provide with respect to the annual report the superintendent is required to submit to specified entities; to provide for a submission date for such report; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 111 by Senator Nevers

AMENDMENT NO. 1
On page 2, line 14, after "than" and before "fifteenth" change "March" to "February"

Senator Nevers moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Heitmeier Murray
Adley Jackson Nevers
Appel Kostelka Perry
Chabert LaFleur Peterson
Cheek Long Quinn
Crowe Marionneaux Riser
Donahue Martiny Shaw
Dorsey McPherson Smith
Erdey Michot Thompson
Gautreaux Mills Walsworth
Guillory Morrell Willard-Lewis
Total - 33

NAYS

Total - 0

ABSENT

Alario Broome Morrish
Amedee Claitor Mount
Total - 6

The Chair declared the Senate rejected the amendments proposed by the House.

Rules Suspended

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

Senate Resolutions on Second Reading, Subject to Call

Called from the Calendar

Senator Chaisson asked that Senate Resolution No. 93 be called from the Calendar.

SENATE RESOLUTION NO. 93— BY SENATORS CHAISSON, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAUX, GUILLORY, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MILLS, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, WALSWORTH AND WILLARD-LEWIS

A RESOLUTION

To commend the honorable Mike Michot, state senator for the parish of Lafayette, for his many outstanding contributions to the betterment of the state of Louisiana.

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

Recess

On motion of Senator Jackson, the Senate took a recess at 12:20 o'clock P.M. until 2:00 o'clock P.M.

After Recess

The Senate was called to order at 2:10 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President Gautreaux Nevers
Appel Guillory Perry
Broome Kostelka Peterson
Chabert LaFleur Riser
Claitor Long Shaw
Crowe Martiny Walsworth
Donahue Mills Willard-Lewis
Dorsey Mount
Erdey Murray
Total - 25

ABSENT

Adley Jackson Morrish
Alario Marionneaux Quinn
Amedee McPherson Smith
Cheek Michot Thompson
Heitmeier Morrell
Total - 14

The President of the Senate announced there were 25 Senators present and a quorum.

Senate Business Resumed After Recess

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

June 21, 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. 89— BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To declare June 25, 2011, as "New Orleans Alumnae Chapter Delta Sigma Theta Sorority, Incorporated Day" in celebration of the seventy-five years of sisterhood and service and whose legacy is "Community Service from the Heart".

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 353 by Representative Arnold, and

ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 159** by Representative R. Jones, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
HOUSE CONFEREES APPOINTED

June 21, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 353** by Representative Arnold:

Representatives Arnold, Barrow and Stiaes.

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

Message from the House
HOUSE CONFEREES APPOINTED

June 21, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 159** by Representative R. Jones:

Representatives R. Jones, Barrow and Katz.

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

Message from the House
HOUSE CONFEREES APPOINTED

June 21, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 470** by Representative H. Burns:

Representatives H. Burns, Hutter and Downs.

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

Appointment of Conference Committee
on Senate Bill No. 173

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 173**:

Senators Adley,
Broome
and Morrish.

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules to take up at this time:

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS

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

June 21, 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:

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVE ARNOLD
A CONCURRENT RESOLUTION

To urge and request the Arkansas Department of Finance and Administration to revise its current criteria for determining that a tax "nexus" exists between the state of Arkansas and businesses in other states by adopting a policy that the holder of a mortgage or security interest by an out-of-state business on property located in Arkansas does not create a "nexus" with Arkansas thereby subjecting such businesses to payment of income tax in Arkansas.

Reported favorably.

HOUSE BILL NO. 35—
BY REPRESENTATIVE STIAES
AN ACT

To enact R.S. 47:305.66 and 337.9(D)(31), relative to sales and use tax exemptions; to provide for a state and local sales and use tax exemption for sales of certain property to the "Make It Right Foundation"; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 123—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 6:765(B) and 767(D) and R.S. 9:2449(B) and to enact R.S. 9:2432 through 2439, relative to the estate tax apportionment; to authorize the payment of certain savings or shares; to provide for the death of a member or depositor; to provide for the withholding of taxes; to provide exemptions, deductions, and credits when apportioning taxes; to provide an action for the recovery of taxes paid; to provide for actions against nonresidents; to provide for the estate tax marital deduction; to provide for individual retirement accounts; to provide for retroactive application; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 319—

BY REPRESENTATIVE SIMON
AN ACT

To enact R.S. 47:297(P), relative to tax credits; to authorize a credit against the individual income tax for the owner of a newly constructed one- or two-family dwelling which includes certain accessible and barrier-free design elements; to provide for eligibility; to provide for the amount of the credit; to provide for limitations; to authorize rulemaking; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 371—

BY REPRESENTATIVE TUCKER
AN ACT

To enact R.S. 47:6021.1, relative to tax credits; to authorize issuance of the Brownfields Investor Tax Credit to eligible taxpayers; to provide for the amount of the credit; to provide for eligibility; to provide for definitions; to provide for the tax credit application process; to authorize the recapture and recovery of the tax credit under certain circumstances; to authorize the transfer of tax credits; to provide relative to the applicable tax periods for which the credits may be granted or allowed; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 455—

BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 47:1508(B)(29), relative to the Department of Revenue; to provide with respect to the confidentiality of taxpayer records; to authorize the sharing of information relating to certain postsecondary education and employment information; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 597—

BY REPRESENTATIVES MICHAEL JACKSON, AUBERT, BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, CROMER, FOIL, GALLOT, GISCLAIR, GREENE, HARDY, HARRISON, HAZEL, HENRY, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LEGER, MONTOU CET, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, AND TEMPLET
AN ACT

To amend and reenact R.S. 47:6020 and to repeal R.S. 47:6020.1, 6020.2, and 6020.3, relative to tax credits; to convert the Angel Investor Tax Credit Program to the Angel Investor Rebate Program; to provide for the amount of the rebate; to provide for the maximum amount of rebates which may be granted in a year; to authorize the Department of Economic Development to administer the program; to provide relative to the repayment, recapture, or recovery of rebates under certain circumstances; to

authorize the collection of interest under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 606—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 47:305.64(A)(2)(b)(iii), relative to sales and use taxes; to authorize certain qualifying radiation therapy treatment centers to qualify for the sales and use tax exemption; to provide relative to certain definitions; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 614—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 47:6028, relative to tax credits; to provide for a refundable income and corporate franchise tax credit for certain overpayments related to the inventory tax credit; to delete certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 618—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 47:293(5), relative to deductions from individual income tax; to provide with respect to the deduction for hurricane recovery benefits; to provide definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 629—

BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 22:832.1 and Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3117, relative to tax credits; to establish the Louisiana Entrepreneurial Assistance and Development Program to provide a credit against insurance premium tax for certain venture capital investors; to provide for administration of the program by the Department of Economic Development; to provide for applications and to establish criteria for approval; to establish criteria for investments; to provide for reporting; to provide for other requirements and limitations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 641— (Substitute for House Bill No. 544 by Representative Rosalind Jones)

BY REPRESENTATIVES ROSALIND JONES, ANDERS, ARMES, AUSTIN BADON, BISHOP, BROSETT, BURRELL, CARTER, CHANDLER, DIXON, DOERGE, FANNIN, GISCLAIR, HOWARD, GIROD JACKSON, SAM JONES, LEBAS, LEGER, MONTOU CET, MORENO, NOWLIN, AND PATRICIA SMITH
AN ACT

To amend and reenact R.S. 47:301(4)(h) and 302(K)(5) and to enact R.S. 47:301(4)(m), relative to sales and use tax; to provide with respect to dealers; to provide for certain definitions; to provide a method for reporting and remitting taxes by certain dealers; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT ADLEY
Vice-Chairman

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

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

HOUSE BILL NO. 35— BY REPRESENTATIVE STIAES AN ACT

To enact R.S. 47:305.66 and 337.9(D)(31), relative to sales and use tax exemptions; to provide for a state and local sales and use tax exemption for sales of certain property to the "Make It Right Foundation"; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 123— BY REPRESENTATIVE RICHARD AN ACT

To amend and reenact R.S. 6:765(B) and 767(D) and R.S. 9:2449(B) and to enact R.S. 9:2432 through 2439, relative to the estate tax apportionment; to authorize the payment of certain savings or shares; to provide for the death of a member or depositor; to provide for the withholding of taxes; to provide exemptions, deductions, and credits when apportioning taxes; to provide an action for the recovery of taxes paid; to provide for actions against nonresidents; to provide for the estate tax marital deduction; to provide for individual retirement accounts; to provide for retroactive application; and to provide for related matters.

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

HOUSE BILL NO. 319— BY REPRESENTATIVE SIMON AN ACT

To enact R.S. 47:297(P), relative to tax credits; to authorize a credit against the individual income tax for the owner of a newly constructed one- or two-family dwelling which includes certain accessible and barrier-free design elements; to provide for eligibility; to provide for the amount of the credit; to provide for limitations; to authorize rulemaking; and to provide for related matters.

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

HOUSE BILL NO. 371— BY REPRESENTATIVE TUCKER AN ACT

To enact R.S. 47:6021.1, relative to tax credits; to authorize issuance of the Brownfields Investor Tax Credit to eligible taxpayers; to provide for the amount of the credit; to provide for eligibility; to provide for definitions; to provide for the tax credit application process; to authorize the recapture and recovery of the tax credit under certain circumstances; to authorize the transfer of tax credits; to provide relative to the applicable tax periods for which the credits may be granted or allowed; and to provide for related matters.

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

HOUSE BILL NO. 455— BY REPRESENTATIVE HARRISON AN ACT

To enact R.S. 47:1508(B)(29), relative to the Department of Revenue; to provide with respect to the confidentiality of taxpayer records; to authorize the sharing of information relating to certain postsecondary education and employment information; and to provide for related matters.

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

HOUSE BILL NO. 597— BY REPRESENTATIVES MICHAEL JACKSON, AUBERT, BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, CROMER, FOIL, GALLOT, GISCLAIR, GREENE, HARDY, HARRISON, HAZEL, HENRY, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LEGER, MONTOUCET, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, AND TEMPLET AN ACT

To amend and reenact R.S. 47:6020 and to repeal R.S. 47:6020.1, 6020.2, and 6020.3, relative to tax credits; to convert the Angel Investor Tax Credit Program to the Angel Investor Rebate Program; to provide for the amount of the rebate; to provide for the maximum amount of rebates which may be granted in a year; to authorize the Department of Economic Development to administer the program; to provide relative to the repayment, recapture, or recovery of rebates under certain circumstances; to authorize the collection of interest under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 597 by Representative Michael Jackson

AMENDMENT NO. 1 On page 1, line 3, after "credits;" delete the remainder of the line, and on line 4, delete "Investor Rebate Program;" and change "rebate" to "tax credit"

AMENDMENT NO. 2 On page 1, line 5, change "rebates" to "tax credits"

AMENDMENT NO. 3 On page 1, line 7, change "rebates" to "tax credits"

AMENDMENT NO. 4 On page 1, line 12, change "Rebate" to "Tax Credit"

AMENDMENT NO. 5 On page 1, line 16, change "Rebate" to "Credit"

AMENDMENT NO. 6 On page 2, line 12, change "rebate" to "tax credit"

AMENDMENT NO. 7 On page 2, line 13, change "rebate" to "tax credit"

AMENDMENT NO. 8 On page 2, delete line 15, and insert: "tax credits, and the provision of for these credits shall be called known"

AMENDMENT NO. 9 On page 2, line 16, change "Rebate" to "Tax Credit"

AMENDMENT NO. 10

On page 3, line 1, change "a rebate" to "the tax credit"

AMENDMENT NO. 11

On page 3, line 3, change "a rebate" to "the credit against state tax liability"

AMENDMENT NO. 12

On page 3, line 6, change "rebate" to "credit"

AMENDMENT NO. 13

On page 2, line 12, change "rebate" to "tax credit"

AMENDMENT NO. 14

On page 3, at the end of line 17, insert "~~(b)~~ The funds invested by the applicant cannot have been raised as a result of ~~other Louisiana tax incentive programs, funds pooled or organized through capital placement agreements for the purpose of equity and venture capital investing unless approved by the Department of Economic Development, or as the result of illegal activity.~~"

AMENDMENT NO. 15

On page 4, line 14, change "a rebate" to "an angel investor tax credit"

AMENDMENT NO. 16

On page 4, line 22, change "rebate" to "tax credit"

AMENDMENT NO. 17

On page 5, line 3, change "rebates" to "tax credits"

AMENDMENT NO. 18

On page 5, line 5, change "rebates" to "tax credits"

AMENDMENT NO. 19

On page 5, line 6, change "rebates" to "tax credits"

AMENDMENT NO. 20

On page 5, at the beginning of line 9, change "rebates" to "tax credits" and after "unused" change "rebates" to "tax credits"

AMENDMENT NO. 21

On page 5, line 12, change "rebates" to "tax credits"

AMENDMENT NO. 22

On page 5, line 13, change "rebate" to "tax credit"

AMENDMENT NO. 23

On page 5, line 17, change "rebate" to "refundable credit on any income or corporation franchise tax liability owed to the state by the taxpayer seeking to claim the credit"

AMENDMENT NO. 24

On page 5, line 19, change "rebate" to "tax credit"

AMENDMENT NO. 25

On page 5, line 22, after "business." insert: "Except as otherwise provided in Subparagraph (b) of this Paragraph, The refundable credit shall be allowed against the income tax for the taxable period in which the credit is earned and the franchise tax for the taxable period following the period in which the credit is earned."

AMENDMENT NO. 26

On page 5, line 28, change "Rebate" to "The credits"

AMENDMENT NO. 27

On page 6, line 2, after "investment" delete the remainder of the line, and delete lines 3 and 4, and insert: "with the credit divided in equal portions for five years, ~~subject to the limitations provided for in Paragraph (1) of this Subsection.~~"

AMENDMENT NO. 28

On page 6, line 10, after "issue a" delete the remainder of the line, delete lines 11 through 13, and insert: "tax credit certificate, a copy of which is to be attached to the tax return of the angel investor. The tax credit"

AMENDMENT NO. 29

On page 6, line 14, change "payable" to "deductible from tax liability in the taxpayer's income tax year which occurs"

AMENDMENT NO. 30

On page 6, line 16, after "(c)" delete the remainder of the line, delete lines 17 through 19, and on line 20, change "month: the" to "The tax credit certificate shall contain the ~~taxpayer's~~"

AMENDMENT NO. 31

On page 6, line 21, change "rebate" to "credit"

AMENDMENT NO. 32

On page 6, line 25, after "Revenue." delete the remainder of the line, delete lines 26 through 28, and on line 29, delete "amended" and change "rebate" to "tax credit"

AMENDMENT NO. 33

On page 7, line 2, after "proof of the" delete the remainder of the line, delete line 3, and insert "credit."

AMENDMENT NO. 34

On page 7, line 5, change "rebate" to "tax credit"

AMENDMENT NO. 35

On page 7, line 6, after "(3)(a)" insert: "All entities taxed as corporations for Louisiana income or corporation franchise tax purposes shall claim any credit allowed under this Section on their corporation income and corporation franchise tax return.

(b) Individuals shall claim any credit allowed under this Section on their individual income tax return.

(c) Estates or trusts shall claim any credit allowed under this Section on their fiduciary income tax returns.

(d) Entities not taxed as corporations shall claim any credit allowed under this Section on the returns of the partners or members as follows:

(i) Corporate partners or members shall claim their share of the credit on their corporation income or corporation franchise tax returns.

(ii) Individual partners or members shall claim their share of the credit on their individual income tax returns.

(iii) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns.

~~B-(4)~~ A tax credit granted pursuant to the Angel Investor Program shall expire and have no value or effect on tax liability beginning with the eleventh tax year after the tax year in which was originally granted."

AMENDMENT NO. 36

On page 7, at the beginning of line 25, insert "(5)(a)"

AMENDMENT NO. 37

On page 7, line 26, change "rebate" to "tax credit"

AMENDMENT NO. 38

On page 7, line 27, change "rebate" to "tax credit"

AMENDMENT NO. 39

On page 8, line 4, change "rebate" to "tax credit"

AMENDMENT NO. 40

On page 8, line 5, change "rebate" to "tax credit"

AMENDMENT NO. 41

On page 8, line 15, change "rebate" to "tax credit"

June 21, 2011

AMENDMENT NO. 42

On page 8, line 16, change "Rebate" to "Tax Credit"

AMENDMENT NO. 43

On page 8, line 27, change "rebate" to "tax credit"

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

HOUSE BILL NO. 606—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 47:305.64(A)(2)(b)(iii), relative to sales and use taxes; to authorize certain qualifying radiation therapy treatment centers to qualify for the sales and use tax exemption; to provide relative to certain definitions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 614—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 47:6028, relative to tax credits; to provide for a refundable income and corporate franchise tax credit for certain overpayments related to the inventory tax credit; to delete certain requirements and limitations; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 618—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 47:293(5), relative to deductions from individual income tax; to provide with respect to the deduction for hurricane recovery benefits; to provide definitions; and to provide for related matters.

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

HOUSE BILL NO. 629—

BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 22:832.1 and Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3117, relative to tax credits; to establish the Louisiana Entrepreneurial Assistance and Development Program to provide a credit against insurance premium tax for certain venture capital investors; to provide for administration of the program by the Department of Economic Development; to provide for applications and to establish criteria for approval; to establish criteria for investments; to provide for reporting; to provide for other requirements and limitations; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 629 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line and delete lines 3 through 9, and insert the following: "Chapter 20 of Title

51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1771 through 1773, relative to tax credits and rebates; to provide for a rebate of state sales tax collected from purchasing companies to the procurement processing company that manages them; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." delete the remainder of the line and insert "Chapter 20 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1771 through 1773, is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 12 through 18, and delete pages 2 through 12, and insert the following:

"§1771. Intent

It is the intention of the Legislature that the incentive created by this Chapter shall be used solely to induce procurement processing companies to locate in Louisiana, which will result in significant new sales tax revenue generated for the state, thereby creating high-salary professional jobs, and providing access for the state to Fortune 500 companies.

§1772. Definitions

For purposes of this Chapter, the following terms have the following meaning:

(1) "Affiliated entity" means a person who directly, or indirectly through one or more intermediaries, controls or is controlled by or is under common control with another person.

(2) "New taxable sales" means the sale of goods and services upon which tax is paid under Title 47 of the Louisiana Revised Statutes of 1950 and which occur in the state as a result of the operation in the state of a procurement processing company.

(3) "Procurement processing company" means a company engaged in managing the activities of unrelated purchasing companies.

(4) "Purchasing company" means a company engaged in the activity of facilitating the purchases of goods and services for affiliated entities.

1773. Incentive Authorized

Notwithstanding any other provisions in this Title, the secretary of the Department of Economic Development is hereby authorized to enter into a contract with procurement processing companies who locate business operations in the state of Louisiana and who manage purchasing companies that pay Louisiana state sales tax legally due under Title 47 of the Louisiana Revised Statutes of 1950, provided that the contract is determined by the Governor to be in the best interest of the State and meets the requirements of this Section.

(1) A contract entered into under this Section may not exceed an initial term of twenty years.

(2) A contract entered into under this Section shall include as an incentive a rebate of state sales taxes paid by the purchasing companies that are managed by a procurement processing company which locates its operations in Louisiana. The rebates shall be paid the month following the month of remittance to the state as follows:

(a) When the purchasing companies generate new taxable sales during the term of the contract, the state shall pay a rebate of forty (40) percent of the Louisiana state sales taxes paid by the purchasing companies to the procurement processing company

(b) When the purchasing companies generate new taxable sales that equal or exceed \$2 billion dollars during the term of the contract, the rebate provided for in this Section shall be increased to fifty (50) percent.

(c) The rebate provided for in this Section may be increased in excess of fifty percent if the secretary of the Department of Economic Development recommends to the Governor that a contract be entered into which provides for rebates in excess of such percentage, provided that the purchasing companies managed by a procurement processing company will generate more than \$4 billion in new taxable sales in the state during the term of the contract. A contract permitted by this Subparagraph shall be approved by the Joint Legislative Committee on the Budget.

(3) To verify the amount of new taxable sales occurring in Louisiana for purposes of the rebate provided for in this Section, a procurement processing company shall engage a licensed certified

June 21, 2011

public accountant to perform a monthly accounting of the activities of the purchasing companies, which shall be submitted to the secretary of the Department of Revenue on a form prescribed by the secretary.

(a) The report shall detail all sales activity of the purchasing companies for the immediately preceding month.

(b) The report shall be due to the secretary no later than the twentieth day of the month immediately following the month of the sales activity.

(c) The report shall be prepared in accordance with auditing standards generally accepted in the United States.

(d) The report shall be signed by the certified public accountant that prepared it and include his name, address and telephone number.

(e) All fees associated with the engagement of the certified public accountant shall be borne by the procurement processing company.

(f) No rebate shall be paid unless the monthly forms are filed.

(4) The secretary of the Department of Revenue, upon receipt of the report from the certified public accountant shall remit to the proper party the rebate within thirty (30) days out of the current state sales tax collections.

(5) If a rebate paid under this Section, is subsequently determined to have been paid in error, any remaining rebates shall be reduced by the amount of the rebate paid in error. Also, if a rebate is paid based upon a tax amount later determined to be paid in error, the amount of the tax refund shall be reduced by the amount of the rebate paid. Any company that receives a rebate under this Section shall be subject to all the reporting, audit and enforcement provisions found in Title 47 of the Louisiana Revised Statutes of 1950.

(6) The secretary of the Department of Revenue shall be required to maintain records, documents, lists, and any other information necessary to identify recipients of rebates under this Section. The secretary of the Department of Revenue shall also promulgate rules and regulations as may be deemed necessary to carry out the purposes of this Section.

(7) A taxpayer shall not receive any other incentive administered by the Department of Economic Development for any expenditure for which the taxpayer has received a tax credit or tax rebate pursuant to this Section."

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

HOUSE BILL NO. 641— (Substitute for House Bill No. 544 by Representative Rosalind Jones)

BY REPRESENTATIVES ROSALIND JONES, ANDERS, ARMES, AUSTIN, BADON, BISHOP, BROSSETT, BURRELL, CARTER, CHANDLER, DIXON, DOERGE, FANNIN, GISCLAIR, HOWARD, GIROD JACKSON, SAM JONES, LEBAS, LÉGER, MONTOUÇET, MORENO, NOWLIN, AND PATRICIA SMITH

AN ACT

To amend and reenact R.S. 47:301(4)(h) and 302(K)(5) and to enact R.S. 47:301(4)(m), relative to sales and use tax; to provide with respect to dealers; to provide for certain definitions; to provide a method for reporting and remitting taxes by certain dealers; and to provide for related matters.

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

**Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments, Resumed**

**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.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 135 by Senator Claitor

AMENDMENT NO. 1

On page 6, at the end of line 21, change "**June 30, 2013**" to "**December 31, 2019**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carter to Reengrossed Senate Bill No. 135 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "credits;" delete the remainder of the line and delete line 3 in its entirety and from the beginning of line 4 delete "administration;" and insert "to make changes in the calculation and administration of the research and development tax credit;"

AMENDMENT NO. 2

On page 1, at the end of line 8, delete "**rebate**" and insert "tax credit"

AMENDMENT NO. 3

On page 1, line 16, after "allowed a" delete the remainder of the line and delete line 17 in its entirety and insert "refundable tax credit to be applied against income and corporation franchise taxes due."

AMENDMENT NO. 4

On page 2, line 3, after "allowed a" delete the remainder of the line and delete line 4 in its entirety and insert "refundable tax credit to be applied against income and corporation franchise taxes due."

AMENDMENT NO. 5

On page 2, line 5, after "the" and before "authorized" delete "**rebates**" and insert "credits"

AMENDMENT NO. 6

On page 2, line 6, after "the" and before the period "." delete "**rebates**" and insert "credits"

AMENDMENT NO. 7

On page 2, line 14, after the first "the" and before "under" delete "**rebate**" and insert "credit"

AMENDMENT NO. 8

On page 3, line 4, after "No" and before "shall" delete "**rebates**" and insert "credits"

AMENDMENT NO. 9

On page 3, line 5, after the first "the" and before "is" delete "**rebate**" and insert "credit"

AMENDMENT NO. 10

On page 3, line 6, after "**of the**" and before "**earned**" delete "**rebate**" and insert "**credit**"

AMENDMENT NO. 11

On page 3, line 9, after "the" and before "authorized" delete "**rebate**" and insert "credit"

AMENDMENT NO. 12

On page 4, delete lines 2 through 16 in their entirety and insert the following:

"(3)(a) All entities taxed as corporations for Louisiana income or corporation franchise tax purposes shall claim any credit allowed under this Section on their corporation income and corporation franchise tax return.

(b) Individuals shall claim any credit allowed under this Section on their individual income tax return.

(c) Estates or trusts shall claim any credit allowed under this Section on their fiduciary income tax returns.

(d) Entities not taxed as corporations shall claim any credit allowed under this Section on the returns of the partners or members as follows:

(i) Corporate partners or members shall claim their share of the credit on their corporation income or corporation franchise tax returns.

(ii) Individual partners or members shall claim their share of the credit on their individual income tax returns.

(iii) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns."

AMENDMENT NO. 13

On page 4, line 21, after "allowed a" insert "refundable tax credit"

AMENDMENT NO. 14

On page 4, at the beginning of line 22, delete "rebate"

AMENDMENT NO. 15

On page 5, line 15, after "amount of" delete the remainder of the line and insert "credit claimed for any credits claimed"

AMENDMENT NO. 16

On page 5, at the beginning of line 20, after "for" and before "provided" delete "rebates" and insert "credits"

AMENDMENT NO. 17

On page 5, delete lines 21 through 29 in their entirety

AMENDMENT NO. 18

On page 6, delete line 1 in its entirety and insert the following: "G.(1) Recovery of credits by Department of Revenue."

AMENDMENT NO. 19

On page 6, at the beginning of line 2, delete "Rebates" and insert "Credits"

AMENDMENT NO. 20

On page 6, line 5, after "which the" and before "was" delete "rebate" and insert "credit"

AMENDMENT NO. 21

On page 6, line 7, after "recovered" and before "is" delete "rebates" and insert "credits"

AMENDMENT NO. 22

On page 6, delete lines 9 and 10 in their entirety and insert "original due date of the return on which the disallowed credit was taken."

AMENDMENT NO. 23

On page 6, at the end of line 13, insert the following: "This includes the disallowance of any disallowed credit claimed by a taxpayer who received the credit through purchase or through a distribution by an entity not taxed as a corporation."

AMENDMENT NO. 24

On page 6, at the beginning of line 16, change "I." to "H."

AMENDMENT NO. 25

On page 6, line 18, after "a" and before "pursuant" delete "rebate" and insert "credit"

AMENDMENT NO. 26

On page 6, delete line 19 in its entirety and insert the following: "I. No credit shall be allowed pursuant to this Section for research"

AMENDMENT NO. 27

On page 6, delete lines 22 through 25 in their entirety

AMENDMENT NO. 28

On page 6, at the beginning of line 26 change "Section 3." to "Section 4."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cortez to Reengrossed Senate Bill No. 135 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:6015" and before "relative to" delete the comma "," and insert "and to enact R.S. 47:6038 and R.S. 51:2306,"

AMENDMENT NO. 2

On page 1, line 5, after "incentives;" and before "and to" insert "to require reports by the secretary of the Department of Economic Development;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 47:6038 is hereby enacted"

AMENDMENT NO. 4

On page 6, between lines 21 and 22, insert the following:

* * *

§6038. Reports; tax incentives administered by the Department of Economic Development

Notwithstanding any provision of law to the contrary, the secretary of the Department of Economic Development shall report to the Joint Legislative Committee on the Budget information concerning the granting and denial of tax credits and rebates, hereinafter referred to as "tax incentives", administered by the department authorized under this Chapter. On January 30th of each year, the secretary shall transmit to the members of the committee a list of the recipients of each tax incentive, as well as a list of applicants denied tax incentives, over the most recently concluded calendar year. The report shall contain the name and primary place of business of each applicant.

Section 2. R.S. 51:2306 is hereby enacted to read as follows:

§2306. Reports; tax incentives administered by the Department of Economic Development

Notwithstanding any provision of law to the contrary, the secretary of the Department of Economic Development shall report to the Joint Legislative Committee on the Budget information concerning the granting and denial of tax credits and rebates, hereinafter referred to as "tax incentives", administered by the department authorized under this Title. On January 30th of each year, the secretary shall transmit to the members of the committee a list of the recipients of each tax incentive, as well as a list of applicants denied tax incentives, over the most recently concluded calendar year. The report shall contain the name and primary place of business of each applicant."

AMENDMENT NO. 5

In the set of House Floor Amendments proposed by Representative Carter and adopted by the House of Representatives on June 16th, 2011, delete Amendment No. 27.

Senator Claitor moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Mills
Adley	Erdey	Morrish
Alario	Gautreaux	Mount
Appel	Guillory	Murray
Broome	Heitmeier	Quinn
Chabert	Jackson	Riser
Cheek	Kostelka	Shaw
Claitor	LaFleur	Smith

Crowe Donahue Total - 30	Long Martiny	Walsworth Willard-Lewis
	NAYS	
Peterson Total - 1		
	ABSENT	
Amedee Marionneaux McPherson Total - 8	Michot Morrell Nevers	Perry Thompson

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 164—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 32:402 (B)(1)(a)(ii)(aa), 402.1(A), (B) and (C), and 407(A)(3), and R.S. 40:1461(A), (C), and (E) and to enact R.S. 40:1461(F) and (G), relative to driver education; to provide relative to licensing of private training and driving instructor schools; to provide relative to the on-road driving skills test; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 164 by Senator Erdey

AMENDMENT NO. 1

On page 3, line 23, delete " * * *

Senator Erdey moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Murray
Adley	Gautreaux	Nevers
Alario	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Jackson	Quinn
Chabert	Kostelka	Riser
Cheek	Long	Shaw
Claitor	Martiny	Smith
Crowe	Mills	Walsworth
Donahue	Morrish	Willard-Lewis
Dorsey	Mount	
Total - 32		

NAYS

Total - 0

ABSENT

Amedee	McPherson	Thompson
LaFleur	Michot	
Marionneaux	Morrell	
Total - 7		

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 217—
BY SENATORS LONG AND THOMPSON
AN ACT

To amend and reenact R.S. 25:342(B)(3)(c) through (h), 352(A) and (B)(2)(b), 380.141(A), 380.142(A), (C), and (E), 380.143(B)(4) and (C)(2), 380.144, 380.145(A), (B), (C)(2)(a) and (b)(iii), 380.146, and to enact R.S. 25:380.147, R.S. 36:744(DD) and 801.21, and to repeal R.S. 25:342(B)(3)(i) and 380.143(C)(3) and R.S. 36:209(W)(2) and (Y), relative to the Louisiana Political Museum and Hall of Fame; to transfer all powers, duties, employees, and responsibilities from the jurisdiction of the office of state museums in the Department of Culture, Recreation and Tourism to the Department of State; to provide relative to the governing authority of the museum, including its composition, powers, duties, responsibilities, meetings, employees, and officers; to provide for the adoption of rules, regulations and fees; to provide for receipt and use of funds, property, and self-generated revenue; to provide relative to the authority of the museum with respect to the museum; to provide relative to personnel and budgets of the museum; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 225—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 9:5557 and to enact R.S. 9:5165, relative to mortgages; to provide relative to release and cancellation of mortgages under certain circumstances; to provide certain procedures, terms, conditions, requirements, application and effects; to provide certain time periods; to provide for recovery of certain damages, fees, and costs under certain circumstances; to provide for the obligation to grant releases of mortgages; to provide for limitations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 225 by Senator Mount

AMENDMENT NO. 1

On page 2, at the end of line 2, delete "Louisiana"

AMENDMENT NO. 2

On page 2, line 6, after "the" and before "mortgage" delete "public"

AMENDMENT NO. 3

On page 2, at the beginning of line 7, change "This" to "The"

AMENDMENT NO. 4

On page 2, line 12, after "party" and before "then" insert a comma "," and after "mortgagee" change "under" to "pursuant to"

AMENDMENT NO. 5

On page 2, line 14, change "mailed" to "delivered"

AMENDMENT NO. 6

On page 2, at the end of line 17, change "sent" to "delivered"

AMENDMENT NO. 7

On page 2, line 21, change "must" to "shall"

AMENDMENT NO. 8

On page 2, line 22, delete "reasonable"

AMENDMENT NO. 9

On page 2, line 23, delete "reasonable"

June 21, 2011

AMENDMENT NO. 10

On page 2, line 24, after "prepare" delete the remainder of the line and insert the following: "and execute the act of release and request for cancellation that complies with Civil Code Article 3366, in an amount not to exceed forty dollars, plus postage. Any fees"

AMENDMENT NO. 11

On page 2, line 25, change "under" to "pursuant to"

AMENDMENT NO. 12

On page 2, line 29, after "mortgagor" and before "of" insert "or settlement agent"

AMENDMENT NO. 13

On page 3, line 1, after "Subsection (B)(4)" and before the comma ",", insert "of this Section"

AMENDMENT NO. 14

On page 3, line 2, delete "Louisiana"

AMENDMENT NO. 15

On page 3, line 5, after "Subsection (B)(1)" and before the comma ",", insert "of this Section"

AMENDMENT NO. 16

On page 3, line 7, after "fees" delete the remainder of the line and insert the following: "in an amount not to exceed one hundred dollars are received by the mortgagee for all services and costs to prepare, execute, and deliver the act of release and request for cancellation that complies with Civil Code Article 3366, along with the"

AMENDMENT NO. 17

On page 3, line 9, after "shall" and before "within" insert a comma ",", and after "request" and before "prepare" insert "and fees."

AMENDMENT NO. 18

On page 3, line 11, delete "Louisiana"

AMENDMENT NO. 19

On page 3, between lines 11 and 12, insert the following: "(7) A mortgagor may obtain a complimentary copy of the act of release from the mortgagee when there is no settlement agent involved."

AMENDMENT NO. 20

On page 3, line 15, after "fees" and before "or" insert a comma ",",

AMENDMENT NO. 21

On page 3, line 21, after "costs" and before "and" insert a comma ",",

AMENDMENT NO. 22

On page 3, line 22, change "E" to "(E) of this Section"

AMENDMENT NO. 23

On page 4, line 1, change "under" to "pursuant to"

AMENDMENT NO. 24

On page 4, line 2, change "E" to "(E) of this Section"

AMENDMENT NO. 25

On page 4, line 3, change "described in" to "required by"

AMENDMENT NO. 26

On page 4, line 11, change "under" to "provided by"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 225 by Senator Mount

AMENDMENT NO. 1

In House Committee Amendment No. 22 proposed by the House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 225, on page 2, line 27, change "(E)" to "E"

AMENDMENT NO. 2

In House Committee Amendment No. 24 proposed by the House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 225, on page 2, line 31, change "(E)" to "E"

AMENDMENT NO. 3

On page 3, line 13, following "file" and before "with" change "same" to "them"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 225 by Senator Mount

AMENDMENT NO. 1

Delete Amendments Nos. 7 through 15 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 15, 2011.

AMENDMENT NO. 2

On page 2, delete lines 18 through 29 and insert the following: "(4) The mortgagee shall issue within forty-five days after receipt from the mortgagor or settlement agent of a written request for cancellation of the mortgage accompanied by the fees required by Subsection (B)(5) of this Section, the act of release along with a request for cancellation that complies with Civil Code Article 3366. (5) The mortgagee shall submit the act of release of the mortgage directly to the settlement agent if a written request was received by the mortgagee from a settlement agent. The written request to issue an act of release of the mortgage shall be accompanied by sufficient payment to the mortgagee to pay the mortgagee a fee for this service. The mortgagee may charge a fee to the mortgagor or his agent for all services and costs to prepare and execute the act of release and request for cancellation that complies with Civil Code Article 3366, in an amount not to exceed forty dollars, plus postage. Any fees charged by the mortgagee pursuant to this Subsection shall be clearly itemized to the requesting mortgagor or settlement agent in the payoff letter or statement or other communication."

AMENDMENT NO. 3

On page 3, delete lines 1 through 3 in their entirety

Senator Mount moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Erdey, Mount, Adley, Gautreaux, Murray, Alario, Guillory, Nevers, Appel, Heitmeier, Perry, Broome, Jackson, Peterson, Chabert, Kostelka, Quinn, Cheek, LaFleur, Riser, Claitor, Long, Shaw, Crowe, Martiny, Smith, Donahue, Mills, Walsworth, Dorsey, Morrish, Willard-Lewis.

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Amedee, McPherson, Morrell, Marionneaux, Michot, Thompson.

Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 255— BY SENATOR WILLARD-LEWIS AN ACT

To enact R.S. 47:6030.1, relative to tax credits; to grant an individual income tax credit or the cost of purchase, installation, or construction of certain residential energy efficient property for the residences of certain elderly people; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 255 by Senator Willard-Lewis

AMENDMENT NO. 1 On page 2, at the end of line 8, insert the following: "If the tax credit allowed pursuant to this Section exceeds the amount of taxes due in the year in which it is claimed, then any unused credit may be carried forward as a credit against subsequent tax liability for a period not to exceed five years."

AMENDMENT NO. 2 On page 2, delete lines 15 through 26 in their entirety and at the beginning of line 27, change "D." to "C."

Senator Willard-Lewis moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Crowe, Donahue, Dorsey, Erdey, Total - 32; Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Mount; Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Walsworth, Willard-Lewis

NAYS

Claitor Total - 1

ABSENT

Table with 3 columns of names: Amedee, Marionneaux, Total - 6; McPherson, Michot; Morrell, Thompson

The Chair declared the Senate concurred in the amendments proposed by the House.

Rules Suspended

Senator Dorsey asked for and obtained a suspension of the rules to take up at this time:

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

Called from the Calendar

Senator Dorsey asked that Senate Bill No. 82 be called from the Calendar.

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 sales and use tax shall not apply to purchases of breastfeeding items; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 82 by Senator Dorsey

AMENDMENT NO. 1 On page 1, line 10, after "shall include" delete the remainder of the line and delete lines 11 and 12 in their entirety and insert "breastpumps and accessories, replacement parts,"

AMENDMENT NO. 2 On page 1, line 13, after "accessories," delete the remainder of the line and delete line 14 in its entirety and insert "and nursing bras."

Senator Dorsey moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Total - 32; Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, Long, Martiny, Mills, Morrish, Mount; Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Amedee, LaFleur, Marionneaux, Total - 7; McPherson, Michot, Morrell; Thompson

The Chair declared the Senate concurred in the amendments proposed by the House.

June 21, 2011

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Resumed

SENATE BILL NO. 1—

BY SENATORS ADLEY, ALARIO, BROOME, CHEEK, CROWE, DONAHUE, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MICHOT, MURRAY, THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 29:26.1 and to repeal R.S. 22:941(A)(5), relative to death and disability benefits for Louisiana National Guardsmen activated by the governor or the president; to remove authority for certain lump sum payments of death and permanent disability benefits for Louisiana National Guardsmen activated by the governor or the President of the United States; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 1 by Senator Adley

AMENDMENT NO. 1

On page 2, line 27, change "Qualifying" to "Qualified"

AMENDMENT NO. 2

On page 3, line 27, after "by" and before "United" delete "the" and insert a semicolon ";" and "(i) The"

AMENDMENT NO. 3

On page 3, at the end of line 29, delete the period "." and insert a colon ":" and insert "or"

AMENDMENT NO. 4

On page 4, delete line 1 in its entirety and insert the following: "(ii) The proper state entity that"

AMENDMENT NO. 5

On page 4, at the beginning of line 5, change "(d)" to "(c)"

Senator Adley moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members of the Senate who voted 'YEAS', including Mr. President, Erdey, Mount, Adley, Gautreaux, Murray, Alario, Guillory, Nevers, Appel, Heitmeier, Perry, Broome, Jackson, Peterson, Chabert, Kostelka, Quinn, Cheek, LaFleur, Riser, Claitor, Long, Shaw, Crowe, Martiny, Smith, Donahue, Mills, Walsworth, Dorsey, Morrish, Willard-Lewis.

NAYS

Total - 0

ABSENT

Table listing members of the Senate who were absent: Amedee, McPherson, Morrell, Marionneaux, Michot, Thompson.

Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 9—

BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 11:429(B), relative to the purchase of service credit in the Louisiana State Employees' Retirement System; to provide for the purchase of service credit and the use of such credit for the purpose of attaining eligibility for retirement; to provide relative to the payment of insurance premiums for individuals purchasing such service credit; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pearson to Engrossed Senate Bill No. 9 by Senator Gautreaux

AMENDMENT NO. 1

On page 2, line 1, after "R.S. 11:158" delete the remainder of the line and delete lines 2 through 17 in their entirety and insert ", excluding R.S. 11:158(C)(1)(b), or the employee contributions for each additional year of service credit being obtained based upon the greater of the member's current salary or the member's current final average compensation." The amount to be paid"

AMENDMENT NO. 2

On page 2, line 29, after "R.S. 11:158" delete the remainder of the line and on page 3, delete lines 1 through 16 in their entirety and insert ", excluding R.S. 11:158(C)(1)(b), or the employee contributions for each additional year of service credit being obtained based upon the greater of the member's current salary or the member's current final average compensation."

AMENDMENT NO. 3

On page 3, line 25, delete "the amount" and insert "the actuarial cost of such upgrade"

AMENDMENT NO. 4

On page 3, line 26, after "11:158," delete the remainder of the line, delete lines 27 through 29 in their entirety and on page 4 delete lines 1 through 3 in their entirety and insert ", excluding 11:158(C)(1)(b)."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downs to Engrossed Senate Bill No. 9 by Senator Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:429(B)" insert "and to enact R.S. 11:429(C) and (D)"

AMENDMENT NO. 2

On page 1, line 10, after "reenacted" and before "to read" insert "and R.S. 11:429(C) and (D) are hereby enacted"

AMENDMENT NO. 3

On page 4, between lines 19 and 20 insert the following: "C.(1) Notwithstanding any other provision of law to the contrary, any member of the system who prior to becoming a member was in public service in this state which service was not creditable in a Louisiana public retirement system may purchase credit for purposes of attaining eligibility for retirement and calculation of benefits in one-year increments for a period of time not to exceed the duration of such public service. The member shall apply to the system for such credit and pay to the system an amount calculated in accordance with the actuarial cost provisions of R.S. 11:158 based on the eligibility and benefit calculation provisions applicable to the member at the time of purchase. The amount to be paid shall be paid in one lump sum,

and no service credit shall be given to the member until such amount is paid in full.

(2) Notwithstanding any other provision of law to the contrary, the premiums for health insurance coverage paid by any retiree participating in the office of group benefits program who has purchased service credit pursuant to Paragraph (1) of this Subsection and who retires earlier than he would otherwise have been eligible for regular retirement without such purchased credit shall be increased by an amount sufficient to pay for any increase in the employer's premiums that results from such retirement. Such increase in the retiree's premium shall be deducted from the retiree's monthly benefit and remitted to the office of group benefits to offset the employer's premium payments by such amount. The premium payments made pursuant to this Paragraph shall cease when the retiree attains the age at which his earned creditable service, not including service purchased pursuant to this Subsection, would have been sufficient to meet eligibility requirements for regular retirement.

D. Notwithstanding any provision of law to the contrary, any person who held or holds an office in state service and who because of such service was permitted, but not required, to become a member of the system and who opted at the time he entered state service not to become a member of the system shall be eligible to purchase credit in this system for all such state service for purposes of attaining eligibility for retirement and calculation of benefits. The person shall pay to the system an amount calculated in accordance with the provisions of R.S. 11:158, based on the eligibility and benefit calculation provisions which would have applied to the person had he opted to become a member at the time he entered such service. The amount to be paid shall be paid in one lump sum, and no service credit shall be given to the person until or unless the amount is paid in full."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pearson to Engrossed Senate Bill No. 9 by Senator Gautreaux

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by Representative Downs and adopted by the House on June 16, 2011.

Senator Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Broome	Jackson	Peterson
Chabert	Kostelka	Quinn
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Crowe	Martiny	Smith
Donahue	Mills	Thompson
Dorsey	Morrell	Walsworth
Erdey	Morrish	Willard-Lewis

Total - 33

NAYS

Total - 0

ABSENT

Amedee	Marionneaux	Michot
Appel	McPherson	Mount

Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 52—

BY SENATORS ALARIO, AMEDEE AND THOMPSON
AN ACT

To amend and reenact R.S. 39:98.1(A)(3), (B), (C), and (D) and 98.3(A), all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; to provide for the uses of monies in the fund; and to provide for related matters.

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

SENATE BILL NO. 53—

BY SENATORS ALARIO, AMEDEE AND THOMPSON
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.8(A)(1)(c), (A)(2), (3), and (4), and (C)(1) of the Constitution of Louisiana, all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 67—

BY SENATOR BROOME
AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(iii) and (v), (2)(a) and (b), (3)(a)(i), (vii) and (xvi), and (C)(1), and to enact R.S. 17:416(A)(1)(c)(viii), relative to the discipline of students; to provide for certain disciplinary actions; to provide for the discipline of public school students upon removal from a classroom; to provide for implementation of certain disciplinary measures; to provide for the adoption of certain guidelines for the use of in-school and out-of-school suspensions; to require city, parish and other local public school boards to adopt certain rules relative to suspensions; to provide relative to in-school and out-of-school suspensions for certain violations; to provide relative to expulsion hearings; to provide for definitions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 67 by Senator Broome

AMENDMENT NO. 1

On page 1, line 4, after "students;" delete the remainder of the line and insert "to provide for the discipline"

AMENDMENT NO. 2

On page 1, line 5, after "of" and before "public" insert "certain"

AMENDMENT NO. 3

On page 1, line 6, after "measures;" delete the remainder of the line and delete line 7 and insert "to require"

June 21, 2011

AMENDMENT NO. 4

On page 1, line 8, after "parish" and before "and" insert a comma ", "

AMENDMENT NO. 5

On page 2, delete lines 12 through 29 in their entirety and insert the following:

- "(aa) In-school suspension.
- (bb) Detention.
- (cc) Suspension.
- (dd) Initiation of expulsion hearings.
- (ee) Assignment to an alternative school.
- (ff) Requiring the completion of all assigned school and homework which would have been assigned and completed by the student during the period of suspension.
- (gg) Restorative justice practices using a school-wide approach of informal and formal techniques to build a sense of school community and manage conflict by repairing harm and restoring positive relationships.
- (hh) Loss of privileges.
- (ii) Peer mediation.
- (jj) Referral to school counselor or social worker.
- (kk) Referral to response to intervention.
- (ll) Any other disciplinary measure authorized by the principal with"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Rosalind Jones to Reengrossed Senate Bill No. 67 by Senator Broome

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 17:416(A)(1)(c)(viii)," and before "relative" insert "416.21, and 3996(B)(13),"

AMENDMENT NO. 2

On page 1, line 9, after "suspensions;" and before "to provide" insert "to require such school boards to publish student discipline policies and other specified information on their websites;"

AMENDMENT NO. 3

On page 1, line 14, after "R.S. 17:416(A)(1)(c)(viii)" delete the remainder of the line and insert a comma "," and insert "416.21, and 3996(B)(13) are hereby"

AMENDMENT NO. 4

On page 6, after line 4, insert the following:

§416.21. Student discipline policies and procedures; other information; school board websites

A. Each city, parish, and other local public school board that maintains a website shall publish on it certain information relative to student discipline and other matters in an easily understandable format. Such information shall include but not be limited to the following:

- (1) Disciplinary action processes and procedures applicable to students.
- (2) The school board's policies and procedures.
- (3) Minutes of school board meetings required to be made available to the public pursuant to R.S. 42:20.
- (4) Directory of schools and contact information.
- (5) School calendars, including the beginning and end of each school year, staff days, conference days, testing days, application-specific dates, report card release dates, early release days, and holidays.

B. For purposes of this Section the following terms shall have the meaning ascribed thereto:

- (1) "City, parish, and other local public school board" means the governing authority of any public elementary or secondary school.
- (2) "Disciplinary action processes and procedures" means all written disciplinary policies and procedures for students and by not later than the beginning of the 2012-2013 school year also shall include separate links for each of the following:

(a) All state suspension and expulsion laws applicable to students.

(b) A disciplinary action timeline, from notice through appeal.

(c) Explanation of due process rights for both informal and formal hearings and in the case of formal hearings, shall also include a full explanation of the disciplinary process, a complete list of the student's procedural due process rights, the hearing agenda, and the appeal process.

(d) Rules and regulations on the use of corporal punishment to discipline students.

(3) "Policies and procedures" means all formal policies and procedures and by not later than the beginning of the 2013-2014 school year also shall include summaries thereof with separate links for each of the following:

- (a) Student code of conduct.
- (b) Controlled and other prohibited substances or contraband policy.
- (c) Dress code.
- (d) Grade change process.
- (e) Harassment or bullying prohibition and prevention procedures.
- (f) Student rights and responsibilities.

§3996. Charter schools; exemptions

B. Notwithstanding any state law, rule, or regulation to the contrary and except as may be otherwise specifically provided for in an approved charter, a charter school established and operated in accordance with the provisions of this Chapter and its approved charter and the school's officers and employees shall be exempt from all statutory mandates or other statutory requirements that are applicable to public schools and to public school officers and employees except for the following laws otherwise applicable to public schools with the same grades:

(13) Publication of certain information on the website of the school governing authority, R.S. 17:416.21.

Senator Broome moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adeley	Heitmeier	Nevers
Alario	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Martiny	Shaw
Crowe	Mills	Smith
Donahue	Morrell	Thompson
Dorsey	Morrish	Walsworth
Gautreaux	Mount	Willard-Lewis
Guillory	Murray	
Total - 32		

NAYS

Claitor
Total - 1

ABSENT

Mr. President	Erdey	McPherson
Amedee	Marionneaux	Michot
Total - 6		

The Chair declared the Senate concurred in the amendments proposed by the House.

Senator Broome in the Chair

SENATE BILL NO. 115—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 26:80(H) and 280(H), relative to alcohol permits; to require spouses of persons submitting alcohol permit applications to submit their fingerprints in their spouses application; to require partners, stockholders and members of limited liability companies and their spouses to submit their fingerprints with the alcohol permit applicant's application; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 115 by Senator Walsworth

AMENDMENT NO. 1

On page 1, delete lines 2 through 6 in their entirety and insert "To amend and reenact R.S. 26:80(C)(3), (D) and (H) and R.S. 26:280(C)(2), (D) and (H), relative to alcohol beverage permits; to provide with respect to suitability; to provide for fingerprinting of certain applicants; to provide for rulemaking; to provide for the verification of suitability; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete line 8 in its entirety and insert "Section 1. R.S. 26:80(C)(3), (D) and (H) and R.S. 26:280(C)(2), (D) and (H) are hereby amended and reenacted to read as"

AMENDMENT NO. 3

On page 1, delete lines 10 through 17 in their entirety

AMENDMENT NO. 4

Delete pages 2, 3, and 4 in their entirety

AMENDMENT NO. 5

On page 5, delete lines 1 through 17 in their entirety and insert the following:

"§80. Qualifications of applicants for permits

* * *
C. * * *

(3) Notwithstanding any other provisions of law to the contrary, the commissioner may accept from a publicly traded or other corporation or entity, other than any gaming entity regulated pursuant to the provisions of R.S. 27:20 et seq., R.S. 27:41 et seq., or R.S. 27:301 et seq., the necessary documentation of those persons described in Subsection D of this Section and three officers of the corporation in full satisfaction of the requirements of this Section.

D. If the applicant's business is to be conducted wholly or partly by one or more managers, agents, servants, employees, or other representatives, those persons shall also possess the qualifications required of the applicant and shall furnish their social security numbers and their correct home addresses verification of suitability in accordance with Paragraph (H)(6) of this Section; however, convicted felons may be employed by an applicant if, in the applicant's business, alcoholic beverages are not the principal commodities sold, handled, or given away.

H.(1) ~~In order to determine the applicant's suitability for a permit, the applicant~~ In order to determine suitability, the applicant, members of a partnership recognized by Louisiana law, the officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such a corporation or company shall be fingerprinted. If no disqualifying record is identified at the state level, the fingerprints shall be forwarded by the Department of Public Safety and Corrections, Public Safety Services, office of state

police, to the Federal Bureau of Investigation (F.B.I.) for a national criminal history record check.

(2) ~~In order to determine the applicant's suitability for an alcoholic beverage permit, In order to determine the suitability of an applicant, the office of alcohol and tobacco control shall require members of a partnership recognized by Louisiana law, the officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such a corporation or company, the office of alcohol and tobacco control shall require the applicant to furnish to the office of alcohol and tobacco control a full set of fingerprints to enable a criminal background investigation to be conducted. The office of alcohol and tobacco control shall submit the completed fingerprint card to the office of state police. The office of state police is authorized to submit the fingerprints to the F.B.I. for a national criminal history background check.~~

(3) The office of alcohol and tobacco control shall require a background investigation by means of fingerprint checks by the office of state police and the F.B.I. of each applicant, members of a partnership recognized by Louisiana law, the officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such a corporation or company applying for an alcoholic beverage permit ~~by means of fingerprint checks by the office of state police and the F.B.I.~~

(4) In addition to the other requirements established by law, the ~~submission of fingerprints shall be a prerequisite to the issuance of an~~ a permanent alcoholic beverage permit by means of fingerprint checks by the office of state police and the F.B.I.

(5) The office of state police shall require each applicant, members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and the members of a limited liability company owning more than five percent of such a corporation or company person applying for an alcoholic beverage permit pursuant to this Chapter to be fingerprinted. Such fingerprints shall be available for use by the office of state police and for transmittal to the F.B.I. for a national criminal history record check. The information obtained from the national criminal history record check conducted pursuant to this Section may be used by the office of alcohol and tobacco control to determine the applicant's eligibility for an alcoholic beverage permit.

(6) In order to determine the suitability of the spouses of those persons required to submit fingerprints in accordance with this Section, and all other persons required to possess the same qualifications required of the applicant, except for those persons otherwise provided for in this Section, the office of alcohol and tobacco control shall require such persons to provide verification of suitability in accordance with rules adopted by the commissioner pursuant to the Administrative Procedure Act. Fingerprints shall not be required unless the commissioner requests fingerprints based upon credible information that a person may not meet the qualifications of an applicant.

§280. Qualifications of applicants for permits

* * *
C. * * *

(2) Notwithstanding any other provisions of law to the contrary, the commissioner may accept from a publicly traded or other corporation or entity, other than any gaming entity regulated pursuant to the provisions of R.S. 27:20 et seq., R.S. 27:41 et seq., or R.S. 27:301 et seq., the necessary documentation of those persons described in Subsection D of this Section and three officers of the corporation in full satisfaction of the requirements of this Section.

D. If the applicant's business is to be conducted wholly or partly by one or more managers, agents, servants, employees, or other representatives, those persons shall also possess the qualifications required of the applicant and shall furnish their social security numbers and their correct home addresses verification of their suitability in accordance with Paragraph (H)(6) of this Section; however, convicted felons may be employed by an applicant if, in the applicant's business, alcoholic beverages are not the principal commodities sold, handled, or given away.

* * *

June 21, 2011

H.(1) In order to determine the applicant's suitability for a permit, the applicant shall be fingerprinted. In order to determine suitability, the applicant, members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such corporations and companies shall be fingerprinted. If no disqualifying record is identified at the state level, the fingerprints shall be forwarded by the Department of Public Safety and Corrections, Public Safety Services, office of state police, to the Federal Bureau of Investigation (F.B.I.) for a national criminal history record check.

(2) In order to determine the applicant's suitability for an alcoholic beverage permit, in order to determine the suitability of an applicant, the office of alcohol and tobacco control shall require the members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such corporations and companies, the office of alcohol and tobacco control shall require the applicant to furnish to the office of alcohol and tobacco control a full set of fingerprints to enable a criminal background investigation to be conducted. The office of alcohol and tobacco control shall submit the completed fingerprint card to the office of state police. The office of state police is authorized to submit the fingerprints to the F.B.I. for a national criminal history background check.

(3) The office of alcohol and tobacco control shall require a background investigation by means of fingerprint checks by the office of state police and the F.B.I. of each applicant, members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and the members of a limited liability company owning more than five percent of such corporations or companies applying for an alcoholic beverage permit by means of fingerprint checks by the office of state police and the F.B.I.

(4) In addition to the other requirements established by law, the submittal of fingerprints shall be a prerequisite to the issuance of an permanent alcoholic beverage permit by means of fingerprint checks by the office of state police and the F.B.I.

(5) The office of state police shall require each applicant, members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such corporations and companies person applying for an alcoholic beverage permit pursuant to this Chapter to be fingerprinted. Such fingerprints shall be available for use by the office of state police and for transmittal to the F.B.I. for a national criminal history record check. The information obtained from the national criminal history record check conducted pursuant to this Section may be used by the office of alcohol and tobacco control to determine the applicant's eligibility for an alcoholic beverage permit.

(6) In order to determine the suitability of the spouses of those persons required to submit fingerprints in accordance with this Section, and all other persons required to possess the same qualifications required of the applicant, except for those persons already provided for by this Section, the office of alcohol and tobacco control shall require such persons to provide verification of suitability in accordance with rules adopted by the commissioner pursuant to the Administrative Procedure Act. Fingerprints shall not be required unless the commissioner requests fingerprints based upon credible information that a person may not meet the qualifications of an applicant.

Section 2. This Act shall become effective on January 1, 2012."

Senator Walsworth moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Dorsey, Erdey, Gautreaux, Guillery, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis.

Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names: Amedee, Donahue, Marionneaux, McPherson, Michot.

Total - 5

The Chair declared the Senate rejected the amendments proposed by the House.

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; to provide for the interruption of 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.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 147 by Senator Chaisson

AMENDMENT NO. 1

On page 1, delete line 4 and at the beginning of line 5, delete "deposits into the Budget"

AMENDMENT NO. 2

On page 2, delete lines 2 through 14, and insert the following: "(5)(a) If the balance in the fund is at its maximum during the fiscal year and money in the fund is made available for appropriation or use as provided in this Paragraph, no deposit to the fund as provided in Subsubparagraph (A)(2)(a) of this Section shall be made in the fiscal year for which money in the fund is appropriated or for which money in the fund is incorporated into the official forecast nor for the ensuing fiscal year."

AMENDMENT NO. 3

On page 2, delete lines 28 and 29 and on page 3, delete lines 1 through 7 and insert the following: "To provide that in a year when the balance in the Budget Stabilization Fund is at its maximum and monies are withdrawn from the Budget Stabilization Fund, no deposit of mineral revenues shall be made to the Budget Stabilization Fund in the same or ensuing fiscal year in which monies in the fund are appropriated or incorporated into the official forecast. Effective July 1, 2012."

Senator Chaisson moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	Kostelka	Quinn
Chabert	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Martiny	Smith
Crowe	Mills	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	Willard-Lewis
Erdey	Mount	
Total - 35		

NAYS

Total - 0

ABSENT

Amedee	McPherson
Marionneaux	Michot
Total - 4	

The Chair declared the Senate rejected the amendments proposed by the House.

SENATE BILL NO. 161—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 13:621.21 and 1138, and Section 1 of Act No. 873 of the 2008 Regular Session of the Legislature, and to repeal R.S. 13:1139(A), relative to courts and judicial procedure; to provide relative to district courts and district court judges; to dedicate certain judgeships in certain judicial districts and provide for divisions with certain limited or specialized subject matter jurisdiction; to provide for compensation of such judges; to provide for elections and terms of office; to provide certain terms, conditions, procedures, and requirements; to provide certain effective dates; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

On page 2, delete lines 11 through 29 in their entirety

AMENDMENT NO. 2

On page 3, delete lines 1 through 20 in their entirety and insert the following:

"A. The judges of the Civil District Court for the parish of Orleans who are in office on July 1, 1979 shall create the Domestic Relations Section of that court, by rule of court adopted on or before December 1, 1979, by the judges sitting en banc. The rule shall designate not less than two incumbent judges who shall be assigned to the Domestic Relations Section in accordance with the rules of the Civil District Court for the parish of Orleans. The Domestic Relations Section shall be assigned all cases involving domestic relations problems, ~~including the following:~~ **as defined in this Section.**

B.(1) The first two judgeships becoming vacant for any reason on or after August 15, 2011 shall be abolished and two new judgeships shall be created and limited, pursuant to the provisions of Article V, Section 15(A) of the Constitution of Louisiana, to family matters as provided by law, including the domestic relations matters provided for in Subsection C of this Section.

(2) The provisions of this Section shall not apply to Divisions B and E unless there is a vacancy in one or both of those divisions on or after February 1, 2012.

(3) Upon creation of the judgeships provided in Paragraph (2) of this Subsection, those judgeships shall be designated as Domestic Sections 1 and 2.

~~B-C.~~(1) Domestic relations matters shall include:

~~(1)(a)~~ **(a)** Actions for divorce, annulment of marriage, establishment or disavowal of paternity of children, alimony, support of children, custody by habeas corpus or otherwise, visitation rights, and all matters incidental to any of the foregoing proceedings.

~~(2)(b)~~ **(b)** The issuance, modification, or dissolution of conservatory writs for the protection of community property.

~~(3)~~ **Repealed by Acts 1991, No. 976, §2.**

~~(4)(c)~~ **(c)** The issuance of writs of fieri facias and garnishment under judgments for alimony, child support, and attorney fees, partition proceedings ~~following separation from bed and board, and partition proceedings~~ following divorce judgments, **and suits for separation of property.**

~~B— Domestic relations problems, as used herein, shall not include tutorship proceedings and suits for separation of property.~~

(2) For the purposes of this Subsection, family or domestic relations matters shall not include tutorship proceedings.

D. The provisions of this Section shall apply to the Civil District Court for the parish of Orleans or to the Forty-First Judicial District Court, whichever is applicable, and shall supersede to the extent of conflict with any other provision of law.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Judiciary to Reengrossed Senate Bill No. 161, on line 23, following "**Paragraph**" and before "**of**" change "**(2)**" to "**(1)**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Judiciary and adopted by the House on June 19, 2011, on page 1, line 14, after "**vacant**" change "**for any reason**" to "**by death, resignation, retirement, or removal**"

AMENDMENT NO. 2

On page 1, line 2, change "Section 1" to "Section 19(A) of Act No. 621 of the 2006 Regular Session of the Legislature as amended and reenacted by Section 1"

AMENDMENT NO. 3

On page 3, delete lines 21 and 22 in their entirety

AMENDMENT NO. 4

On page 3, line 23, after "Section 2." and before "Section 1." insert "Section 19(A) of Act No. 621 of the 2006 Regular Session of the Legislature, as amended and reenacted by"

AMENDMENT NO. 5

On page 3, at the end of line 23, add a comma ","

June 21, 2011

Senator Quinn moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Guillory, Jackson, Kostelka, LaFleur, Long, Martiny, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names: Amedee, Heitmeier, Marionneaux, McPherson, Michot.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 170— BY SENATOR CHAISSON

AN ACT

To enact R.S. 24:35 and to repeal R.S. 24:35.1, relative to legislative redistricting; to provide for the redistricting of the Senate of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 170 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "amend and reenact R.S. 24:35 as enacted by Act No. 24 of the 2011 First Extraordinary Session of the Legislature, relative to legislative redistricting; to provide"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line and delete lines 7 through 17 and delete pages 2 through 12 and insert the following: "R.S. 24:35 as enacted by Act No. 24 of the 2011 First Extraordinary Session of the Legislature is hereby amended and reenacted to read as follows:

§35. Membership of the Senate

A. The Senate of the Legislature of Louisiana shall be composed of thirty-nine members. The state shall be divided into the following senatorial districts and one senator shall be chosen from each of the districts:

(1) District 1 is composed of Precincts 9-45 and 9-45A of Orleans Parish; Precincts 1-1, 1-2, 1-3 and 1-4 of Plaquemines Parish; Precincts 22, 24, 25, 33, 34, 41, 43, 45, 46, 52, 53, 54, 55, 56, 57 and 58 of St. Bernard Parish and Precincts 601, 602, 603, 604, 606, 705, 706, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910,

911, 912, 913, 914, 915, 916, 917, 918, 921, P01, S01, S02, S03, S04, S05, S06, S07, S08, S09, S10, S11, S12, S13, S15, S16, S17, S18, S19, S21, S22, S23, S24 and S25 of St. Tammany Parish.

(2) District 2 is composed of Precincts 30, 36, 37, 39, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57 and 60 of Ascension Parish; Precincts 1-1, 1-2, 2-1, 2-2, 4-1, 4-2, 5-1, 5-2, 6-1, 6-2 and 7-1 of Assumption Parish; Precincts 1, 7, 8, 10, 11, 12, 13, 13B, 13C, 14A, and 22 (Part) that portion east of State Highway 1 of Iberville Parish; Precincts 1-2, 1-3, 1-4, 2-1, 2-1A, 2-3, 2-3A, 2-4, 2-4A, 2-5, 2-7, 2-9, 2-10, 5-1, 5-1A and 5-1B of Lafourche Parish; Precincts 1-1 of St. Charles Parish; Precincts 2, 3, 4, 5, 6, 7, 7-A, 12, 13, 14, 15, 15B, 16, 17, 17-A and 18 of St. James Parish; Precincts 1-2, 1-3, 1-4, 1-5, 2-1, 2-2, 2-3, 2-4, 3-1, 3-2, 3-3, 3-4, 4-1, 4-3 and 4-9 of St. John the Baptist Parish and Precincts 1-1, 2-1A, 3-1A, 3-1B, 3-2, 4-2, 4-3A, 4-3B, 4-4, 4-5 and 5-1 of West Baton Rouge Parish.

(3) District 3 is composed of Precincts 171, 172, 173, 174, 175, 179A, 179B, 180, 181, 182, 187, 188, 189, 200, 201, 210, 211, 212A (Part) that portion east of State Highway 3017 and north of Lapalco Blvd., 1-G and 2-G of Jefferson Parish; Precincts 6-1, 7-25A, 7-35, 7-37, 7-40, 8-1, 8-19, 8-20, 8-21, 8-22, 8-23, 8-24, 8-25, 8-26, 8-27, 9-1, 9-3, 9-3A, 9-4, 9-5, 9-5A, 9-6B, 9-6C, 9-6D, 9-6E, 9-6F, 9-7, 9-8, 9-8A, 9-9, 9-10, 9-11, 9-12, 9-13, 9-14, 9-15, 9-16, 9-25, 9-26, 9-28, 9-28C, 9-28E, 9-29, 9-30, 9-30A, 9-31, 9-31A, 9-31C, 9-32, 9-39, 9-39B, 9-40, 9-40A, 9-40C, 9-41, 9-41A, 9-41B, 9-41C, 9-41D, 9-43M, 9-44, 9-44I, 9-44L, 9-44M, 9-44N, 9-44P, 9-44Q, 15-1 and 15-5 of Orleans Parish and Precincts 10, 11, 12, 13, 14, 15, 16, 20, 21, 23, 30, 31, 32, 40, 42, 44, 50 and 51 of St. Bernard Parish.

(4) District 4 is composed of Precincts 3-14, 3-19, 3-20, 4-2, 4-5, 4-6, 4-7, 4-8, 4-9, 4-11, 4-14, 4-15, 4-17, 4-17A, 4-18, 4-20, 4-21, 4-22, 4-23, 5-1, 5-2, 5-3, 5-4, 5-8, 5-9, 5-10, 5-11, 5-12, 5-13, 5-15, 5-16, 5-17, 5-18, 6-2, 6-4, 6-7, 6-8, 6-9, 7-1, 7-2, 7-4, 7-5, 7-7, 7-8, 7-9A, 7-12, 7-15, 7-16, 7-17, 7-18, 7-19, 7-23, 7-24, 7-25, 7-26, 7-27, 7-27B, 7-28, 7-28A, 7-29, 7-30, 7-32, 7-33, 7-34, 7-37A, 7-41, 7-42, 8-2, 8-4, 8-6, 8-7, 8-8, 8-9, 8-12, 8-13, 8-14, 8-15, 8-28, 8-30, 9-17, 9-19, 9-21, 9-23, 9-31D, 9-33, 9-34A, 9-35, 9-35A, 9-36, 9-36B, 9-37, 9-38, 9-38A, 9-42, 9-42C, 9-43A, 9-43B, 9-43C, 9-43E, 9-43F, 9-43G, 9-43H, 9-43I, 9-43J, 9-43K, 9-43L, 9-43N, 9-44A, 9-44B, 9-44D, 9-44E, 9-44F, 9-44G, 9-44J, 9-44O, 17-17, 17-18, 17-18A, 17-19 and 17-20 of Orleans Parish.

(5) District 5 is composed of Precincts 107, 131 and 133 of Jefferson Parish and Precincts 1-1, 1-2, 1-5, 1-6, 2-1, 2-2, 2-3, 2-4, 2-6, 2-6A, 2-7, 3-1, 3-3, 3-5, 3-8, 3-9, 3-12, 3-15, 3-18, 4-3, 4-4, 5-5, 5-7, 6-6, 7-6, 7-10, 7-11, 7-13, 7-14, 7-20, 7-21, 10-3, 10-6, 10-7, 10-8, 10-9, 10-11, 10-12, 10-13, 10-14, 11-2, 11-3, 11-4, 11-5, 11-8, 11-9, 11-10, 11-11, 11-12, 11-13, 11-14, 11-17, 12-1, 12-2, 12-3, 12-4, 12-5, 12-6, 12-7, 12-8, 12-9, 12-10, 12-11, 12-12, 12-13, 12-14, 12-16, 12-17, 12-19, 13-1, 13-2, 13-3, 13-4, 13-5, 13-6, 13-7, 13-8, 13-9, 13-10, 13-11, 13-12, 13-13, 13-14, 13-15, 13-16, 14-12, 14-13A, 14-17, 14-18A, 14-19, 14-20, 14-21, 14-23, 14-24A, 14-25, 14-26, 16-2, 16-3, 16-4, 16-5, 16-6, 16-7, 16-8, 16-9, 17-2, 17-3, 17-4, 17-5, 17-6, 17-7, 17-8, 17-9, 17-10, 17-11, 17-12, 17-13, 17-13A, 17-14, 17-15 and 17-16 of Orleans Parish.

(6) District 6 is composed of Precincts 1-98, 2-6, 2-8, 3-1, 3-2, 3-3, 3-9, 3-12, 3-15, 3-16, 3-21, 3-22, 3-25, 3-26, 3-28, 3-30, 3-32, 3-33, 3-34, 3-37, 3-38, 3-43, 3-45, 3-46, 3-47 and 3-53 of East Baton Rouge Parish; Precinct 9 of Livingston Parish; Precincts 4-1, 4-2 and 5-1 of St. Helena Parish and Precincts 40, 40A, 42, 42A, 45, 45A, 46, 47, 48, 49, 70, 70A, 71, 72, 72A, 73, 74, 117, 121, 121A, 125, 127, 127A, 133, 133A, 137B, 139, 141, 149A and 151 of Tangipahoa Parish.

(7) District 7 is composed of Precincts 195, 196, 197A, 197B, 197C, 205, 213A, 213B, 213C, 214A, 214B, 225, 226, 232A, 232B, 3-G, 4-G, 5-G, 6-G, 7-G, 8-G, 9-G, 10-G and 11-G of Jefferson Parish; Precincts 15-2, 15-3, 15-6, 15-8, 15-9, 15-10, 15-11, 15-12, 15-12A, 15-13, 15-13A, 15-13B, 15-14, 15-14A, 15-14B, 15-14C, 15-14D, 15-14E, 15-14F, 15-14G, 15-15, 15-15A, 15-15B, 15-16, 15-17, 15-17A, 15-17B, 15-18, 15-18A, 15-18B, 15-18C, 15-18D, 15-18E, 15-18F, 15-19, 15-19A, 15-19B and 15-19C of Orleans Parish and Precincts 2-1, 3-1, 4-1 and 5-2 of Plaquemines Parish.

(8) District 8 is composed of Precincts 150, 151, 152, 153, 154, 155, 156, 157A, 157B, 170, 176, 177, 178, 183, 184, 185A, 185B, 190, 191, 192, 193, 194A, 194B, 198, 199, 202, 203, 204, 212A (Part) that portion west of State Highway 3017 and north of Lapalco Blvd., and that portion south of Lapalco Blvd., 212B, 215, 216A,

216B, 217, 227, 228, 229, 230, 231, 234, 235, 236, 237, 238, 246, 247, 248, 12-G, 13-G, 1-GI, 1-L, 1-W, 2-W, 3-W, 4-W, 5-W, 6-W and 7-W of Jefferson Parish and Precincts 5-1, 6-1, 6-2, 6-3, 6-4, 7-1, 7-3, 8-1, 9-1 and 9-3 of Plaquemines Parish.

(9) District 9 is composed of Precincts 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 60, 66, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 106, 127, 128, 129, 130, 132, 134, 136 and 138 of Jefferson Parish and Precincts 14-1, 14-2, 14-3, 14-4, 14-5, 14-6, 14-7, 14-8, 14-9, 14-10, 14-11, 14-14, 14-15, 14-16, 16-1, 16-1A and 17-1 of Orleans Parish.

(10) District 10 is composed of Precincts 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 21, 51, 52, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 67, 68, 105, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 1-H, 2-H, 3-H, 4-H, 5-H, 6-H, 7-H, 8-H, 9-H, 1-K, 2-K, 3-K, 4-K, 5-K, 6-K, 7-K, 8-K, 9-K, 10-K, 11-K, 12-K, 13-KA, 14-K, 15-K, 16-K, 17-K, 18-K, 19-K, 20-K, 25-K, 26-K (Part) that portion northeast of Illinois Central Railroad, 27-K, 28-K, 34-K and 35-K of Jefferson Parish.

(11) District 11 is composed of Precincts 101, 102, 103, 104, 105, 106, 107, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 426, 427, 605, 607, 701, 702, 703, 704, A01, A02, A03, A04, C01, C02, C03, C04, C05, C06, C07, C08, C09, C10, C11, M01, M02, M03, M04, M05, M06, M07, M08, M09, M10 and MD1 of St. Tammany Parish and Precincts 120, 120B, 122, 122A, 124, 141A, 143 and 145 of Tangipahoa Parish.

(12) District 12 is composed of Precincts 201, 202, 203, 204, 205, 206, 207, 301, 302, 303, 501, 502, 503, 504, 505 and F01 of St. Tammany Parish; Precincts 1, 2, 6, 11, 15, 16, 17, 18, 26, 27, 27A, 28, 28A, 33, 41, 43, 44, 101, 102, 103, 104, 104A, 105, 106, 106A, 106B, 107, 108, 109, 109A, 110, 111, 111A, 112, 114, 115B, 116, 118, 119, 120A, 121B, 123, 129 and 129A of Tangipahoa Parish and Washington Parish.

(13) District 13 is composed of Precincts 3-6 and 3-14 of East Baton Rouge Parish; Precincts 1, 1A, 1B, 1C, 1D, 2, 2A, 3, 3A, 4, 4A, 5, 5A, 5B, 6, 6A, 6B, 7, 7A, 8A, 8B, 10, 11, 11A, 12, 13A, 13B, 19, 20, 23, 23A, 23B, 24, 24A, 24B, 24C, 24D, 25, 26, 26A, 26B, 26C, 27, 28A, 28B, 29, 30, 35, 35A, 36, 36A, 39, 39A, 40, 40A and 41 of Livingston Parish and Precincts 137, 137A, 137C, 137D and 149 of Tangipahoa Parish.

(14) District 14 is composed of Precincts 1-1, 1-3, 1-4, 1-5, 1-6, 1-10, 1-13, 1-14, 1-15, 1-16, 1-17, 1-18, 1-19, 1-21, 1-22, 1-23, 1-24, 1-25, 1-26, 1-27, 1-28, 1-29, 1-30, 1-31, 1-32, 1-36, 1-37, 1-38, 1-39, 1-45, 1-46, 1-50, 1-51, 1-57, 1-58, 1-59, 1-61, 1-62, 1-63, 1-64, 1-65, 1-67, 1-68, 1-73, 1-85, 1-100, 1-102, 1-107, 3-5, 3-20, 3-23, 3-44, 3-50 and 3-55 of East Baton Rouge Parish.

(15) District 15 is composed of Precincts 1-2, 1-54, 1-55, 1-60, 1-70, 1-71, 1-77, 1-78, 1-81, 1-82, 1-83, 1-84, 1-86, 1-87, 1-88, 1-91, 1-92, 1-93, 1-94, 1-95, 1-97, 1-101, 1-104, 2-1, 2-2, 2-3, 2-4, 2-5, 2-9, 2-10, 2-11, 2-12, 2-13, 2-14, 2-15, 2-16, 2-17, 2-18, 2-19, 2-20, 2-22, 2-23, 2-24, 2-25, 2-27, 2-28, 2-30, 2-31, 3-8, 3-24, 3-42 and 3-54 of East Baton Rouge Parish.

(16) District 16 is composed of Precincts 1-7, 1-8, 1-9, 1-12, 1-33, 1-34, 1-35, 1-40, 1-41, 1-42, 1-43, 1-44, 1-47, 1-48, 1-49, 1-52, 1-53, 1-56, 1-66, 1-69, 1-72, 1-74, 1-75, 1-80, 1-89, 1-90, 1-99, 1-103, 1-105, 3-4, 3-7, 3-10, 3-11, 3-13, 3-17, 3-18, 3-19, 3-27, 3-29, 3-31, 3-35, 3-36, 3-39, 3-40, 3-41, 3-48, 3-49, 3-51 and 3-52 of East Baton Rouge Parish.

(17) District 17 is composed of Precincts 2-3, 3-1, 3-2, 5-3, 5-4, 7-2, 8-1 and 9-1 of Assumption Parish; Precincts 2-7, 2-21, 2-26, 2-29 and 2-32 of East Baton Rouge Parish; East Feliciana Parish; Precincts 2, 3, 4, 5, 6, 6A, 13A, 14, 14B, 15, 15A, 15B, 16, 17, 17A, 18, 19, 19A, 20, 21, 22 (Part) that portion west of State Highway 1, 23, 24, 25, 25A, 25B, 26, 26A, 27, 28, 29, 30, 31 and 32 of Iberville Parish; Pointe Coupee Parish; Precincts 1-1, 1-2, 2-1, 2-2, 3-1, 3-2, 3-3, 5-2, 6-1 and 6-2 of St. Helena Parish; Precincts 1-2 and 1-5 of St. Martin Parish and Precincts 2-1B, 2-2, 2-3, 4-1, 6-1, 6-2, 7-1, 7-2, 7-3 and 7-4 of West Baton Rouge Parish and Precincts 2-2 and 7-2 of West Feliciana Parish.

(18) District 18 is composed of Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 31, 32, 33, 34, 35, 40, 41, 42, 43, 58 and 61 of Ascension Parish;

Precincts 7B, 14, 15, 16, 17, 18, 21, 22, 31, 32, 33, 34, 38 and 43 of Livingston Parish and Precincts 8, 8-A, 9, 10 and 11 of St. James Parish.

(19) District 19 is composed of Precincts 104, 108, 115, 13-KB, 21-K, 22-K, 23-K, 24-K, 26-K (Part) that portion southwest of Illinois Central Railroad, 29-K, 30-K, 31-K and 33-K of Jefferson Parish; Precincts 3-1, 3-2, 3-3, 3-4, 3-5, 3-6, 4-1, 6-3, 7-1, 7-2, 7-3 and 7-4 of Lafourche Parish; Precincts 1-2, 1-3, 1-5, 1-6, 2-1, 2-2, 2-3, 2-4, 2-5, 3-1, 3-2, 3-3, 3-4, 3-5, 3-6, 4-1, 4-2, 4-3, 4-4, 5-1, 5-2, 5-3, 5-4, 5-5, 6-1, 6-2, 6-3, 6-4, 6-5, 6-6, 6-7, 6-8, 7-1, 7-2, 7-3 and 7-4 of St. Charles Parish and Precincts 1-1, 4-2, 4-4, 4-8, 5-1, 5-2, 5-3, 5-4, 5-5, 5-6, 5-7, 6-1, 6-3, 6-4, 7-2, 7-3, 7-4, 7-5 and 7-7 of St. John the Baptist Parish.

(20) District 20 is composed of Precincts 2-12, 2-13, 2-14, 4-2, 4-3, 4-4, 4-5, 4-6, 8-1, 9-1, 9-2, 10-1, 10-2, 10-3, 10-4, 10-5, 10-6, 10-7, 10-8, 10-9, 10-10, 10-11, 10-12, 10-13, 10-14, 10-15, 10-16, 11-1, 11-2, 11-3 and 11-4 of Lafourche Parish and Precincts 14, 19, 20, 21, 23, 24, 25, 27, 28, 29, 31, 32, 33, 34, 35, 36, 38, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 68, 70, 71, 72, 73, 78, 80, 82, 83, 88 and 89 of Terrebonne Parish.

(21) District 21 is composed of Precincts 6-3, 11-1, 11-2, 11-3, 11-4, 11-5, 12-1, 12-2 and 12-3 of Iberia Parish; Precincts 1-1, 2-2, 2-6, 2-8, 2-11, 5-2, 6-1, 6-2 and 6-4 of Lafourche Parish; St. Mary Parish and Precincts 1, 4, 5, 7, 8, 9, 10, 11, 12, 13, 15, 17, 18, 51, 64, 65, 66, 67, 69, 74, 76, 81, 84, 85, 86, 87 and 90 of Terrebonne Parish.

(22) District 22 is composed of Precincts 1-1, 1-2, 1-3, 2-1, 2-2, 2-3, 3-1, 3-2, 3-3, 3-4, 4-1, 4-2, 4-3, 4-4, 5-1, 5-2, 5-3, 5-4, 5-5, 6-1, 6-2, 6-4, 7-1, 7-2, 7-3, 7-4, 7-5, 8-1, 8-2, 8-4, 8-5, 9-1, 9-2, 9-3, 9-4, 9-5, 10-2, 10-3, 10-4, 10-5, 10-6, 10-7, 12-4, 13-1, 13-2, 13-3, 13-4, 14-1, 14-3 and 14-4 of Iberia Parish; Precincts 99 and 100 of Lafayette Parish; Precincts 3-1, 3-3, 3-5, 4-5, 4-7, 4-12 and 4-13 of St. Landry Parish and Precincts 1-1, 1-3, 1-4, 1-7, 2-1, 2-2, 2-3, 2-4, 3-1, 3-1A, 3-1B, 3-2, 3-3, 3-4, 3-4A, 3-5, 3-6, 3-9, 4-1, 4-1A, 4-2, 4-3, 4-4, 4-4A, 4-5, 4-6, 5-1, 5-2, 5-3, 5-4, 6-1, 6-2, 6-3, 6-3A, 6-3B, 6-4, 7-1A, 7-2A, 7-4, 7-4A, 8-1, 8-3, 8-4, 8-4A, 9-1, 9-2, 9-3, 9-4 and 9-5 of St. Martin Parish.

(23) District 23 is composed of Precincts 30A, 33, 34, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 60, 65, 66, 67, 69, 70, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97A, 97B, 98, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110 and 111 of Lafayette Parish.

(24) District 24 is composed of Precincts 2, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64 and 68 of Lafayette Parish; Precincts 1-1, 1-2, 1-2A, 1-3, 1-3A, 1-4, 1-4A, 1-6, 1-7, 1-8, 1-9, 1-10, 1-11, 1-12, 1-13, 1-14, 1-15, 1-15A, 1-16, 1-17, 1-18, 1-20, 1-21, 1-22, 1-23, 1-25, 1-26, 1-26A, 1-28, 1-28A, 1-29, 2-1, 2-4, 3-2, 3-4, 3-6, 4-2, 4-3, 4-4, 4-6, 4-8, 4-9, 4-10, 4-11, 4-12A, 5-3, 5-6 (Part) except that portion north of State Highway 103 and west of Interstate Highway 49, 6-1, 6-3, 6-4, 6-10, 6-11A, 6-15 and 6-16 of St. Landry Parish and Precincts 6-2A, 7-1 and 7-3 of St. Martin Parish.

(25) District 25 is composed of Precincts 2-2, 2-3, 2-4, 2-5, 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 5-1A, 5-1B, 5-2A, 5-2B, 5-3, 5-4, 5-5, 6-1, 6-2, 6-3A, 6-3B, 6-4, 6-5, 6-6, 6-7, 6-8, 6-9, 6-10, 6-11, 6-12, 6-13, 6-14, 6-15, and 6-16 of Acadia Parish; Precincts 260, 261, 262, 333, 336, 337, 338, 339, 362, 363, 364, 365, 366, 367N, 367S, 368, 369, 370, 371N, 371S, 800, 801, 860N, 860S, 861E and 861W of Calcasieu Parish; Cameron Parish and Jefferson Davis Parish.

(26) District 26 is composed of Precincts 1-1, 1-2A, 1-2B, 1-3A, 1-3B, 1-4A, 1-4B, 1-5A, 1-5B, 1-6, 1-7, 1-8, 1-9, 2-1, 3-1, 3-3A, 3-3B, 3-4, 3-6 and 3-7 of Acadia Parish; Precincts 1, 3, 8, 26, 27, 28A, 28B, 29, 31, 32, 35, 36, 37 and 71 of Lafayette Parish; Precincts 2-2, 2-3, 2-5, 2-6, 2-7, 2-8 and 2-9 of St. Landry Parish and Vermilion Parish.

(27) District 27 is composed of Precincts 162E, 162W, 163, 164, 165, 166, 167, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309E, 309W, 310, 311, 312, 313E, 313W, 314, 315E, 315W, 316E, 316W, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332N, 332S, 334, 335, 360, 361, 400, 401, 402, 403, 404, 405, 406, 407, 408, 440, 441, 461, 462, 463, 464, 466E, 466W, 467, and 468 of Calcasieu Parish.

(28) District 28 is composed of Precincts 3-2, 3-5, 7-2, 7-3, and 7-4 of Acadia Parish; Allen Parish; Precincts 2-1A, 2-2B, 2-2C,

June 21, 2011

2-4A, 2-4B, 2-4D, 2-5A, 2-5B, 2-5C, 2-7, 2-8, 3-1A, 3-1B, 3-1C, 3-3A, 3-3D, 4-1, 4-2, 5-1, 5-2, 6-1A, 7-1, 7-2, 7-3, 7-3A, 8-1, 8-2A, 8-2B, 8-3A, 9-1A, 9-1C, 9-2, 9-3A, 9-4A, 9-5C, 9-6A, 9-6B, 10-2B, 10-2C, 10-3A, 10-3D, 10-4, 10-5C, 11-1 and 11-2A of Avoyelles Parish; Evangeline Parish; Precincts 1-5, 1-19, 1-24, 5-1, 5-2, 5-4, 5-5, 5-6 (Part) that portion north of State Highway 103 and west of Interstate Highway 49, 5-8, 6-2, 6-5, 6-6, 6-7, 6-8, 6-9, 6-11, 6-13, 6-14 and 6-16A of St. Landry Parish.

(29) District 29 is composed of Precincts 1-1, 1-2, 1-3, 2-1, 2-2, 3-1, 7-1, 7-2, 7-3 and 7-4 of Bienville Parish; Precincts 2-2, 3-1, 3-2, 3-3, 4-2 and 8-1 of Grant Parish; Precincts 16, 17, 17A, 18, 19, 19A, 19B, 20, 20A and 25 of Jackson Parish; Precincts 1-1, 1-2, 1-3, 2-1, 2-2, 3-1, 9-1, 10-1, 10-3, 10-5, 11-1, 11-3 and 12-1 of Lincoln Parish; Precincts 1-2, 1-3, 1-4, 1-4B, 1-5, 1-5A, 1-8 and 1-13 of Natchitoches Parish; Precincts C1, C2, C3, C4, C5, C6, C7, C8, C9, C10, C11, C13, C14, C15, C17, C18, C19, C20, C21, C22, C24, C25, C28, C38, C39, C40, N1, N2, N3, N4, N5, N6, N8, N9, N11, N15, N19, N20, N21, S4, S14, S20 and S21 of Rapides Parish and Precincts 1-1, 1-4, 1-5, 2-1, 2-3, 3-1B, 5-1, 5-3, 6-1, 7-1, 7-1A, 7-2A and 7-5 of Winn Parish.

(30) District 30 is composed of Beauregard Parish; Precincts 160E, 160W, 161, 460E, 460W, 465, 469, 560, 561, 562, 600, 601, 602, 603, 660, 661, 662, 663, 664, 700, 701, 702, 703, 760, 761 and 762 of Calcasieu Parish and Vernon Parish.

(31) District 31 is composed of Precincts 1-1, 1-2, 1-3 and 2-1 of Grant Parish; Precincts 1-1, 1-1A, 1-3A, 1-4A, 1-6, 1-7, 1-9, 1-9A, 1-10, 1-10A, 1-10B, 1-11, 1-12, 1-14, 2-1, 2-2, 2-3, 2-4, 2-5, 2-6, 2-7, 2-7A, 2-8, 2-9, 3-1, 3-2, 3-3, 3-4, 3-5, 3-6, 3-7, 3-8, 3-9, 3-10, 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 4-7, 4-8 and 4-9 of Natchitoches Parish; Precincts C23, C26, C27, C30, C31, C32, C33, C34, C35, C36, C37, C41, C42, S1, S2, S5, S6, S7, S8, S9, S10, S11, S13, S15, S17, S18, S19, S22, S23, S24, S25, S26, S27, S28 and S29 of Rapides Parish; Red River Parish; Sabine Parish and Precincts 1-3, 2-2, 3-1, 3-1A, 3-1C, 3-2, 3-2A, 3-3, 4-1, 4-2, 4-2A, 4-3, 4-4, 4-5 and 6-1A of Winn Parish.

(32) District 32 is composed of Precincts 1-1, 1-2, 2-2A, 2-3A and 6-2A of Avoyelles Parish; Caldwell Parish; Catahoula Parish; Precincts 1-3 (Part) that portion northwest of US Highway 65; 3-1, 3-2, 3-3, 4-1, 4-2, 4-3, 4-4, 4-6, 5-2, 5-3, 5-4, 5-5, 5-6 and 5-7 of Concordia Parish; Franklin Parish; La Salle Parish; Precincts 25, 26, 57 and 58 of Ouachita Parish; Precincts N10, N22, N23, N24, N25, N26, N27, N28, N29 and S16 of Rapides Parish; Precinct 1 of Richland Parish and Precincts 1-1, 2-1, 3-2, 3-3, 4-1, 4-2, 4-3, 5-1, 5-2, 5-3, 6-1, 6-2, 6-3, 7-1 and 7-4 of West Feliciana Parish.

(33) District 33 is composed of Precincts 1, 8, 10, 11, 21, 22, 31, 34, 35, 36, 37, 81, 84, 85, 87, 88, 91, 92, 93, 94 and 96 of Claiborne Parish; Precincts 4-1, 4-2, 4-3, 4-4, 4-5 and 5-2 of Lincoln Parish; Precincts 2, 3, 4, 6, 13, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50, 51, 53 and 54 of Morehouse Parish; Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 35, 36, 37, 41, 43, 44, 44A, 49, 50 and 76 of Ouachita Parish; Union Parish and West Carroll Parish.

(34) District 34 is composed of Precincts 1-1, 1-2, 1-3 (Part) that portion southeast of US Highway 65, 1-4, 2-1, 2-4 and 5-1 of Concordia Parish; East Carroll Parish; Madison Parish; Precincts 1, 5, 7, 8, 9, 10, 12, 14, 15, 16, 17, 18, 33, 36, 37, 38, 52 and 55 of Morehouse Parish; Precincts 9A, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 27, 28, 29, 30, 60, 63, 65, 66, 67, 68, 69, 70, 72, 73, 74 and 79 of Ouachita Parish; Precincts 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35 of Richland Parish and Tensas Parish.

(35) District 35 is composed of Precincts 2-3, 4-1, 5-1, 5-2, 6-1, 6-2, 6-3, 7-1, 7-2, 7-3, 7-4, 8-2 and 8-3 of Grant Parish; Precincts 1, 2, 3, 4, 5, 5A, 6, 7, 8, 8A, 9, 10, 11, 13, 14A, 15, 22, 24 and 26A of Jackson Parish; Precincts 3-2, 3-3, 3-4, 3-5, 5-1, 5-3, 5-4, 6-1, 6-2, 6-3, 6-4, 6-5, 7-1, 7-2, 8-1, 8-2, 8-3, 9-2, 9-3, 10-2, 10-4, 11-2 and 12-2 of Lincoln Parish; Precincts 31, 32, 33, 34, 38, 39, 40, 42, 45, 46, 47, 48, 51, 52, 53, 54, 55, 56, 59, 61, 62, 64, 71, 75, 77 and 78 of Ouachita Parish; Precincts N7, N12, N13, N14, N16, N17 and N18 of Rapides Parish and Precincts 5-2, 5-4, 5-5, 6-3, 6-4, 6-5, 6-6, 7-2, 7-7 and 7-7A of Winn Parish.

(36) District 36 is composed of Precincts 2-3, 3-2, 3-3, 3-4, 3-5, 4-1, 4-2, 4-4, 5-1, 5-2, 5-3, 5-4, 6-1, 6-2, 6-3 and 6-4 of Bienville

Parish; Precincts 2-1, 2-17A, 2-18A, 2-18B, 2-18C, 2-21A, 2-21B, 2-21C, 2-21D, 2-22A, 2-22B, 3-1, 3-2, 3-3, 3-4, 4-1A, 4-2, 4-3A, 4-3B, 4-3C, 4-4A, 4-4B, 4-5A, 4-6, 4-7, 4-9, 4-11A, 4-11B and 4-11C of Bossier Parish; Precincts 3, 5, 7, 41, 42 and 51 of Claiborne Parish and Webster Parish.

(37) District 37 is composed of Precincts 1-1, 1-2, 1-3, 1-3A, 1-4, 1-4A, 1-5, 2-2, 2-3, 2-4, 2-5, 2-6, 2-7, 2-8, 2-9, 2-10, 2-11, 2-11A, 2-12A, 2-12B, 2-12C, 2-13, 2-14, 2-15, 2-16, 2-16A, 2-17B, 2-19, 2-20, 2-23, 4-8A, 4-8B, 4-8C, 4-8D and 4-10 of Bossier Parish and Precincts 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 48, 49, 64, 76, 77, 99, 102, 104, 109 and 129 of Caddo Parish.

(38) District 38 is composed of Precincts 4, 56, 62, 63, 65, 66, 68, 72, 75, 78, 79, 84, 85, 87, 88, 89, 90, 91, 92, 93, 94, 95, 97, 100, 101, 103, 105, 107, 108, 110, 122, 123, 125, 126, 127, 128, 132, 133, 134 and 159 of Caddo Parish and De Soto Parish.

(39) District 39 is composed of Precincts 1, 2, 3, 5, 23, 25, 28, 29, 30, 31, 32, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 50, 51, 52, 53, 54, 55, 57, 58, 59, 60, 61, 67, 69, 70, 71, 73, 74, 80, 81, 82, 83, 86, 98, 106, 130, 135, 136, 137, 138, 139, 140, 142, 143, 144, 145, 146, 149, 150, 151, 154, 155, 156, 157 and 158 of Caddo Parish.

B. The precincts referenced in this Section are those precincts identified as Voting Districts (VTDs) in the 2010 Census Redistricting TIGER/Line Shapefiles for the State of Louisiana.

C. When a precinct referenced in this Section has been subdivided by action of the parish governing authority on a nongeographic basis or subdivided by action of the parish governing authority on a geographic basis in accordance with the provisions of R.S. 18:532.1, the enumeration in this Section of the general precinct designation shall include all nongeographic and all geographic subdivisions thereof, however such subdivisions may be designated. The territorial limits of the districts as provided in this Section shall continue in effect without change regardless of any changes made to the precincts by the parish governing authority.

Section 2.(A) The provisions of Section 1 of this Act shall be effective for the limited purposes of qualifying candidates for and electing members to the Senate of the Legislature of Louisiana at the next regularly scheduled election for members of the Senate in 2011, commencing on the date and at the time that the qualifying period opens for such offices. The effectiveness of Section 1 of this Act for such qualification and election shall not reduce the term of office of any member of the Senate nor change any Senate district as established in R.S. 24:35.1 until such provisions of law are repealed pursuant to Section 4 of Act No. 24 of the 2011 First Extraordinary Session of the Legislature .

(B) Except as provided in Subsection A of this Section, the provisions of Section 1 of this Act shall become effective at 10:00 a.m. on January 9, 2012.

Section 3. A vacancy in the office of a member elected to serve a term of office commencing at 10:00 a.m. on January 9, 2012, shall be filled, as required by law from the district created by Section 1 of this Act from which the member was elected.

Section 4. The provisions of this Section and Sections 2 and 3 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 170 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 17 on page 1, line 27, change "Precincts" to "Precinct"

Senator Chaisson moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	McPherson	Willard-Lewis
Marionneaux	Michot	
Total - 5		

The Chair declared the Senate rejected the amendments proposed by the House.

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 the interruption of deposits into the Budget Stabilization Fund in certain circumstances; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 171 by Senator Chaisson

AMENDMENT NO. 1

On page 1, delete lines 16 and 17 and on page 2, delete lines 1 through 16 and insert the following:

"(b)(i) Notwithstanding any provision of this Section to the contrary, ~~except pursuant to a specific appropriation by the legislature, if the balance in the fund is at its maximum during the fiscal year and money in the fund is made available for appropriation or use as provided in this Paragraph, no appropriation or deposit to the fund shall be made as provided in Subparagraph (A)(2)(a) of this Section in the same fiscal year as an appropriation, use or withdrawal is made from the fund or until such time as the official forecast exceeds the actual collections of state general fund (direct) revenue for Fiscal Year 2008: in the fiscal year for which money in the fund is appropriated or for which money in the fund is incorporated into the official forecast nor for the ensuing fiscal year.~~"

Senator Chaisson moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Marionneaux
Gautreaux	McPherson
Total - 4	

The Chair declared the Senate rejected the amendments proposed by the House.

SENATE BILL NO. 196—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 38:2251.2, relative to public contracts; to provide a preference for steel pipe manufactured in this state; and to provide for related matters.

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

Mr. President in the Chair

SENATE BILL NO. 207—
BY SENATOR MOUNT

AN ACT

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 1300.23, relative to Medicaid; to require the Department of Health and Hospitals to submit an annual report to the legislature on the Coordinated Care Network Medicaid initiative; to provide for termination of legislative authority; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 207 by Senator Mount

AMENDMENT NO. 1

On page 3, line 7, after "~~denied~~" and before "~~by each~~" insert "~~or reduced~~"

AMENDMENT NO. 2

On page 3, line 8, after "~~each~~" and before "~~the following~~" insert "~~of~~"

June 21, 2011

AMENDMENT NO. 3

On page 3, between lines 13 and 14, insert the following:
"(f) Due to process, procedure, notification, referrals, or any other required administrative function of a coordinated care network."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Geymann to Reengrossed Senate Bill No. 207 by Senator Mount

AMENDMENT NO. 1

On page 5, delete lines 14 through 26 in their entirety and insert the following:

"§1300.23. Sunset
All authority for that portion of the Louisiana Medical Assistance Program which is administered by a coordinated care program, or meets the definition of managed care pursuant to federal law or regulation, excluding those portions which provide for behavioral health services, shall hereby terminate on December 31, 2014. After that date, the department shall administer the services encompassed by the portion terminated herein according to rules and regulations promulgated prior to the establishment of the coordinated care program within the Louisiana Medical Assistance Program."

Senator Mount moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey and their respective counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Amedee, Marionneaux, McPherson and their counts.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 210— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:854, relative to the intent and purposes of the tax on tobacco; to exempt certain tobacco products sampled at convention facilities during certain conventions from the purposes of such tax; to provide for the taxable periods in which the exemption applies; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 210 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 4, following "Tobacco Control Act" change "(Tobacco Control Act)" to ", also known as the Tobacco Control Act"

AMENDMENT NO. 2

On page 2, line 7, following "Retailers" insert "Association"

Senator Morrell moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Crowe, Donahue, Dorsey, Erdey, Gautreaux and their counts.

NAYS

Table with 2 columns: Name, Nays. Lists name Claitor and count Peterson.

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Amedee, Marionneaux, McPherson and their counts.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 242— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 14:141 and R.S. 39:126 and 1767, and R.S. 48:251.8, to enact R.S. 38:2192 and 2222 and R.S. 39:1557.1, and to repeal R.S. 38:2196.1, R.S. 39:200(N) and 1493.1, and Part X of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, consisting of R.S. 39:1758, relative to public contracts; to provide for prohibited splitting of profits, fees, and commissions; to provide with respect to recordation of certain change orders, amendments, or other revisions to public contracts; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ligi to Engrossed Senate Bill No. 242 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, change "39:126 and 1767," to "39:1767"

AMENDMENT NO. 2

On page 3, line 22, change "39:126 and 1767 are" to "39:1767 is"

AMENDMENT NO. 3

On page 3, delete lines 24 through 29 in their entirety and on page 4, delete lines 1 through 14 in their entirety

Senator Appel moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux, Mount, Adley, Guillory, Murray, Alario, Heitmeier, Nevers, Appel, Jackson, Perry, Broome, Kostelka, Peterson, Chabert, LaFleur, Quinn, Cheek, Long, Riser, Claitor, Martiny, Shaw, Crowe, Michot, Smith, Donahue, Mills, Thompson, Dorsey, Morrell, Walsworth, Erdey, Morrish, Willard-Lewis

NAYS

Total - 0

ABSENT

Table with 3 columns: Amedee, Marionneaux, McPherson

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 253—

BY SENATORS JACKSON AND MURRAY AN ACT

To amend and reenact R.S. 9:2347(A)(1), (H), and (M), and R.S. 39:1403(A), relative to the issuance of bonds by public trusts; to provide for the publication of the notice of intention to issue bonds, notes, or other evidences of indebtedness by a public trust; to provide for the sale of bonds, notes and other evidences of indebtedness by a public trust; to provide that property owned by certain public trusts authorized to issue bonds to finance projects, is public and used for a public purpose; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 253 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 3, after "public trusts;" delete the remainder of the line and delete line 4 in its entirety

AMENDMENT NO. 2

On page 2, line 14, after "for" and before "weeks" delete "two" and insert "four"

AMENDMENT NO. 3

On page 3, line 14, after "trust" and before the period "." insert "except when the state is the beneficiary of the financing"

AMENDMENT NO. 4

On page 5, line 18, after "public trusts" and before the comma " " insert "except when the state is the beneficiary of the financing"

Senator Jackson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux, Mount, Adley, Guillory, Murray, Alario, Heitmeier, Nevers, Appel, Jackson, Perry, Broome, Kostelka, Peterson, Chabert, LaFleur, Quinn, Cheek, Long, Riser, Claitor, Martiny, Shaw, Crowe, Michot, Smith, Donahue, Mills, Thompson, Dorsey, Morrell, Walsworth, Erdey, Morrish, Willard-Lewis

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Amedee, Marionneaux, McPherson

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 266— (Substitute of Senate Bill No. 183 by Senator Appel)

BY SENATORS APPEL AND MURRAY AN ACT

To amend and reenact R.S. 17:3217, to enact R.S. 17:3230, and to repeal R.S. 17:3215(2), relative to postsecondary education; to provide for the transfer of the University of New Orleans to the University of Louisiana System; to provide relative to the transfer of the facilities, resources, funds, obligations, and functions of the institution and related foundations; to provide for the transition responsibilities of the impacted institution and management boards and the division of administration; to provide for cooperative agreements; to provide relative to accreditation issues; to provide relative to funding; to provide relative to employees; to provide for effectiveness; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 266 by Senator Appel

AMENDMENT NO. 1

On page 2, line 25, after "Supervisors" and before "the" change "of" to "for"

AMENDMENT NO. 2

On page 3, at the beginning of line 29, change "Supervisors of" to "Supervisors for"

AMENDMENT NO. 3

On page 4, line 17, after "institution" and before "In" delete "on the effective date of this Section." and insert in lieu thereof a period "

June 21, 2011

AMENDMENT NO. 4

On page 4, line 22, after "institution" delete the remainder of the line and insert in lieu thereof a period "

AMENDMENT NO. 5

On page 5, at the beginning of line 8, change "for" to "of"

AMENDMENT NO. 6

On page 5, at the beginning of line 9, change "Board" to "the Board"

AMENDMENT NO. 7

On page 5, line 21, after "Supervisors" and before "to fully" insert "of Louisiana State University and Agricultural and Mechanical College and the Board of Supervisors for the University of Louisiana System"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Re-Reengrossed Senate Bill No. 266 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, change "17:3230" to "17:3230 and Part III-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3241"

AMENDMENT NO. 2

On page 1, line 12, change "17:3230 is" to "17:3230 and Part III-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3241, are"

AMENDMENT NO. 3

On page 3, line 15, after "System," delete the remainder of the line and delete lines 16-20 in their entirety.

AMENDMENT NO. 4

Delete Amendment Nos. 5 and 6 proposed by the House Committee on Education and adopted by the House on June 19, 2011.

AMENDMENT NO. 5

On page 5, line 6, after "System," delete the remainder of the line and delete lines 7 through 19 in their entirety and insert the following: "Such funding and resources shall not impact the Board of Regents' formula for the equitable distribution of funds to institutions of postsecondary education.

G.(1) The University of New Orleans, pursuant to their agreement with the University of New Orleans Foundation, shall reimburse the state for the purchase of available insurance for indemnification and costs which may arise from the transfer; provided however, that the state of Louisiana shall indemnify and hold harmless the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and the Board of Supervisors for the University of Louisiana System for any liability and costs which may result from the transfer of existing contracts, financing, or immovable property.

(2) Effective beginning with the 2011-2012 Fiscal Year, any and all funds previously paid by the University of New Orleans to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College shall be paid instead to the Board of Supervisors for the University of Louisiana System; however, the total amount of such payments shall not be less than that paid during the 2010-2011 Fiscal Year."

AMENDMENT NO. 6

On page 5, at the beginning of line 20, change "G." to "H."

AMENDMENT NO. 7

On page 5, between lines 22 and 23, insert the following:

PART III-A. POSTSECONDARY EDUCATION DELIVERY SYSTEM FOR THE NEW ORLEANS REGION

§3241. Legislative intent; goals

A. It is the intent of the legislature that a comprehensive, integrated regional delivery system be provided for the delivery of public postsecondary education services in the New Orleans region which system will:

(1) Provide a world class educational environment that will meet the academic needs and interests of every student, while providing each student with the support, assistance, and guidance necessary to attain his or her educational goals and aspirations.

(2) Ensure that students who are academically unprepared are provided the educational resources they need to have a reasonable chance for success in their academic pursuits.

(3) Raise the educational attainment of the population, improve the quality of life, and contribute to the economic well being of the New Orleans region.

(4) Make optimal use of facilities, faculties, and other academic and fiscal resources associated with the public postsecondary institutions in the region.

B. The legislature finds that these goals will best be accomplished through the following actions:

(1) The Board of Regents shall adopt by not later than February 1, 2012, a written plan of action including timelines, deadlines, requirements, and procedures for achieving the goals specified in Subsection A of this Section as such goals relate to the powers, duties, functions, and responsibilities of the board provided by Article VIII, Section 5, of the Constitution of Louisiana and other applicable law. The board shall submit copies of the adopted action plan to the House Committee on Education and the Senate Committee on Education.

(2) The Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges each shall adopt by not later than February 1, 2012, a written plan of action including timelines, deadlines, requirements, and procedures for achieving the goals specified in Subsection A of this Section as they relate to the powers, duties, functions, and responsibilities of the boards provided by Article VIII, Section 5(E), of the Constitution of Louisiana and other applicable law. Each board also shall submit copies of its adopted action plan to the House Committee on Education and the Senate Committee on Education."

Senator Appel moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Table with 3 columns: Name, Position, and Vote. Includes Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, Michot, Mills, Morrell, Morrish, Mount, Murray, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis.

Total - 35

NAYS

Total - 0

ABSENT

Amedee McPherson
 Marionneaux Nevers
 Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 269— (Substitute of Senate Bill No. 249 by Senator Riser)
 BY SENATORS RISER AND THOMPSON
 AN ACT

To enact R.S. 40:600.4(E), 600.64(C), and Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.86 through 600.111 and R.S. 42:1124.2(A)(5), and to repeal R.S. 36:769(J) and Chapter 3-A of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.1 through 600.25.1, relative to housing authorities; to create the Louisiana Housing Corporation and provide for its powers, functions, and duties; to provide for the abolishment of certain programs or agencies, the consolidation of housing programs, and the transfer of certain programs or agencies; to provide for the filing of certain financial disclosure statements relative to certain boards and commissions; to provide terms, conditions, definitions, procedures, and effects; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 271— (Substitute of Senate Bill No. 229 by Senator Marionneaux)
 BY SENATORS MARIONNEAUX, ALARIO, CHEEK, DONAHUE, ERDEY, JACKSON, LAFLEUR, LONG, MICHOT, MURRAY AND WALSWORTH
 AN ACT

To enact R.S. 33:2201(B)(20), relative to law enforcement; to include state employees engaged in an investigation, serving a subpoena, or collecting evidence of a possible violation of state law as law enforcement officers for whom certain benefits are provided to surviving spouses and children in certain cases; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 271 by Senator Marionneaux

AMENDMENT NO. 1
 On page 1, line 3, change "a subpoena" to "an order of the court"

AMENDMENT NO. 2
 On page 1, line 16, after "**subpoenas**," and before "**or**" insert "**warrants, pleadings, or other orders of the court**,"

Senator Erdey moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Appel	Jackson	Peterson

Broome	LaFleur	Riser
Chabert	Long	Shaw
Cheek	Martiny	Smith
Claitor	Michot	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	Willard-Lewis
Dorsey	Morrish	
Erdey	Mount	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Marionneaux	Quinn
Kostelka	McPherson	
Total - 5		

The Chair declared the Senate concurred in the amendments proposed by the House.

**Privilege Report of the
Legislative Bureau**

June 21, 2011

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 35—
 BY REPRESENTATIVE STIAES
 AN ACT

To enact R.S. 47:305.66 and 337.9(D)(31), relative to sales and use tax exemptions; to provide for a state and local sales and use tax exemption for sales of certain property to the "Make It Right Foundation"; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 123—
 BY REPRESENTATIVE RICHARD
 AN ACT

To amend and reenact R.S. 6:765(B) and 767(D) and R.S. 9:2449(B) and to enact R.S. 9:2432 through 2439, relative to the estate tax apportionment; to authorize the payment of certain savings or shares; to provide for the death of a member or depositor; to provide for the withholding of taxes; to provide exemptions, deductions, and credits when apportioning taxes; to provide an action for the recovery of taxes paid; to provide for actions against nonresidents; to provide for the estate tax marital deduction; to provide for individual retirement accounts; to provide for retroactive application; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 319—
 BY REPRESENTATIVE SIMON
 AN ACT

To enact R.S. 47:297(P), relative to tax credits; to authorize a credit against the individual income tax for the owner of a newly constructed one- or two-family dwelling which includes certain accessible and barrier-free design elements; to provide for eligibility; to provide for the amount of the credit; to provide for limitations; to authorize rulemaking; and to provide for related matters.

Reported without amendments.

June 21, 2011

HOUSE BILL NO. 371—
BY REPRESENTATIVE TUCKER
AN ACT

To enact R.S. 47:6021.1, relative to tax credits; to authorize issuance of the Brownfields Investor Tax Credit to eligible taxpayers; to provide for the amount of the credit; to provide for eligibility; to provide for definitions; to provide for the tax credit application process; to authorize the recapture and recovery of the tax credit under certain circumstances; to authorize the transfer of tax credits; to provide relative to the applicable tax periods for which the credits may be granted or allowed; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 455—
BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 47:1508(B)(29), relative to the Department of Revenue; to provide with respect to the confidentiality of taxpayer records; to authorize the sharing of information relating to certain postsecondary education and employment information; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 597—
BY REPRESENTATIVES MICHAEL JACKSON, AUBERT, BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, CROMER, FOIL, GALLOT, GISCLAIR, GREENE, HARDY, HARRISON, HAZEL, HENRY, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LEGER, MONTOU CET, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, AND TEMPLET
AN ACT

To amend and reenact R.S. 47:6020 and to repeal R.S. 47:6020.1, 6020.2, and 6020.3, relative to tax credits; to convert the Angel Investor Tax Credit Program to the Angel Investor Rebate Program; to provide for the amount of the rebate; to provide for the maximum amount of rebates which may be granted in a year; to authorize the Department of Economic Development to administer the program; to provide relative to the repayment, recapture, or recovery of rebates under certain circumstances; to authorize the collection of interest under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 606—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 47:305.64(A)(2)(b)(iii), relative to sales and use taxes; to authorize certain qualifying radiation therapy treatment centers to qualify for the sales and use tax exemption; to provide relative to certain definitions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 614—
BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 47:6028, relative to tax credits; to provide for a refundable income and corporate franchise tax credit for certain overpayments related to the inventory tax credit; to delete certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 618—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 47:293(5), relative to deductions from individual income tax; to provide with respect to the deduction

for hurricane recovery benefits; to provide definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 629—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 22:832.1 and Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3117, relative to tax credits; to establish the Louisiana Entrepreneurial Assistance and Development Program to provide a credit against insurance premium tax for certain venture capital investors; to provide for administration of the program by the Department of Economic Development; to provide for applications and to establish criteria for approval; to establish criteria for investments; to provide for reporting; to provide for other requirements and limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 641— (Substitute for House Bill No. 544 by Representative Rosalind Jones)

BY REPRESENTATIVES ROSALIND JONES, ANDERS, ARMES, AUSTIN BADON, BISHOP, BROSETT, BURRELL, CARTER, CHANDLER, DIXON, DOERGE, FANNIN, GISCLAIR, HOWARD, GIROD JACKSON, SAM JONES, LEBAS, LEGER, MONTOU CET, MORENO, NOWLIN, AND PATRICIA SMITH

AN ACT

To amend and reenact R.S. 47:301(4)(h) and 302(K)(5) and to enact R.S. 47:301(4)(m), relative to sales and use tax; to provide with respect to dealers; to provide for certain definitions; to provide a method for reporting and remitting taxes by certain dealers; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Marionneau, the Bills and Joint Resolutions were read by title and passed to a third reading.

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 142** by Representative S. Jones, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate

Amendment(s) to **House Bill No. 150** by Representative Downs, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 194** by Representative Williams, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 289** by Representative Morris, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 293** by Representative Dove, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 454** by Representative Harrison,

and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 361** by Representative Roy, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 369** by Representative G. Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 417** by Representative Cortez, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate

Amendment(s) to **House Bill No. 475** by Representative Lorusso, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Appointment of Conference Committee
on Senate Bill No. 66**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 66**:

Senators Riser,
Appel
and Claitor.

**Appointment of Conference Committee
on Senate Bill No. 111**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 111**:

Senators Nevers,
Murray
and Quinn.

**Appointment of Conference Committee
on Senate Bill No. 145**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 145**:

Senators Claitor,
Chabert
and Smith.

**Appointment of Conference Committee
on Senate Bill No. 169**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 169**:

Senators Morrish,
Claitor
and Riser.

**Appointment of Conference Committee
on House Bill No. 159**

The President of the Senate appointed to the Conference Committee on **House Bill No. 159** the following members of the Senate:

Senators Crowe,
Thompson
and Jackson.

**Appointment of Conference Committee
on House Bill No. 275**

The President of the Senate appointed to the Conference Committee on **House Bill No. 275** the following members of the Senate:

Senators Perry,
Morrish
and Guillory.

**Appointment of Conference Committee
on House Bill No. 353**

The President of the Senate appointed to the Conference Committee on **House Bill No. 353** the following members of the Senate:

Senators Crowe,
Murray
and Willard-Lewis.

**Appointment of Conference Committee
on House Bill No. 291**

The President of the Senate appointed to the Conference Committee on **House Bill No. 291** the following members of the Senate:

Senators Chabert,
LaFleur
and Marionneaux.

**Appointment of Conference Committee
on House Bill No. 459**

The President of the Senate appointed to the Conference Committee on **House Bill No. 459** the following members of the Senate:

Senators Smith,
Morrell
and Chabert.

**Appointment of Conference Committee
on House Bill No. 462**

The President of the Senate appointed to the Conference Committee on **House Bill No. 462** the following members of the Senate:

Senators Morrish,
Riser
and Perry.

**Appointment of Conference Committee
on House Bill No. 470**

The President of the Senate appointed to the Conference Committee on **House Bill No. 470** the following members of the Senate:

Senators Erdey,
Martiny
and McPherson.

**Appointment of Conference Committee
on House Bill No. 553**

The President of the Senate appointed to the Conference Committee on **House Bill No. 553** the following members of the Senate:

Senators Murray,
Peterson
and Claitor.

Motion to Consider

HOUSE BILL NO. 98—
BY REPRESENTATIVE RICHARD
AN ACT

To repeal Article VI, Section 29 of the Constitution of 1921, continued as a statute by Article XIV, Section 19 of the Constitution of 1974, Article XIV, Sections 24, 24.2 through 24.9, 24.11 through 24.23, and 31.7, continued as statutes by Article XIV, Section 16(A) of the Constitution of 1974, and Article XVI, Section 6 of the Constitution of 1921, continued as a statute by Article XIV, Sections 16(A) and 32 of the Constitution of 1974 and Part VI of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:1271 through 1285, relative to revision of local government laws pursuant to House Concurrent Resolution No. 218 of the 2009 Regular Session of the Legislature; including provisions to repeal certain constitution ancillaries that are no longer effective, including but not limited to provisions superseded by later constitutional provisions or legislative enactments, to repeal provisions for the parish commission form of government, and to direct the Louisiana State Law Institute to redesignate certain provisions of Title 33 of the Louisiana Revised Statutes of 1950, relative to judicial branch functions and local sales taxes to Titles 13 and 47 of the Louisiana Revised Statutes of 1950 respectively; to provide for redesignation of statutes and citations; and to provide for related matters.

Senator Martiny moved the adoption of a motion to allow the Senate to consider House Bill No. 98 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Total - 35
Gautreaux, Guillory, Heitmeier, Kostelka, LaFleur, Long, Martiny, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Amedee, Jackson, Total - 4
Marionneaux, McPherson

The Chair declared that the motion to allow the Senate to consider House Bill No. 98 after 6:00 o'clock P.M. on the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

HOUSE BILL NO. 628—
BY REPRESENTATIVES LEGER, ELLINGTON, AND KATZ
AN ACT

To enact R.S. 17:3351.11(D), relative to tuition and fees at the Louisiana State University Health Sciences Centers; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and fee amounts for specified schools of the Louisiana State University Health Sciences Centers; to provide limitations; and to provide for related matters.

Senator LaFleur moved the adoption of a motion to allow the Senate to consider House Bill No. 628 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Appel, Chabert, Cheek, Claitor, Crowe, Donahue, Erdey, Gautreaux, Total - 33
Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Amedee, Broome, Total - 6
Dorsey, Marionneaux, McPherson, Peterson

The Chair declared that the motion to allow the Senate to consider House Bill No. 628 after 6:00 o'clock P.M. on the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

HOUSE BILL NO. 560—
BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 17:3139(E), relative to audits of public postsecondary education institutions by the legislative auditor; to require audits of information submitted by such institutions to the Board of Regents as indication of achievement of performance objectives; to provide relative to the timing and costs of such audits; and to provide for related matters.

Senator Donahue moved the adoption of a motion to allow the Senate to consider House Bill No. 560 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

June 21, 2011

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Nevers
Adley	Heitmeier	Perry
Alario	Kostelka	Peterson
Appel	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Martiny	Shaw
Claitor	Michot	Smith
Crowe	Mills	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	Willard-Lewis
Erdey	Mount	
Gautreaux	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Jackson	McPherson
Broome	Marionneau	
Total - 5		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 560** after 6:00 o'clock P.M. on the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

HOUSE BILL NO. 384—
BY REPRESENTATIVE PEARSON AND SENATOR GAUTREUX
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(D)(2)(b) of the Constitution of Louisiana, to provide for allowable uses of nonrecurring revenue; to provide for the payment of unfunded accrued liabilities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Senator Gautreaux moved the adoption of a motion to allow the Senate to consider **House Bill No. 384** on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Jackson	Murray
Adley	Kostelka	Nevers
Alario	LaFleur	Perry
Appel	Long	Peterson
Cheek	Martiny	Quinn
Donahue	Michot	Shaw
Dorsey	Mills	Smith
Gautreaux	Morrell	Thompson
Guillory	Morrish	Walsworth
Heitmeier	Mount	Willard-Lewis
Total - 30		

NAYS

Chabert	Claitor
Total - 2	

ABSENT

Amedee	Erdey	Riser
Broome	Marionneau	
Crowe	McPherson	
Total - 7		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 384** after 6:00 o'clock P.M. on the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Explanation of Vote

Senator Crowe stated he appeared as absent on the vote on the motion by Senator Gautreaux. He intended to vote yea on the motion and asked that the Official Journal so state.

Motion to Consider

HOUSE BILL NO. 508—
BY REPRESENTATIVE LANDRY
AN ACT

To enact R.S. 47:305.66, relative to state sales and use tax; to authorize an exemption from state sales and use tax for the purchase of certain motor vehicles which have been or will be modified for use by a person with an orthopedic disability; to provide for requirements; to authorize the payment of rebates; to authorize rulemaking; to provide for applicability and an effective date; and to provide for related matters.

Senator Mills moved the adoption of a motion to allow the Senate to consider **House Bill No. 508** on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Murray
Adley	Heitmeier	Nevers
Alario	Jackson	Perry
Appel	Kostelka	Quinn
Broome	LaFleur	Riser
Chabert	Long	Shaw
Cheek	Martiny	Smith
Claitor	Michot	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	Willard-Lewis
Dorsey	Morrish	
Gautreaux	Mount	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Marionneau	Peterson
Erdey	McPherson	
Total - 5		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 508** after 6:00 o'clock P.M. on the 57th legislative day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

HOUSE BILL NO. 646— (Substitute for House Bill No. 175 by Representative Talbot)

BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 23:995, relative to the verification of citizenship and authorization for employment; to provide with respect to civil penalties for violations; to require the suspension of permits or licenses for violations; to provide for defenses; and to provide for related matters.

Senator Martiny moved the adoption of a motion to allow the Senate to consider **House Bill No. 646** on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Heitmeier	Nevers
Appel	Jackson	Perry
Broome	Kostelka	Peterson
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Martiny	Shaw
Crowe	Michot	Smith
Donahue	Morrell	Thompson
Dorsey	Morrish	Walsworth
Gautreaux	Mount	Willard-Lewis
Guillory	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Mr. President	Erdey	Mills
Adley	Marionneaux	
Amedee	McPherson	
Total - 7		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 646** after 6:00 o'clock P.M. on the 57th legislative day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

HOUSE BILL NO. 312—
BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 56:329(B), relative to placement of fishing gear; to exempt hoop nets on portions of Little River from certain restrictions; and to provide for related matters.

Senator Riser moved the adoption of a motion to allow the Senate to consider **House Bill No. 312** on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Jackson	Nevers
Adley	Kostelka	Perry
Alario	LaFleur	Peterson
Appel	Long	Quinn

Chabert	Martiny	Riser
Cheek	Michot	Shaw
Claitor	Mills	Smith
Crowe	Morrell	Thompson
Donahue	Morrish	Walsworth
Dorsey	Mount	Willard-Lewis
Gautreaux	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Amedee	Guillory	McPherson
Broome	Heitmeier	
Erdey	Marionneaux	
Total - 7		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 312** after 6:00 o'clock P.M. on the 57th legislative day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

HOUSE BILL NO. 238—
BY REPRESENTATIVES LAMBERT AND FANNIN
AN ACT

To amend and reenact R.S. 47:481 and R.S. 48:196(A)(introductory paragraph), relative to registration and license fees; to provide for the disposition of collections into certain accounts; to provide for monies to be deposited into the State Highway Improvement Fund; to provide for an effective date; and to provide for related matters.

Senator Alario moved the adoption of a motion to allow the Senate to consider **House Bill No. 238** on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Perry
Alario	Jackson	Peterson
Appel	Kostelka	Quinn
Chabert	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Michot	Smith
Crowe	Morrell	Thompson
Donahue	Morrish	Walsworth
Dorsey	Mount	Willard-Lewis
Gautreaux	Murray	
Guillory	Nevers	
Total - 31		

NAYS

Total - 0

ABSENT

Mr. President	Erdey	McPherson
Amedee	Marionneaux	Mills
Broome	Martiny	
Total - 8		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 238** after 6:00 o'clock P.M. on the 57th legislative day was adopted and the bill may be considered pursuant to the consent of the House.

June 21, 2011

Motion to Consider

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.

Senator Claitor moved the adoption of a motion to allow the Senate to consider House Bill No. 485 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for House Bill No. 485, including names like Adley, Alario, Appel, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Michot, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, and Willard-Lewis.

NAYS

Total - 0

ABSENT

Table listing absent members for House Bill No. 485, including Mr. President, Amedee, Broome, Erdey, Marionneaux, and McPherson.

The Chair declared that the motion to allow the Senate to consider House Bill No. 485 after 6:00 o'clock P.M. on the 57th legislative day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

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.

Senator Morrish moved the adoption of a motion to allow the Senate to consider House Bill No. 400 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for House Bill No. 400, including Mr. President, Adley, Appel, Chabert, Claitor, Crowe, LaFleur, Long, Martiny, Michot, Mills, Morrell, Morrish, Mount, Perry, Riser, Shaw, Smith, and Walsworth.

NAYS

Table listing nays for House Bill No. 400, including Alario, Broome, Cheek, Donahue, Dorsey, Gautreaux, Heitmeier, Jackson, Kostelka, McPherson, Murray, Nevers, Peterson, Quinn, Thompson, and Willard-Lewis.

ABSENT

Table listing absent members for House Bill No. 400, including Amedee, Erdey, Guillory, and Marionneaux.

The Chair declared that the Senate refused to grant the motion to consider House Bill No. 400 after the 57th calendar day.

Motion to Consider

HOUSE BILL NO. 327—

BY REPRESENTATIVES ROY AND HAZEL

AN ACT

To amend and reenact R.S. 33:2740.46(B)(2), relative to the city of Alexandria; to provide relative to the Alexandria Central Economic Development District; to extend the boundaries of the district; and to provide for related matters.

Senator McPherson moved the adoption of a motion to allow the Senate to consider House Bill No. 327 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for House Bill No. 327, including Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Crowe, Donahue, Dorsey, Gautreaux, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, McPherson, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, and Willard-Lewis.

NAYS

Total - 0

ABSENT

Amedee	Erdey	Marionneaux
Claitor	Guillory	
Total - 5		

The Chair declared that the motion to allow the Senate to consider **House Bill No. 327** after 6:00 o'clock P.M. on the 57th legislative day was adopted and the bill may be considered pursuant to the consent of the House.

**Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments, Subject to Call**

Called from the Calendar

Senator Riser asked that Senate Bill No. 269 be called from the Calendar.

SENATE BILL NO. 269— (Substitute of Senate Bill No. 249 by Senator Riser)
BY SENATORS RISER AND THOMPSON
AN ACT

To enact R.S. 40:600.4(E), 600.64(C), and Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.86 through 600.111 and R.S. 42:1124.2(A)(5), and to repeal R.S. 36:769(J) and Chapter 3-A of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.1 through 600.25.1, relative to housing authorities; to create the Louisiana Housing Corporation and provide for its powers, functions, and duties; to provide for the abolishment of certain programs or agencies, the consolidation of housing programs, and the transfer of certain programs or agencies; to provide for the filing of certain financial disclosure statements relative to certain boards and commissions; to provide terms, conditions, definitions, procedures, and effects; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:600.4(E)" delete the comma "," and delete "600.64(C)."

AMENDMENT NO. 2

On page 1, line 14, after "R.S. 40:600.4(E)" delete the comma "," and delete "600.64(C)."

AMENDMENT NO. 3

On page 2, delete lines 2 through 16, and insert in lieu thereof the following:

"E. The board of commissioners of the Louisiana Housing Finance Agency is hereby abolished at midnight on December 31, 2011. The powers, duties, functions, and responsibilities of the board of commissioners shall be assumed by the governing board of the Louisiana Housing Corporation created pursuant to Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950. Effective January 1, 2012, the Louisiana Housing Finance Agency shall be a subsidiary of the Louisiana Housing Corporation pursuant to R.S. 40:600.91(A)(25)(e), and shall terminate at midnight on June 30, 2012."

AMENDMENT NO. 4

On page 2, delete lines 18 through 29

AMENDMENT NO. 5

On page 3, line 8, change "§12130 et seq." to "§12131 et seq.," and at the end of the line insert "the Fair Housing Act, 42 U.S.C.A. §3601 et seq., and Section 504 of the Rehabilitation Act, 29 U.S.C.A. §794."

AMENDMENT NO. 6

On page 3, line 18, change "§12130 et seq." to "§12131 et seq.," and before "be" insert "the Fair Housing Act, 42 U.S.C.A. §3601 et seq., and Section 504 of the Rehabilitation Act, 29 U.S.C.A. §794."

AMENDMENT NO. 7

On page 5, delete lines 4 through 7 and insert in lieu thereof "(2) "Bonds" shall have the same meaning as "Securities" in R.S. 39:1421(1)."

AMENDMENT NO. 8

On page 5, delete lines 27 through 29, and on page 6, delete lines 1 through 3, and insert in lieu thereof the following:

"(8) "Persons or families of low or moderate income" means the income of an individual or household as a percentage of the Area Median Income as established by the United States Department of Housing and Urban Development (HUD) as adjusted from time to time. HUD defines Low Income as any individual or household earning less than 50% of the Area Median Income. HUD defines moderate income as any individual or household earning between 50% and 80% of the Area Median Income."

AMENDMENT NO. 9

On page 6, line 7, change "§12130 et seq." to "§12131 et seq.,"

AMENDMENT NO. 10

On page 6, delete line 20, and insert "referred to in this Chapter as the "corporation", shall be an"

AMENDMENT NO. 11

On page 6, line 26, after "(2)", change "Eight" to "Six".

AMENDMENT NO. 12

On page 7, at the beginning of line 2, after "(i)" and before "or", delete "Commercial banking" and insert "Banking"

AMENDMENT NO. 13

On page 7, delete lines 9 through 11 and insert in lieu thereof "(c) Not more than one member appointed pursuant to this Paragraph shall be a resident of a single congressional district."

AMENDMENT NO. 14

On page 7, line 14, after "The" and before "members" change "eight" to "six"

AMENDMENT NO. 15

On page 7, line 17, after "(3)", change "Two" to "Four"

AMENDMENT NO. 16

On page 7, delete lines 18 through 20 and insert the following:
"(a) Two persons appointed by the president of the Senate, one of whom shall be appointed from a parish having a population of less than seventy-five thousand persons according to the latest federal decennial census or a municipality having a population less than fifteen thousand persons according to the latest federal decennial census. The two members appointed pursuant to this Subparagraph shall serve at the pleasure of the president of the Senate.
(b) Two persons appointed by the speaker of the House of Representatives, one of whom shall be appointed from a parish having a population of less than seventy-five thousand persons according to the latest federal decennial census or a municipality having a population less than fifteen thousand persons according to the latest federal decennial census. The two members appointed pursuant to this Subparagraph shall serve at the pleasure of the speaker of the House of Representatives."

AMENDMENT NO. 17

On page 7, line 22, after "directors," and before "a replacement" insert "by death, resignation, removal, or otherwise,"

AMENDMENT NO. 18

On page 7, line 23, after "and" insert a comma "," and "if appointed by the governor,"

AMENDMENT NO. 19

On page 7, line 25, between "Each" and "member" insert "appointed"

AMENDMENT NO. 20

On page 7, at the end of line 25, delete "until the" and on line 26, delete "member resigns or is removed from office or"

AMENDMENT NO. 21

On page 7, line 28, after "(2)" and before "Any" insert "(a)"

AMENDMENT NO. 22

On page 7, between lines 28 and 29, insert the following:
"(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, no member appointed by the governor shall serve more than three consecutive terms. Any such member who serves three consecutive terms shall be eligible for reappointment no earlier than one year after leaving office."

AMENDMENT NO. 23

On page 8, line 8, after "Board members" and before "shall" insert "appointed by the governor"

AMENDMENT NO. 24

On page 8, line 9, after "Section." and before "shall" change "Four" to "Two"

AMENDMENT NO. 25

On page 8, line 9, after "each," and before "shall" change "four" to "two"

AMENDMENT NO. 26

On page 8, line 10, after "each, and" and before "shall", change "three" to "two"

AMENDMENT NO. 27

On page 8, delete lines 16 and 17 in their entirety and insert in lieu thereof the following: "D. (1) Each member of the board of directors shall file financial disclosure statements pursuant to R.S. 42:1124.2.1."

(2) The executive director shall file financial disclosure statements pursuant to R.S. 42:1124.2.

(3) If the state treasurer does not appoint a designee but serves as a member, he shall not file the disclosure statement required by this Subsection but rather shall file disclosure statements as otherwise required by law for the state treasurer."

AMENDMENT NO. 28

On page 8, delete lines 21 through 26 in their entirety and insert in lieu thereof the following:

"(a) The board of directors of the corporation shall appoint an executive director of the corporation subject to confirmation by the Senate. Any person appointed shall meet all the requirements for being a member of the board of directors except for the requirement of R.S. 40:600.89(A)(2)(a)."

AMENDMENT NO. 29

On page 8, delete line 29 and on page 9, delete line 1

AMENDMENT NO. 30

On page 9, line 18, after "directors" delete the remainder of the line and insert a period "."

AMENDMENT NO. 31

On page 9, line 20, after "business" and before "for the exercise" delete "and" and insert a comma "," and "and the presence of a quorum shall be required"

AMENDMENT NO. 32

On page 9, at the end of line 27, delete the period "." and insert "as provided in Paragraph (5) of this Subsection."

AMENDMENT NO. 33

On page 10, at the end of line 12, insert: "Except to the extent in conflict with this Chapter, the corporation and its board shall be subject to the laws relative to meetings of public bodies, public records, and the Code of Governmental Ethics."

AMENDMENT NO. 34

On page 11, line 13, after "subject to" and before "of the board" delete "approval by a two-thirds vote" and insert in lieu thereof "the favorable vote of two-thirds of the current membership"

AMENDMENT NO. 35

On page 13, line 24, change "to" to "may"

AMENDMENT NO. 36

On page 13, line 25, change "to" to "may"

AMENDMENT NO. 37

On page 13, line 26, change "to" to "may"

AMENDMENT NO. 38

On page 14, line 5, change "to" to "may"

AMENDMENT NO. 39

On page 14, line 6, delete "and to engage in research" and at the beginning of line 7, delete "to" and insert in lieu thereof "may engage in research, and may"

AMENDMENT NO. 40

On page 14, at the beginning of line 27, change "to" to "may"

AMENDMENT NO. 41

On page 14, line 27, change "and to" to "and may"

AMENDMENT NO. 42

On page 15, line 18, change "insure" to "ensure"

AMENDMENT NO. 43

On page 16, line 28, change "partnership" to "partner"

AMENDMENT NO. 44

On page 17, at the beginning of line 4, after "of" and before "low" delete "very"

AMENDMENT NO. 45

On page 17, line 10, after "Chapter" delete the remainder of line 10 and delete lines 11 and 12 in their entirety and insert a period "."

AMENDMENT NO. 46

On page 17, line 17, after "Chapter" delete the remainder of the line and delete line 18 in its entirety and insert a period "."

AMENDMENT NO. 47

On page 17, line 22, after "Community Development Block Grants" and before "as" insert "and the Supplemental Appropriations Act of 2008 (P.L. 110-252)"

AMENDMENT NO. 48

On page 17, between lines 27 and 28, insert the following:

"(c) Notwithstanding any provisions of law to the contrary, the Homelessness Prevention and Rapid Re-housing program in the Department of Children and Family Services shall be transferred to the corporation."

AMENDMENT NO. 49

On page 18, line 7, between "parish" and "governing" insert "and municipal"

AMENDMENT NO. 50

On page 19, line 2, change "Organization" to "Officials"

AMENDMENT NO. 51

On page 19, at the beginning of line 22, change "(v) Member" to "(v) Members"

AMENDMENT NO. 52

On page 21, line 4, change "parish," to "parishes,"

AMENDMENT NO. 53

On page 21, delete lines 15 and 16 in their entirety and insert in lieu thereof the following:

"(29) The corporation shall have all the powers and duties of a housing authority created pursuant to the Louisiana Housing Authorities Law, R.S. 40:381 et seq., necessary to administer the Permanent Supportive Housing program."

AMENDMENT NO. 54

On page 21, line 17, between "or" and "other" delete "such"

AMENDMENT NO. 55

On page 27, and the end of line 14, delete "from" and delete lines 15 through 17 and insert "bonds from time to time, whether the"

AMENDMENT NO. 56

On page 28, line 15, after "state" delete the comma "," and delete the remainder of the line and insert in lieu thereof "or of any"

AMENDMENT NO. 57

On page 28, line 17, after "state" and before "political subdivision" delete the comma "," and delete "any municipality, or any other" and insert in lieu thereof "or of any"

AMENDMENT NO. 58

On page 28, line 19, after "state" and before "political subdivision" delete the comma "," and delete "any municipality or any other" and insert in lieu thereof "or of any"

AMENDMENT NO. 59

On page 31, line 28, change "or" to "nor"

AMENDMENT NO. 60

On page 34, line 14, after "All bonds" delete the comma "," and delete the remainder of the line and delete lines 15 and 16 and insert "authorized to be"

AMENDMENT NO. 61

On page 36, line 7, after "corporation" delete the comma "," and "together" and on line 8, delete "with" and insert a period "." and "It also shall submit to them"

AMENDMENT NO. 62

On page 37, line 10, change "for approval to" to "to and subject to approval of"

AMENDMENT NO. 63

On page 38, line 19, after "(5)" and before "executive director" delete "Each member of the board of directors and the" and insert "The"

AMENDMENT NO. 64

On page 38, delete lines 25 through 29, and on page 39, delete lines 1 through 9 in their entirety and insert the following:

"Section 4. The Louisiana Housing Finance Agency board of commissioners is hereby abolished at midnight on December 31, 2011. At midnight on December 31, 2011, the activities, authority, power, duties, functions, programs, obligations, operations and responsibilities and any pending or unfinished business of the Louisiana Housing Finance Agency, hereinafter referred to as the "Agency", shall be assumed and completed by the governing authority of the Louisiana Housing Corporation, hereinafter referred to as the "Corporation", with the same power and authority as the Agency. The Corporation shall be the successor in every way to the Agency and every act done by the Corporation in the exercise of its

functions shall be deemed to have the same force and effect under any provisions of the constitution and laws in effect as if done by the Agency. The Agency shall operate as a subsidiary of the Corporation until midnight on June 30, 2012."

AMENDMENT NO. 65

On page 39, line 10, after "Section 5.(A)" and before "reference" delete "Each" and insert "After midnight on June 30, 2012, each"

AMENDMENT NO. 66

On page 39, line 11, after "or other document of" delete the remainder of the line and insert "the "

AMENDMENT NO. 67

On page 39, line 15, after ""Louisiana Housing Finance Agency"" delete the comma "," and delete the remainder of the line and at the beginning of line 16, delete "Land Trust""

AMENDMENT NO. 68

On page 40, delete lines 1 through 29 and on page 41, delete lines 1 through 25 in their entirety and insert the following: "their effectiveness and shall be continued in the name of the Agency. All further legal proceedings and documents in the continuation, disposition, and enforcement of the legal proceeding shall be in the name of the Agency, and the Louisiana Housing Corporation shall be substituted for the Agency without necessity for amendment of any document to substitute the name of the Agency or the name or title of any office, official, employee, or other agent or representative of the Agency. Any legal proceeding, and all documents involved in or affected by the legal proceeding which has been continued in the name of the Agency after midnight on December 31, 2012, shall retain their effectiveness, and those provisions of this Section requiring that the continuation, disposition, and enforcement of a legal proceeding and documents related thereto shall be in the name of the Agency shall not apply to or affect the validity of such legal proceeding.

Section 7.(A) The legislature hereby specifically states that this Act is in no way and to no extent intended to nor shall it be construed in any manner which will impair the contractual or other obligations of the Agency or of the state of Louisiana. It is hereby specifically provided that all obligations of the Agency hereafter shall be deemed to be the obligations of the Corporation. In like manner, and in order to prevent any violation of the provisions, terms, or conditions of any gift, donation, deed, will, trust, or other instrument or disposition by which property of any kind has been vested in the Agency, or diversion from the purposes for which the property was thus vested in the Agency, it is hereby specifically provided that each such instrument or disposition hereafter shall be deemed to have been vested in the Corporation to the same extent as if originally so done.

(B) The Corporation shall be the successor in every way to the Agency, including all the obligations and debts of the Agency. All funds heretofore dedicated by or under authority of the constitution and laws of this state or any of its subdivisions to the payment of any bonds issued for construction or improvements for any institution or facility under the control of the Agency shall continue to be collected and dedicated to the payment of those bonds, unless under the constitution and laws the bonds are now being paid out of moneys in the Bond Security and Redemption Fund. In like manner, all other dedications and allocations of revenues and sources of revenues heretofore made, which are constitutional under the Louisiana Constitution of 1974, shall continue, until otherwise hereafter provided by the constitution, in the same manner, to the same extent, and for the same purposes as were provided prior to the enactment of this Act.

(C) This Act shall not be construed or applied in any way which will prevent full compliance by the state, or any department, office, or agency thereof, with the requirements of any Act of the Congress of the United States or any regulation made thereunder by which federal aid or other federal assistance has been or hereafter is made available to this state, or any department, office, agency, or subdivision thereof, anything contained in this Act to the contrary notwithstanding, and such compliance hereafter shall be accomplished by the Corporation insofar as compliance affects the Agency.

June 21, 2011

Section 8. All books, papers, records, money, actions, and other property of every kind, movable and immovable, real and personal, heretofore possessed, controlled, or used by the Agency are transferred to the Corporation.

Section 9. All employees heretofore engaged in the performance of duties in the Agency shall remain under the control and direction of the Agency until termination of the Agency effective June 30, 2012. Subsequent to the assumption of control of the Agency by the Corporation, the Corporation to the extent the Corporation deems necessary to carry out the functions of the Corporation and/or the Agency, shall transfer employees to the Corporation and they shall, insofar as practicable and necessary, continue to perform the duties heretofore performed, subject to applicable state civil service laws, rules, and regulations."

AMENDMENT NO. 69

On page 41, delete lines 26 through 29 and on page 42, delete lines 1 through 4

AMENDMENT NO. 70

On page 42, at the beginning of line 5, change "(B)" to "Section 10.(A)"

AMENDMENT NO. 71

On page 42, line 6, after "designee," and before "the speaker" insert "and"

AMENDMENT NO. 72

On page 42, at the beginning of line 7, after "his designee" delete the comma "," and delete the remainder of the line and delete lines 8 and 9 in their entirety and insert in lieu thereof "shall comprise"

AMENDMENT NO. 73

On page 42, at the beginning of line 11, change "(C)" to "(B)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 12, between lines 25 and 26 insert the following: "(ix) Funding for the Louisiana Land Trust."

AMENDMENT NO. 2

On page 42, at the end of line 10, insert the following: "An employee of the Louisiana Housing Finance Agency shall serve as a nonvoting member of the transition committee. Such employee shall be selected by the chairman of the board of the Louisiana Housing Finance Agency, subject to the approval of the three voting members of the transition committee."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Burrell to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 7, line 15, after "as near as practicable," insert "including with respect to ethnicity."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edwards to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 10, line 13, after "shall be" delete the remainder of the line and on line 14, delete "any liability whatsoever" and insert "civilly liable"

Senator Riser moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Mount
Adley	Heitmeier	Murray
Alario	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Quinn
Cheek	Martiny	Riser
Claitor	McPherson	Shaw
Crowe	Michot	Smith
Donahue	Mills	Thompson
Dorsey	Morrell	Walsworth
Gautreaux	Morrish	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Erdey	Marionneaux
Total - 3		

The Chair declared the Senate rejected the amendments proposed by the House.

Motion to Consider

HOUSE BILL NO. 7—

BY REPRESENTATIVES LABRUZZO, BOBBY BADON, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANDLER, DOERGE, DOVE, ELLINGTON, GISCLAIR, GREENE, GUINN, HARDY, HARRISON, HAZEL, HENRY, HILL, HOWARD, KATZ, KLECKLEY, LIGI, MCVEA, MORRIS, PEARSON, POPE, RICHARDSON, SCHRODER, SEABAUGH, SIMON, JANE SMITH, TALBOT, TEMPLET, THIBAUT, AND WOOTON

AN ACT

To amend and reenact R.S. 46:460.10(A), (B), (C), and (E) and to enact R.S. 46:460.10(F), relative to drug testing of adult recipients of cash assistance; to require participants to consent to possible random drug testing prior to receipt of cash benefits; to require random drug testing for twenty percent of recipients of cash assistance; to provide for the drug testing of more than twenty percent of all participants of the Family Independence Temporary Assistance Program under certain circumstances; to provide for reimbursement to the state; to provide for a determination of sufficiency of funding; to establish a cost savings program for drug testing; to provide for an effective date; and to provide for related matters.

Senator Perry moved the adoption of a motion to allow the Senate to consider House Bill No. 7 on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

Motion

Senator Jackson moved to table the motion.

Senator Perry objected.

ROLL CALL

The roll was called with the following result:

YEAS

Broome	Jackson	Murray
Chabert	LaFleur	Peterson
Dorsey	McPherson	Shaw
Heitmeier	Morrell	Willard-Lewis
Total - 12		

NAYS

Adley	Guillory	Perry
Alario	Kostelka	Quinn
Appel	Long	Riser
Cheek	Martiny	Smith
Claitor	Michot	Thompson
Crowe	Mills	Walsworth
Donahue	Morrish	
Gautreaux	Mount	
Total - 22		

ABSENT

Mr. President	Erdey	Nevers
Amedee	Marionneaux	
Total - 5		

The Chair declared the Senate refused to table the motion.

ROLL CALL

The roll was called on motion to consider with the following result:

YEAS

Adley	Guillory	Quinn
Appel	Kostelka	Riser
Chabert	Martiny	Shaw
Cheek	Michot	Smith
Claitor	Mills	Thompson
Crowe	Mount	Walsworth
Donahue	Nevers	
Total - 20		

NAYS

Alario	Heitmeier	Morrell
Broome	Jackson	Murray
Dorsey	LaFleur	Peterson
Gautreaux	McPherson	Willard-Lewis
Total - 12		

ABSENT

Mr. President	Long	Perry
Amedee	Marionneaux	
Erdey	Morrish	
Total - 7		

The Chair declared that the Senate refused to grant the motion to consider **House Bill No. 7** after the 57th calendar day.

Explanation of Vote

Senator Perry stated he appeared as absent on the vote on the motion by Senator Perry. He intended to vote yea on the motion and asked that the Official Journal so state.

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 498** by Representative Templet, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 569** by Representative Arnold, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 639** by Representative Smiley, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 21, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 640** by Representative Billiot, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Appointment of Conference Committee on Senate Bill No. 115

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 115**:

Senators Walsworth,
Martiny
and Claitor.

Appointment of Conference Committee on Senate Bill No. 147

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 147**:

June 21, 2011

Senators Chaisson, Michot and Jackson.

Appointment of Conference Committee on Senate Bill No. 171

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 171:

Senators Chaisson, Michot and Jackson.

Appointment of Conference Committee on House Bill No. 142

The President of the Senate appointed to the Conference Committee on House Bill No. 142 the following members of the Senate:

Senators Michot, Long and Walsworth.

Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules to pass over Senate Bills on Third Reading and Final Passage.

House Concurrent Resolutions on Second Reading Reported by Committees

HOUSE CONCURRENT RESOLUTION NO. 13— BY REPRESENTATIVE LITTLE AND SENATORS THOMPSON AND WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the state of Arkansas, the governor of Arkansas, and the Red River Compact Commission to take affirmative action to increase the flow of all streams to the rates agreed to in the Red River Compact.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Gautreaux, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, McPherson, Michot, Mills, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Amedee, Erdey, Guillory, Marionneaux, Morrell, Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 34— BY REPRESENTATIVES ST. GERMAIN, BOBBY BADON, BILLIOT, HENRY BURNS, FOIL, GISCLAIR, HENDERSON, SAM JONES, LAMBERT, MONTOUCET, AND MORRIS

A CONCURRENT RESOLUTION

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

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Gautreaux, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, McPherson, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis, Total - 35

NAYS

Total - 0

ABSENT

Amedee, Erdey, Guillory, Marionneaux, Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 167— BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Natural Resources, in consultation with the office of conservation, the attorney general, and the Department of Environmental Quality, to study the remediation of "legacy" and orphaned exploration and production oilfield sites and to report to the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources no later than February 1, 2012.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original House Concurrent Resolution No. 167 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, after "Resources" and before the comma, insert "or his designee who is employed by a state agency"

AMENDMENT NO. 2

On page 2, line 12, after "Resources" and before the comma, insert "or his designee who is employed by a state agency"

AMENDMENT NO. 3

On page 2, line 17, after "secretary" insert "or his designee"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Jackson	Nevers
Adley	Kostelka	Perry
Alario	LaFleur	Peterson
Appel	Long	Quinn
Broome	Martiny	Riser
Chabert	McPherson	Shaw
Cheek	Michot	Smith
Claitor	Mills	Thompson
Crowe	Morrell	Walsworth
Donahue	Morrish	Willard-Lewis
Dorsey	Mount	
Gautreaux	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Guillory	Marionneaux
Erdey	Heitmeier	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, in conjunction with the Pointe Coupee Parish Police Jury, to assume the role of lead local project sponsor for the False River Aquatic Resources Ecosystem Restoration Project.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Murray
Adley	Jackson	Nevers
Alario	Kostelka	Perry
Appel	LaFleur	Peterson
Broome	Long	Quinn
Chabert	Martiny	Riser
Cheek	McPherson	Shaw

Claitor	Michot	Smith
Crowe	Mills	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	Willard-Lewis
Gautreaux	Mount	
Total - 35		

NAYS

Total - 0

ABSENT

Amedee	Guillory
Erdey	Marionneaux
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 87—

BY REPRESENTATIVE ELLINGTON

A CONCURRENT RESOLUTION

To apply for an amendments convention to be called for the purpose of proposing an amendment to the Constitution of the United States which shall provide that an increase in the federal debt requires approval from a majority of the legislatures of the separate states.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Kostelka	Nevers
Alario	LaFleur	Perry
Appel	Long	Quinn
Chabert	Michot	Riser
Cheek	Mills	Shaw
Crowe	Morrish	Smith
Donahue	Mount	Thompson
Heitmeier	Murray	Walsworth
Total - 24		

NAYS

Broome	Jackson	Willard-Lewis
Dorsey	Morrell	
Gautreaux	Peterson	
Total - 7		

ABSENT

Mr. President	Erdey	Martiny
Amedee	Guillory	McPherson
Claitor	Marionneaux	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVES CARTER, AUSTIN BADON, BARRAS, BURFORD, TIM BURNS, CARMODY, CHAMPAGNE, CONNICK, CORTEZ, DANAHAY, ELLINGTON, FOIL, HARRISON, HENRY, KLECKLEY, LEGER, LIGI, LOPINTO, LORUSSO, MORRIS, NOWLIN, PEARSON, PUGH, RICHARD, ROY, SCHRODER, SEABAUGH, TALBOT, AND THIBAUT

A CONCURRENT RESOLUTION

To establish an understanding and shared vision between the Board of Regents and the Louisiana Legislature regarding the future of higher education in Louisiana.

June 21, 2011

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Total - 30, Gautreaux, Heitmeier, Kostelka, LaFleur, Long, McPherson, Michot, Mills, Morrell, Morrish, Murray, Nevers, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Mr. President, Amedee, Erdey, Total - 9, Guillory, Jackson, Marionneaux, Martiny, Mount, Perry

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

HOUSE CONCURRENT RESOLUTION NO. 125— BY REPRESENTATIVE HOFFMANN A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program testing schedule to provide for the administration of the tests required pursuant to the program as close to the end of the school year as practically possible and to report to the House Committee on Education and the Senate Committee on Education prior to the 2012 Regular Session of the Legislature.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Gautreaux, Total - 31, Heitmeier, Jackson, Kostelka, LaFleur, Long, McPherson, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth

NAYS

Willard-Lewis Total - 1

ABSENT

Mr. President, Amedee, Erdey, Total - 7, Guillory, Marionneaux, Martiny, Perry

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

HOUSE CONCURRENT RESOLUTION NO. 131— BY REPRESENTATIVE HARRISON A CONCURRENT RESOLUTION

To create and form a Human Services Coordinated Transit Work Group, led by the Department of Transportation and Development, with active support and leadership commitment from both public and private stakeholders to improve mobility, optimize efficiencies, and manage costs of transit and paratransit services for both able-bodied and disabled persons.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Concurrent Resolution No. 131 by Representative Harrison

AMENDMENT NO. 1

On page 2, line 27, change "study" to "work"

AMENDMENT NO. 2

On page 4, line 2, change "study" to "work"

AMENDMENT NO. 3

On page 4, line 4, change "study" to "work"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Appel, Broome, Chabert, Cheek, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Heitmeier, Total - 31, Jackson, Kostelka, LaFleur, Long, McPherson, Michot, Mills, Morrell, Morrish, Mount, Murray, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Mr. President, Alario, Amedee, Total - 8, Claitor, Guillory, Marionneaux, Martiny, Nevers

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

HOUSE CONCURRENT RESOLUTION NO. 135—
 BY REPRESENTATIVE ROBIDEAUX AND SENATOR APPEL
 A CONCURRENT RESOLUTION

To direct the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the Louisiana School Employees' Retirement System, and the Louisiana State Police Pension and Retirement System to report to the House and Senate committees on retirement, prior to the convening of the 2012 Regular Session of the Legislature, the administrative and investment costs incurred by each system and to jointly submit a report on the feasibility of combining the administrative and investment management services of the systems.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Concurrent Resolution No. 135 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 5 after "retirement" insert "and to the division of administration"

AMENDMENT NO. 2

On page 1, line 14 delete "above-named"

AMENDMENT NO. 3

On page 1, line 15 change "cost taxpayers" to "exceed"

AMENDMENT NO. 4

On page 1, line 16 change "on the taxpayers of" to "by the state of"

AMENDMENT NO. 5

On page 1, lines 18 and 19 change "176,396 active and inactive members;" to "nearly 300,000 active and inactive members, retirees, and beneficiaries;"

AMENDMENT NO. 6

On page 2, line 5 change "Unfunded Accrued Liability" to "unfunded accrued liability"

AMENDMENT NO. 7

On page 2, line 9 change "Committees on Retirement" to "committees on retirement"

AMENDMENT NO. 8

On page 2, line 11 change "direct" to "urge and request"

AMENDMENT NO. 9

On page 3, line 13 after "System" insert "to continue"

AMENDMENT NO. 10

On page 2, line 14 after "retirement" insert "and to the division of administration the" and delete the remainder of the line

AMENDMENT NO. 11

On page 2, line 22 after "Senate" delete "Committees on Retirement" and insert "committees on retirement and to the division of administration"

AMENDMENT NO. 12

On page 2, line 24 delete "suitable"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Adeley	Heitmeier	Nevers
Alario	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	McPherson	Shaw
Claitor	Michot	Smith
Crowe	Mills	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	Willard-Lewis
Erdey	Mount	
Gautreaux	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Mr. President	Guillory	Martiny
Amedee	Marionneau	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 184—
 BY REPRESENTATIVES CARMODY AND SCHRODER
 A CONCURRENT RESOLUTION

To urge and request the Board of Regents to create a commission to study the governance, management, and supervision of public postsecondary education and to submit to the legislature a plan for reorganization of the governance, management, and supervision of postsecondary education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original House Concurrent Resolution No. 184 by Representative Carmody

AMENDMENT NO. 1

On page 2, line 1, change "One member" to "Four members"

AMENDMENT NO. 2

On page 2, between lines 5 and 6, insert the following:

- "(5) The chairman of the Senate Committee on Education.
- (6) One member of the Senate Committee on Education, appointed by the chairman thereof.
- (7) The chairman of the House Committee on Education.
- (8) One member of the House Committee on Education, appointed by the chairman thereof."

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

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

June 21, 2011

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Nevers
Alario	Kostelka	Perry
Appel	LaFleur	Peterson
Broome	Long	Quinn
Chabert	McPherson	Riser
Cheek	Michot	Shaw
Crowe	Mills	Smith
Donahue	Morrell	Thompson
Dorsey	Morrish	Walsworth
Erdey	Mount	
Gautreaux	Murray	
Total - 31		

NAYS

Total - 0

ABSENT

Adley	Guillory	Martiny
Amedee	Jackson	Willard-Lewis
Claitor	Marionneaux	
Total - 8		

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

Appointment of Conference Committee on Senate Bill No. 269

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 269**:

Senators Chaisson,
Riser
and Jackson.

Motion to Consider

HOUSE BILL NO. 580—
BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 17:8.3, 8.4, and 3996(B)(13) and to repeal R.S. 17:8 through 8.2, 351 through 353, and 415.1, relative to textbooks and other instructional materials; to provide relative to procedures for recommendation and purchasing; to provide relative to contracts with publishers; to provide relative to electronic versions; to provide relative to funding; and to provide for related matters.

Senator Walsworth moved the adoption of a motion to allow the Senate to consider **House Bill No. 580** on Third Reading and Final Passage, Subject to Call, after 6:00 o'clock P.M. on the 57th calendar day pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Kostelka	Riser
Alario	Long	Shaw
Appel	Morrish	Smith
Crowe	Mount	Thompson
Donahue	Nevers	Walsworth

Erdey
Guillory
Total - 19

Perry
Quinn

NAYS

Mr. President
Claitor
Dorsey
Gautreaux
Total - 10

Heitmeier
Jackson
McPherson
Murray

Peterson
Willard-Lewis

ABSENT

Amedee
Broome
Chabert
Cheek
Total - 10

LaFleur
Marionneaux
Martiny
Michot

Mills
Morrell

The Chair declared that the Senate refused to grant the motion to consider **House Bill No. 580** after the 57th calendar day.

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 137—
BY SENATOR MURRAY

A RESOLUTION

To establish and provide for the Major Sport Event Funding Committee to conduct a study of the feasibility of establishing trust funds to support the hosting of major sport events in Louisiana.

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

SENATE RESOLUTION NO. 138—
BY SENATOR MARTINY

A RESOLUTION

To commend the National Society Daughters of the American Revolution (NSDAR) on establishing a new Daughters of the American Revolution (DAR), Oliver Pollock Chapter in Kenner, Louisiana.

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

SENATE RESOLUTION NO. 139—
BY SENATOR JACKSON

A RESOLUTION

To urge and request that the Department of Children and Family Services, Department of Education, Department of Health and Hospitals, the Children's Cabinet and its advisory board work together with the BrightStart staff to carry out the work of BrightStart.

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

SENATE RESOLUTION NO. 140—
BY SENATOR MILLS

A RESOLUTION

To urge and request the secretary of the Department of Children and Family Services to study the feasibility of implementing a cash reward program whereby the department would provide a monetary reward to an individual who provides information to the department which leads to the successful conviction of a person who has committed fraud or abuse of the Supplemental Nutrition Assistance Program.

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

SENATE RESOLUTION NO. 141—
BY SENATOR CLAITOR

A RESOLUTION

To urge and request the Capital Area Groundwater Conservation District to study saltwater intrusion into the groundwater resources in the capital area, and to consider the effects of industrial uses on such saltwater intrusion and groundwater resources.

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

SENATE RESOLUTION NO. 142—
BY SENATOR ALARIO

A RESOLUTION

To commend the Louisiana Moral and Civic Foundation and the foundation's Executive Director, Dr. Ken Ward, for dedicated service to members of the Senate and the citizens of Louisiana.

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

SENATE RESOLUTION NO. 143—
BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Cornel Hubert for thirty-five years of dedicated public service with the state of Louisiana.

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

SENATE RESOLUTION NO. 144—
BY SENATOR THOMPSON

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Professor Emeritus Robert Craven Snyder Sr.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATOR MORRISH AND REPRESENTATIVE GUINN
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Arthur Wesley Eastman.

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

SENATE CONCURRENT RESOLUTION NO. 99—
BY SENATOR SMITH AND REPRESENTATIVES ARMES, DANAHAY,
GEYMAN, HILL AND HOWARD
A CONCURRENT RESOLUTION

To commend and congratulate Beauregard Parish Assessor Bobby Cudd upon his retirement on December 31, 2012, after thirty-six years of service as assessor, chief deputy, and deputy assessor.

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

Rules Suspended

Senator Martiny asked for and obtained a suspension of the rules to take up at this time:

**Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments, Subject to Call**

Called from the Calendar

Senator Martiny asked that Senate Bill No. 123 be called from the Calendar.

SENATE BILL NO. 123—
BY SENATORS MARTINY, MORRELL AND MURRAY
AN ACT

To amend and reenact R.S. 47:6022(A), (C)(4)(c)(i), (5), (10)(b), and (14), (D)(2), and (E) through (J), and to repeal R.S. 47:6022(K), relative to tax credits; to provide for the name and applicability of the digital interactive media producer tax credit; to provide for a refundable tax credit; to provide for rebates of tax credits under certain circumstances; to provide for definitions, limitations, and program administration; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 123 by Senator Martiny

AMENDMENT NO. 1

On page 8, delete lines 17 through 19 in their entirety, and insert the following:

"J. A taxpayer shall not receive any other incentive administered by the Department of Economic Development for any expenditures for which the taxpayer has received a tax credit or tax rebate under this Section."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cortez to Reengrossed Senate Bill No. 123 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 3, after "(J)," and before "and" insert "to enact R.S. 47:6038 and R.S. 51:2306,"

AMENDMENT NO. 2

On page 1, at the beginning of line 7, insert "to require reports by the secretary of the Department of Economic Development;"

AMENDMENT NO. 3

On page 1, line 10, after "reenacted" and before "to" insert "and R.S. 47:6038 is hereby enacted"

AMENDMENT NO. 4

On page 8, between lines 19 and 20, insert the following:

* * *

§6038. Reports; tax incentives administered by the Department of Economic Development

Notwithstanding any provision of law to the contrary, the secretary of the Department of Economic Development shall report to the Joint Legislative Committee on the Budget information concerning the granting and denial of tax credits and rebates, hereinafter referred to as "tax incentives", administered by the department authorized under this Chapter . On January 30th of each year, the secretary shall transmit to the members of the committee a list of the recipients of each tax incentive, as well as a list of applicants denied tax incentives, over the most recently concluded calendar year. The report shall contain the name and primary place of business of each applicant.

June 21, 2011

Section 2. R.S. 51:2306 is hereby enacted to read as follows: §2306. Reports; tax incentives administered by the Department of Economic Development

Notwithstanding any provision of law to the contrary, the secretary of the Department of Economic Development shall report to the Joint Legislative Committee on the Budget information concerning the granting and denial of tax credits and rebates, hereinafter referred to as "tax incentives", administered by the department authorized under this Title. On January 30th of each year, the secretary shall transmit to the members of the committee a list of the recipients of each tax incentive, as well as a list of applicants denied tax incentives, over the most recently concluded calendar year. The report shall contain the name and primary place of business of each applicant."

AMENDMENT NO. 5

On page 8, at the beginning of line 20, change "Section 2." to "Section 3."

AMENDMENT NO. 6

On page 8, at the beginning of line 21, change "Section 3." to "Section 4."

Senator Martiny moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. President, Guillory, Murray, Adley, Heitmeier, Nevers, Alario, Kostelka, Perry, Appel, LaFleur, Quinn, Broome, Long, Riser, Chabert, Martiny, Shaw, Cheek, McPherson, Smith, Crowe, Michot, Thompson, Donahue, Mills, Walsworth, Dorsey, Morrell, Willard-Lewis, Erdey, Morrish, Gautreaux, Mount, Total - 34

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT': Amedee, Jackson, Peterson, Claitor, Marionneaux, Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 21, 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 Bills have been properly enrolled:

SENATE BILL NO. 28— BY SENATORS NEVERS AND MARIONNEAUX AN ACT

To amend and reenact R.S. 47:6033(A) and (B)(1), relative to tax credits; to extend the applicability of the apprenticeship tax credit; and to provide for related matters.

SENATE BILL NO. 69— BY SENATOR NEVERS AN ACT

To amend and reenact R.S. 17:3217.1(A) and to enact R.S. 17:3230, relative to postsecondary education; to provide for the creation of the Northshore Technical Community College; to provide with respect to the management, supervision, and operation of the institution; to provide with respect to program offerings; to provide for the awarding of certificates, diplomas, and degrees; to provide for the duties and responsibilities of the Board of Regents and the Board of Supervisors of Community and Technical Colleges; to provide relative to accreditation; to provide reporting requirements; and to provide for related matters.

SENATE BILL NO. 83— BY SENATOR DONAHUE AN ACT

To amend and reenact R.S. 39:1554(E) and to enact Part IV-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2271, and Subpart B-1 of Part III of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1598.1, and R.S. 39:1661(D) and 1671(H), relative to purchasing by certain public entities; to authorize the use of reverse auctions by certain public entities for the purchase of certain materials, supplies, services, products, or equipment; to provide for public notice; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 90— BY SENATOR THOMPSON AN ACT

To amend and reenact R.S. 3:1615(A)(3) and (B)(1) and to enact R.S. 3:1615(A)(4), relative to the Boll Weevil Eradication Fund; to provide relative to monies received from assessments; to transfer unexpended monies received from assessments to the Louisiana Agricultural Finance Authority; to provide relative to expenses of the program; and to provide for related matters.

Respectfully submitted, ROBERT W. "BOB" KOSTELKA Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

June 21, 2011

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 21— BY SENATOR RISER AN ACT

To amend and reenact R.S. 47:305(D)(1)(c) and (p), relative to exemptions from the sales and use taxes of the state; to provide an exemption for certain water; and to provide for related matters.

SENATE BILL NO. 99—

BY SENATORS MORRELL, ADLEY, APPEL, BROOME, DORSEY, GAUTREAUX, MURRAY AND WILLARD-LEWIS AND REPRESENTATIVES ABRAMSON, BROSETT, HENRY, LEGER AND MORENO

AN ACT

To amend and reenact the introductory paragraph of R.S. 47:6016 (B)(2)(b), 6016(B)(3), the introductory paragraph of (E)(2)(a), 6016(E)(2)(a)(iv), and (I) and to enact R.S. 47:6016 (B)(2)(c), (E)(2)(a)(v) and (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.

SENATE BILL NO. 124—

BY SENATOR WALSWORTH AND REPRESENTATIVES HENRY BURNS, CARMODY, CONNICK, HARDY, HAZEL, HENRY, HOFFMANN, LANDRY, LOPINTO, LORUSSO, SEABAUGH, SIMON AND TUCKER

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.

SENATE BILL NO. 172—

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 56:1687(12), relative to state parks; to authorize the secretary of the Department of Culture, Recreation and Tourism to sell certain state park lands; to provide for the use of the proceeds of such sale; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 254—

BY SENATOR WILLARD-LEWIS

AN ACT

To amend and reenact R.S. 47:305.59 and 337.9(D)(27), relative to sales and use tax exemptions; to provide for an exemption from the tax of all tax authorities for certain charitable residential constructions; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns of names: Mr. President, Adley, Alario, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Total - 38; Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrell, Morrish; Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis

ABSENT

Amedee
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Amedee 1 Day

Announcements

The following committee meetings for June 22, 2011, were announced:

Table with 3 columns: Joint Commerce (8:30 A.M., Room E), Senate and Gov't Affairs (8:30 A.M., Room F)

Adjournment

On motion of Senator Thompson, at 4:20 o'clock P.M. the Senate adjourned until Wednesday, June 22, 2011, at 10:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 10:00 o'clock A.M. on Wednesday, June 22, 2011.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

