

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

THIRTY-SIXTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, May 16, 2012

The Senate was called to order at 3:10 o'clock P.M. by Hon. Sharon Broome, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Adley	Dorsey-Colomb	Morrish
Allain	Erdey	Murray
Amedee	Gallot	Peacock
Appel	Guillory	Perry
Broome	Johns	Riser
Buffington	Kostelka	Smith, G.
Chabert	LaFleur	Smith, J.
Claitor	Long	Walsworth
Cortez	Martiny	Ward
Crowe	Mills	
Total - 29		

ABSENT

Mr. President	Morrell	Thompson
Brown	Nevers	White
Donahue	Peterson	
Heitmeier	Tarver	
Total - 10		

The President Pro Tempore of the Senate announced there were 29 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Jeff Ginn, 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 Murray, the reading of the Journal was dispensed with and the Journal of May 15, 2012, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 16, 2012

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. 95—

BY SENATORS CROWE, DONAHUE AND NEVERS AND REPRESENTATIVES CROMER AND PEARSON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Cecelia Louise Minnick Drennan, a successful real estate agent and civic volunteer in Slidell.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCE, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADON, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS AND WILLMOTT

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of a legend and icon in Louisiana legislative politics, Charles L. "Charlie" Smith, lobbyist, political consultant, poet, and writer.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATORS CORTEZ, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of business entrepreneur, visionary, public servant, legislator, and former state superintendent of education, Louis Joseph Michot Jr., to commemorate a life well spent in service to the Lafayette community, and to note the proud legacy he leaves to the state of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study certain aspects of civil jury trial procedure.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR GUILLORY

A CONCURRENT RESOLUTION

To designate Tuesday, May 15, 2012, as Alpha Phi Alpha Day in the Louisiana Legislature, commends Alpha Phi Alpha for one hundred six years of exemplary leadership, and provides for suitable observance of such day.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATORS HEITMEIER, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A CONCURRENT RESOLUTION
To declare the month of May as "National Military Appreciation Month" in Louisiana.

Reported without amendments.

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

**Privilege Report of the
Legislative Bureau**

May 16, 2012

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 39—
BY REPRESENTATIVE MONTOUCKET
AN ACT

To enact R.S. 11:2254(E), 2256(B)(5), and 2271(7), relative to the Firefighters' Retirement System; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 41—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:1532 and to enact R.S. 11:1518, 1521.2, 1524(C), and 1533(F), relative to the Clerks' of Court Retirement and Relief Fund; to provide relative to federal tax qualification status; to authorize changes to be made using the Administrative Procedure Act; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 50—
BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 11:1404(F), 1411(E), and 1446, relative to the Assessors' Retirement Fund; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 568—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To enact R.S. 47:305.71 and 337.9(D)(33), relative to local sales and use tax exemptions; to provide for a local sales and use tax exemption for sales of certain property to the "St. Bernard Project, Inc."; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 986—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 11:2256(B)(2) and (3) and 2259(A) and to enact R.S. 11:2256(G) and 2256.2, relative to the Firefighters' Retirement System; to provide for distribution of benefits of a

member to a trust established for the benefit of a child; to provide definitions; to provide requirements; to provide restrictions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1048—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 11:701(10), 761(A)(3)(b), 768(A)(2) and (B)(2)(introductory paragraph), and 786(A)(1) and to enact R.S. 11:785 and 927(E), relative to the Teachers' Retirement System of Louisiana; to provide with respect to tax-qualification of such system; to make certain changes to such system's provisions in conformity with federal tax-qualification provisions; to provide effective dates; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1048 by Representative Pope

AMENDMENT NO. 1
On page 4, line 26, delete
" * * *"

HOUSE BILL NO. 1050—
BY REPRESENTATIVE RITCHIE
AN ACT

To enact R.S. 11:2220(I) and 2225(B) and to repeal R.S. 11:2220.1, 2220.2, 2220.3, and 2234, relative to the Municipal Police Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1104—
BY REPRESENTATIVES KATRINA JACKSON, ARMES, BARROW, WESLEY BISHOP, BURRELL, DIXON, GAINES, HARRISON, HUNTER, JAMES, JOHNSON, LAMBERT, PIERRE, PRICE, REYNOLDS, SCHEXNAYDER, AND THIBAUT
AN ACT

To enact R.S. 47:1517.1, relative to tax incentives; to require state agencies which administer tax credits and tax rebates to make certain reports; to provide relative to the contents of such reports; to provide for certain requirements and limitations; to provide for definitions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 121—
BY SENATOR JOHN SMITH
A RESOLUTION

To commend Gerald Wayne Laughlin, principal of DeRidder High School, upon being selected as Beauregard Parish High School Principal of the Year and on thirty-eight years of dedicated service.

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

SENATE RESOLUTION NO. 122—

BY SENATOR JOHN SMITH

A RESOLUTION

To commend Billy Ray Spikes for thirty-eight years of dedicated and loyal service with the City of DeRidder Fire Department.

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

SENATE RESOLUTION NO. 123—

BY SENATOR LONG

A RESOLUTION

To commend and congratulate Mayor Wayne McCullen of Natchitoches upon his retirement.

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

SENATE RESOLUTION NO. 124—

BY SENATOR WALSWORTH

A RESOLUTION

To commend Dr. Gary Stringer on his retirement as head of the University of Louisiana at Monroe Atmospheric Science, Earth Science and Physics Department after a lengthy and highly successful career in geology.

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

SENATE RESOLUTION NO. 125—

BY SENATOR APPEL

A RESOLUTION

To urge and request the University of New Orleans and the Board of Supervisors for the University of Louisiana System to develop a new degree program in International Business and a new degree program in Transportation/Port Management and Logistics to be offered at the university.

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

SENATE RESOLUTION NO. 126—

BY SENATOR JOHNS

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of John Emmett Boagni Jr.

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

SENATE RESOLUTION NO. 127—

BY SENATOR JOHNS

A RESOLUTION

To commend Louis Bonnette for forty-six years of dedicated service to McNeese State University on the occasion of his retirement.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 114—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To authorize and direct the Department of Wildlife and Fisheries to study entering into recreational fishing and hunting license reciprocity agreements with Arkansas, Mississippi, and Texas and to submit the findings of the study to the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources no later than January 1, 2013.

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

SENATE CONCURRENT RESOLUTION NO. 115—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To commend Jerrie LeDoux for her ten years of outstanding service to the Louisiana TeenPact Leadership School.

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

SENATE CONCURRENT RESOLUTION NO. 116—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request that the Department of Transportation and Development study LA 37, between its intersection with Sullivan Road and its intersection with LA 409 (Liberty Road) in East Baton Rouge Parish, to improve its safety to the traveling public.

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 16, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 20—

BY SENATOR CORTEZ

AN ACT

To enact R.S. 11:710(A)(5), relative to the Teachers' Retirement System of Louisiana; to allow certain retirees reemployed as adjunct professors to receive benefits during reemployment; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 24—

BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2093, to enact R.S. 11:2077(D), and to repeal R.S. 11:2151, 2152, and 2153, relative to the Registrars of Voters Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 43—

BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:1404(F), 1411(E), and 1446, relative to the Assessors' Retirement Fund; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 64—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 26:85.1, relative to alcohol permits; to provide for Class A-General retail permits; to provide for Class B Retail Liquor Permit; to allow manufacturers to obtain a Class

May 16, 2012

A-General retail permit or a Class B Retail Liquor Permit, or both, under certain circumstances; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 65—
BY SENATOR MORRISH

AN ACT

To enact R.S. 13:985.2, relative to the Thirty-Eighth Judicial District; to provide for the assessment of court costs to fund court reporter fees prepared for indigents; to authorize additional costs in criminal cases; to authorize an additional filing fee in civil cases; to create an indigent transcript fund for the payment of court reporter fees; to provide terms and conditions for such funds; to authorize the clerk of court to retain certain fees; to provide for rates of payment to court reporters; to provide for an annual audit; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 91—
BY SENATOR JOHN SMITH

AN ACT

To enact R.S. 13:2583.5, relative to the appointment of a deputy constable in Calcasieu Parish; to authorize a constable of a justice of the peace court in Calcasieu Parish to appoint a deputy; to provide for compensation; to provide for qualifications of office; to provide for residency requirements; to provide for prohibitions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 78—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 14:95(A)(4), relative to the illegal carrying and discharge of weapons; to exclude certain knives from the prohibition of certain weapons; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 118—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 22:1189, relative to the authority of the commissioner of insurance to promulgate regulations; to provide for the commissioner to promulgate regulations for independent review of benefit determinations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 255—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 14:37.4(A) and (C), relative to the crime of aggravated assault with a firearm; to provide relative to the definition of aggravated assault with a firearm; to increase the penalties for aggravated assault with a firearm; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 572—
BY SENATOR MORRELL

AN ACT

To enact R.S. 14:95.1.3, relative to weapons; to prohibit the purchase of firearms or ammunition with the intent to transfer illegally; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 2—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:186, relative to state and statewide retirement systems; to provide relative to meetings of system boards of trustees; to provide for representation during executive sessions of the boards and committees of such systems; to provide for written authorization; to provide restrictions; to provide an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 10—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:22(D), relative to actuarial valuation methods for state and statewide retirement systems; to provide for conversion of such methods; to specify the method to be utilized once the frozen unfunded actuarial accrued liability of certain systems has been fully amortized; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 11—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:1902(30) and (31), relative to the Parochial Employees' Retirement System; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 18—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:4(A)(1)(d), 22(B)(12), 42(B)(10), 62(10), 102(B)(3)(d)(viii), 148(B), 154(A)(2), 158(B)(13), 162(A), 173(A)(2), 174(B)(2), 181(A)(4), 182(A)(1), 185(A)(4), 211(heading), 222(A), 223, 234(A)(12), 251, 262(12), 271(B)(12), 272(A)(2), 312(A)(12), 417(A) and (C), 516, 1301(1)(4), and (8), 1302(A)(introductory paragraph), 1305(A)(introductory paragraph) and (B), 1307(D)(1), 1307.1(A), 1329, 1345.1, and 1345.2(4), relative to the State Police Pension and Retirement System; to provide for technical corrections; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 118—
BY SENATOR CORTEZ

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the passing of business entrepreneur, visionary, public servant, legislator, and former state superintendent of education, Louis Joseph Michot Jr., to commemorate a life well spent in service to the Lafayette community, and to note the proud legacy he leaves to the state of Louisiana.

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

SENATE RESOLUTION NO. 119—

BY SENATOR THOMPSON

A RESOLUTION

To designate May 30, 2012, as "4-H Day" at the legislature and commends the state Executive Board officers of 4-H.

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

SENATE RESOLUTION NO. 120—

BY SENATOR APPEL

A RESOLUTION

To urge and request the Board of Regents to develop a strategy to attract more students to, and graduate more students from, the state's colleges and universities in the fields of Science, Technology, Engineering, and Math (STEM).

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 113—

BY SENATOR HEITMEIER AND REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To commend Ms. Debra Ann "Debbie" Maxwell Gough for thirty-three years of dedicated service to the citizens of the state of Louisiana as an employee of the Louisiana Department of Health and Hospitals.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Dorsey-Colomb	Murray
Allain	Erdey	Nevers
Amedee	Guillory	Peacock
Appel	Heitmeier	Perry
Broome	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, G.
Chabert	Long	Smith, J.
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Mr. President	Tarver
Gallot	White
Total - 4	

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 16, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HB NO. 206	HB NO. 327	HB NO. 380
HB NO. 838	HB NO. 1045	HB NO. 1097
HB NO. 1174	HB NO. 1204	HB NO. 1043
HB NO. 784	HB NO. 1058	HB NO. 740

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 206—

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b)(ii) and to enact R.S. 42:1119(B)(2)(b)(iii), relative to nepotism; to remove certain restrictions relative to contracting with and employment of immediate family members by certain hospital service districts and hospital public trust authorities; to provide for recusal; and to provide for related matters.

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

HOUSE BILL NO. 327—

BY REPRESENTATIVES RICHARD, ADAMS, ARNOLD, BADON, BERTHELOT, STUART BISHOP, WESLEY BISHOP, BURFORD, CARMODY, CARTER, CHAMPAGNE, GAINES, GAROFALO, GISCLAIR, GREENE, HARRISON, HAVARD, HENSGENS, HODGES, HUNTER, LAMBERT, NANCY LANDRY, LIGI, LORUSSO, JAY MORRIS, PYLANT, REYNOLDS, SCHEXNAYDER, ST. GERMAIN, TALBOT, THIBAUT, WHITNEY, ALFRED WILLIAMS, AND WILLMOTT

AN ACT

To enact Subpart G of Part I of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1493.11 and 1498(A)(10), relative to professional, personal, and consulting services procurement; to require a reduction in the dollar amount of certain professional, personal, and consulting service contracts; to provide for the submission of periodic reports; to provide for exceptions; to provide for certain determinations before contract approval; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 380—

BY REPRESENTATIVES MACK, BURFORD, HILL, HOFFMANN, AND POPE

AN ACT

To amend and reenact R.S. 46:460.10, 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 authorize the drug testing of more than twenty percent of all participants of the Family Independence Temporary Assistance Program under certain circumstances; to establish a cost savings program for drug testing; to provide for a determination of sufficiency of funding; to provide certain penalties for participants with positive test results for illegal drug use; to provide relative to the responsibility for the cost of drug testing; to require investigations under certain circumstances; to provide for an effective date; and to provide for related matters.

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

May 16, 2012

HOUSE BILL NO. 740—

BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 17:3137(B) and to repeal R.S. 17:3137(C) and(D), relative to eligibility of high school students to participate in a dual enrollment program at participating postsecondary education institutions; to provide relative to participation in such program by a student who is enrolled in a Louisiana educational program; to provide residency requirements; to provide provisions relative to the use of state funds to pay the tuition costs of students enrolled in such a program; to remove provisions relative to a study and report by the Board of Regents concerning certain program cost estimates; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 784—

BY REPRESENTATIVE RICHARD
AN ACT

To enact R.S. 44:4(45), relative to records exempt from the public records law; to provide for an exemption for information contained on certain electronic devices used by court reporters; to provide for an exemption for certain physical medium used in or as an electronic storage device by a court reporter; to provide an exemption for certain paper documents created by court reporters; to provide for definitions; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 838—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To enact R.S. 49:214.5.4(I), relative to the Coastal Protection and Restoration Fund; to dedicate certain monies into the fund; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1043—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 39:100.61(B), relative to the New Opportunities Waiver Fund; to provide for the deposit of monies into the New Opportunities Waiver Fund; provides for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1045—

BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 13:5108.1(A)(1) and (E)(2) and (3) and to enact R.S. 13:5108.1(E)(4), relative to individuals covered under the Louisiana Governmental Claims Act; to provide for indemnification; to provide for the definition of "covered individual"; and to provide for related matters.

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

HOUSE BILL NO. 1058—

BY REPRESENTATIVES FANNIN AND KLECKLEY AND SENATORS ALARIO AND DONAHUE
AN ACT

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

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

HOUSE BILL NO. 1097—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To enact R.S. 40:1498(H), relative to Vermilion Parish Fire Protection District No. 7; to provide relative to the per diem paid for members of its governing board; and to provide for related matters.

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

HOUSE BILL NO. 1174—

BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 11:62(6) and 2213(introductory paragraph), (4), and (20) and to enact Part II of Chapter 8 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2241.1 through 2241.8, and Part III of Chapter 8 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2242.1 through 2242.8, relative to the establishment of subplans for new hires within the Municipal Police Employees' Retirement System; to provide relative to eligibility, benefits, accrual and contribution rates; to provide for definitions; to provide restrictions; and to provide for related matters.

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

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to committee.

HOUSE BILL NO. 1204— (Substitute for House Bill No. 682 by Representative Pylant)

BY REPRESENTATIVE PYLANT
AN ACT

To amend and reenact R.S. 32:667(A)(2) and (3), (B)(introductory paragraph), (D)(1), and (H)(1), relative to driver's licenses; to provide additional time to request an administrative hearing regarding a driver's license suspension; to provide relative to the reinstatement of driving privileges associated with a violation of criminal law; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 16, 2012

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. 155 HCR NO. 156

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 155— BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

To urge and request the legislative auditor to examine the allocation of funds provided to the Department of Children and Family Services relative to furthering access to visitation and to report its findings to the legislature on or before January 1, 2013.

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

HOUSE CONCURRENT RESOLUTION NO. 156— BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study certain procedures for implementing visitation orders in conjunction with support orders and to report its findings and recommendations in the form of specific proposed legislation to the legislature on or before January 1, 2013.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 168—

BY REPRESENTATIVE THIERRY

AN ACT

To amend and reenact R.S. 27:392(B)(3)(b)(i), relative to the St. Landry Parish Excellence Fund; to provide for use of monies appropriated from the fund; and to provide for related matters.

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

HOUSE BILL NO. 253—

BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Mayfair Park/Park East/Heights Crime Prevention and Improvement District within the parish; to provide relative to the purpose, governance, powers, and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 279—

BY REPRESENTATIVE SIMON

AN ACT

To enact Subsection B of Section 2 of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 353 of the 1986 Regular Session of the Legislature, Act No. 999 of the 1991 Regular Session of the Legislature, Act No. 570 of the 1992 Regular Session of the Legislature, Act No. 440 of the 1997 Regular Session of the Legislature, Act Nos. 562 and 1214 of the 2003 Regular Session of the Legislature, and Act No. 394 of the 2010 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital Service District No. 1; to remove certain restrictions relative to contracting, ownership interests, and employment applicable to members and former members of the board of commissioners of the district; to provide for recusal; to provide for disclosure; to provide limitations; to provide for applicability; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 328—

BY REPRESENTATIVE RICHARD

AN ACT

To enact R.S. 39:84.2, relative to reducing employment in the executive branch of state government; to require the abolition of positions by certain units of government; to require certain reductions in personnel expenditures and to provide for the executive budget and supporting document to provide for such reductions; to provide definitions and procedures; to provide for implementation and rules; to provide for legislative oversight and reports; and to provide for related matters.

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

HOUSE BILL NO. 354—

BY REPRESENTATIVE CROMER

AN ACT

To enact R.S. 22:1751 and R.S. 23:1769, relative to registration and regulation of Professional Employer Organizations by the Department of Insurance and the Louisiana Workforce Commission; to authorize such organizations to register electronically and through certain approved assurance organizations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 480—

BY REPRESENTATIVE BARROW

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Glen Oaks Crime Prevention and Improvement District within the parish; to provide relative to the purpose, boundaries, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 507—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 39:2006(A)(4) and 2176(A)(4), relative to small businesses; to increase the maximum gross receipts threshold for small businesses applying to the Louisiana Initiative for Small Entrepreneurships (Hudson Initiative); to increase the maximum gross receipts threshold for small businesses applying to the Louisiana Initiative for Veteran and Service-Connected Disabled Veteran-Owned Small Entrepreneurships (Veteran Initiative); to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 861—

BY REPRESENTATIVES SIMON AND LEGER

AN ACT

To amend and reenact R.S. 46:1421 and to enact R.S. 46:1430, relative to child care facilities and child-placing agencies; to provide relative to the penalty for operating without or in violation of license; to authorize the Department of Children and Family Services to issue a written warning which includes a corrective action plan, in lieu of revocation, for certain violations; to provide for the issuance of sanctions for failure to comply with a corrective action plan; to require the department to adopt rules and regulations providing for notice and appeal procedures; to authorize the department to institute civil court actions to collect fines; to create the Child Care Licensing Trust Fund; to provide for the use and administration of the fund; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 947—

BY REPRESENTATIVES NANCY LANDRY, ADAMS, ARMES, BARROW, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, CARMODY, CHANEY, CONNICK, COX, HODGES, HUNTER, GIROD JACKSON, KATRINA JACKSON, JEFFERSON, TERRY LANDRY, LEBAS, MORENO, PIERRE, PRICE, PYLANT, REYNOLDS, SEABAUGH, SMITH, ST. GERMAIN, THIBAUT, THIERRY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 37:3241(8) and (12), 3244(B) and (C), 3245(D)(1), and 3248 and to enact R.S. 37:3241(15) and (16), 3244(D), (E), (F), and (G), 3255(D), 3258, and 3259, relative to the Midwife Practitioners Act; to provide for definitions; to further define the scope of practice as it relates to requirements for physician evaluations and examinations and risk management physician referrals; to provide authority for the issuance of a midwifery license to applicants who are members of certain midwifery certifying organizations; to exempt certain students participating in a board approved, accredited midwifery education program from the rules governing midwives; to provide authority for the board to accept an examination administered by the North American Registry of Midwives or other approved certifying examination; to establish professional liability and immunity for physicians performing risk assessments in certain settings; to provide for limitations on the Louisiana State Board of Nursing; and to provide for related matters.

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

HOUSE BILL NO. 1209— (Substitute for House Bill No. 312 by Representative Richard)

BY REPRESENTATIVES RICHARD, ADAMS, ARNOLD, BADON, BERTHELOT, BILLIOT, WESLEY BISHOP, BROADWATER, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, COX, DIXON, EDWARDS, GAINES, GISCLAIR, GUILLORY, HOLLIS, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LEGER, LIGI, MORENO, PIERRE, PRICE, REYNOLDS, SHADOIN, SMITH, ST. GERMAIN, THIBAUT, THIERRY, THOMPSON, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 17:416(A)(2)(c) and 416.2(A) and (D) and to repeal R.S. 17:416.2(B) and (F), relative to students suspended or expelled from school; to provide relative to placement of students in alternative education programs; to require attendance of students placed in alternative schools or alternative education programs; to require parents, tutors, and guardians of the students to assure attendance, and to provide for enforcement and penalties for violations; to provide relative to such programs, including provisions for agreements for provision of education services to certain students; to remove the exclusion of certain students from the requirement for supervision of expelled and suspended students; to repeal provisions relative to waivers from a requirement for alternative education programs and provisions prohibiting return of certain students to alternative education programs; and to provide for related matters.

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

HOUSE BILL NO. 1210— (Substitute for House Bill No. 807 by Representative Huval)

BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 42:1123(37), relative to ethics; to provide exceptions to the Code of Governmental Ethics relative to the provision of certain insurance services and compensation related thereto; and to provide for related matters.

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

HOUSE BILL NO. 1211— (Substitute for House Bill No. 1175 by Representative St. Germain)

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 30:2456(E) and to enact R.S. 30:2456(D)(3), relative to the Louisiana Oil Spill Prevention and Response Act; to provide relative to contracts entered into by the oil spill coordinator; to provide relative to entry on to vessels by the coordinator; to provide for a study of the Oil Spill Contingency Fund; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 67—

BY REPRESENTATIVE GEYMANN

A CONCURRENT RESOLUTION

To repeal the Department of Transportation and Development rules LAC 70:I.1513(C) and (D), 1515(H), and 1521(A) and (B), which provides for access connection requirements and permits, and to direct the office of the state register to delete the provisions from the Louisiana Administrative Code.

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

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To establish the False River Watershed Council and to provide for its membership and responsibilities.

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

HOUSE CONCURRENT RESOLUTION NO. 129—

BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court, the Department of Children and Family Services, the Department of Health and Hospitals, the Department of Education, the Governor's Children's Cabinet, and the office of juvenile justice within the Department of Public Safety and Corrections, to implement the recommendations related to the Informal Families in Need of Services (FINS) process made by the Families in Need of Services Commission in its report issued February 10, 2012, and as set forth in this Resolution and to report to the legislature and the Juvenile Justice Reform Act Implementation Commission on the accomplishments and status of implementation of the recommendations no later than March 1, 2013.

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

HOUSE CONCURRENT RESOLUTION NO. 152—

BY REPRESENTATIVE ORTEGO

A CONCURRENT RESOLUTION

To urge and request the office of facility planning and control and the office of state buildings to study the use of products which have been determined to have low volatile organic compound (VOC) content in the maintenance, renovation, or construction of public buildings and report the findings to the Legislature of Louisiana no later than December 31, 2012.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator David R. Heitmeier, O.D., Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 16, 2012

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request that the hospitals and behavioral health treatment facilities in the parishes of Orleans, Jefferson, Plaquemines, and St. Bernard report to the president of the Louisiana Senate, the speaker of the Louisiana House of Representatives, the Senate Committee on Health and Welfare, the House of Representatives Committee on Health and Welfare, and the Senate Select Committee on Women and Children certain information regarding the quantity of behavioral health treatment, including both mental illness and substance abuse, sought in the four parishes during specific time frames.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 111—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to consult with the appropriate state entities and healthcare stakeholders based on the United Health Foundation's *America's Health Rankings* twenty-three measures and to prepare and submit a report to the Senate and House committees on health and welfare that addresses raising Louisiana's health ranking as determined by the United Health Foundation's *America's Health Rankings* to thirty-fifth within the next ten years.

Reported favorably.

SENATE BILL NO. 371—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 40:1300.332, relative to Medicaid; to provide for an upper payment limit financing mechanism for Medicaid services provided in a capitated system; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 593—

BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 40:1299.35.1(4), (7) through (11), 1299.35.2(B) and (C), the heading of R.S. 40:1299.35.4, 1299.35.4(A),(B) and (C) and 1299.35.12 and to enact R.S. 40:1299.35 and 1299.35.1(12),(13),(14) and (15), relative to abortion; to provide for the Viable and Pain-Capable Unborn Child Protection Act; to provide for definitions; to provide for penalties; to provide for an effective date, and to provide for related matters.

Reported by substitute.

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE SCHRODER

A CONCURRENT RESOLUTION

To continue and provide with respect to the Task Force on Legal Representation in Child Protection Cases created in the 2003 Regular Session pursuant to House Concurrent Resolution No. 44 and continued pursuant to House Concurrent Resolution No.

59 of the 2004 Regular Session, House Concurrent Resolution No. 105 of the 2005 Regular Session, and House Concurrent Resolution No. 137 of the 2007 Regular Session of the Legislature.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to defund and appropriate no future funding to Planned Parenthood.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVE KATRINA JACKSON

A CONCURRENT RESOLUTION

To urge and request the office of public health in the Department of Health and Hospitals to study the feasibility of establishing a breast milk bank at a hospital in Northeast Louisiana with a level three neonatal intensive care unit.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 69—

BY REPRESENTATIVE LIGI

A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, Board of Medical Examiners, rule (LAC 46:XLV.3149), which provides for limitations on examinations of an applicant for certification as an athletic trainer, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVE KATRINA JACKSON

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Louisiana Hospital Association to promote and encourage public hospitals, hospitals receiving state funding, and medical clinics to promote the Text4baby initiative in Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE LORUSSO

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Veterans Affairs to study Veterans Treatment Courts and the feasibility of creating and implementing such courts in the state of Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 108—

BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To create a study committee to study inpatient transfers between hospitals, public and private, and make recommendations on the establishment of hospital to hospital transfer agreements.

Reported favorably.

HOUSE BILL NO. 73—

BY REPRESENTATIVE LIGI

AN ACT

To amend and reenact R.S. 40:41(D)(1) and (2)(introductory paragraph), relative to disclosure of records in the vital records registry; to authorize the use of certain records by judicial district courts; to provide for specified uses of vital records; and to provide for related matters.

Reported favorably.

May 16, 2012

HOUSE BILL NO. 80—

BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 40:2115(C), relative to smoking in hospitals; to eliminate the requirement for accommodation of smoking by inpatients in psychiatric facilities of the Department of Health and Hospitals; to establish procedures for treatment of smokers with mental illness in such facilities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 95—

BY REPRESENTATIVES HENRY, ADAMS, ARNOLD, STUART BISHOP, BROWN, HENRY BURNS, CHAMPAGNE, GAROFALO, GISCLAIR, GREENE, HAVARD, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, LEOPOLD, LIGI, LOPINTO, LORUSSO, MACK, JAY MORRIS, PUGH, PYLANT, REYNOLDS, RICHARD, SEABAUGH, TALBOT, THOMPSON, AND WHITNEY

AN ACT

To amend and reenact R.S. 46:231.13 and 450.1(B)(6) and (C)(3) and to enact R.S. 46:231(15) and (16), 231.2.1, and 450.1(C)(4) and (5), relative to aid to needy families; to provide for the Family Independence Temporary Assistance Program; to prohibit certain uses of Family Independence Temporary Assistance Program benefits; to provide limitations on retailers participating in the cash assistance electronic benefits transfer system; to provide for definitions; to authorize promulgation of rules; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 172—

BY REPRESENTATIVE DIXON
AN ACT

To amend and reenact R.S. 37:793(A)(1), (6), and (7), (B)(1) and (4), (C)(1), (2), and (3), (E)(1), (G)(1), and (H)(2) and 795(B)(2)(q) and (s), to enact R.S. 37:751(F) and 793(A)(9) and (10) and (C)(6), (7), (8), and (9), and to repeal R.S. 37:793(A)(2), (4), and (5) and (C)(4) and (5), relative to the practice of dentistry; to provide for a short title; to provide for definitions; to provide regulations for sedation of dental patients; to authorize promulgation of rules; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 349—

BY REPRESENTATIVE DIXON
AN ACT

To amend and reenact R.S. 37:757(B), 760(A)(4)(b) and (9), 780(B)(1) and (3), 786(G), and 786.1(A)(1) and to enact R.S. 37:760(A)(16), relative to the Dental Practice Act; to provide for the provision of dental records in compliance with statutory law; to clarify the board's powers and duties to impose fines under certain circumstances; to authorize the board to defend employees, agents, or contractors in a lawsuit under certain circumstances; to clarify that the committee's administrative fine covers all of the board's costs from the start of the investigation through administrative hearings, judicial review, and appeals; to specify that the issuance of a stay of a board decision does not harm the Louisiana State Board of Dentistry; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 362—

BY REPRESENTATIVE KATRINA JACKSON
AN ACT

To amend and reenact R.S. 40:1236.13(E), relative to automated external defibrillators; to allow high schools that participate in interscholastic athletics to have an automated external defibrillator on their premises; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 639—

BY REPRESENTATIVE PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 37:791(B) and to enact R.S. 37:770(F), 791(A)(3) and (4), and 795(B)(2)(v) and (3)(m), relative to the well-being program for dentists and dental hygienists; to provide for the assessment and collection of a fee to be used for the treatment of dentists and dental hygienists suffering from mental illness, physical deficiencies, or substance abuse; to provide for the limitation of liability of the Louisiana State Board of Dentistry and certain other specified people involved in the identification, investigation, and treatment of dentists and dental hygienists suffering from certain illnesses or deficiencies; to authorize the recovery of the cost of defending a frivolous lawsuit under certain circumstances; to establish minimum and maximum fees to be collected from dentists and dental hygienists to support the well-being program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 846—

BY REPRESENTATIVES SIMON, BADON, BERTHELOT, BILLIOT, WESLEY BISHOP, BROWN, HENRY BURNS, COX, DOVE, GAROFALO, GISCLAIR, HARRIS, HOFFMANN, HOWARD, JAMES, JEFFERSON, LEGER, LIGI, MORENO, POPE, REYNOLDS, RICHARD, RICHARDSON, SHADOIN, AND THOMPSON

AN ACT

To amend and reenact R.S. 28:2(14), (17), and (29)(a)(introductory paragraph), 52(A) and (C), 52.1(A), 52.2(A), 52.3(A), 53(A)(1), 55(J), 64(D), and 772(E) and to enact R.S. 28:171.1, relative to mental health law; to provide for definitions; to establish principles for the state mental health system; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 867—

BY REPRESENTATIVE ORTEGO
AN ACT

To enact R.S. 17:1519.18, relative to a partnership for health care; to authorize certain functions of the University Medical Center in Lafayette; to provide for a pilot program for coordinated school health and wellness centers; to provide for goals and requirements of the program; to provide for conditions relative to funding availability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 952—

BY REPRESENTATIVES BROSSETT, ARNOLD, BADON, BARROW, BERTHELOT, BILLIOT, WESLEY BISHOP, HENRY BURNS, BURRELL, CARMODY, COX, DOVE, EDWARDS, GAROFALO, HARRIS, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LEGER, LIGI, MORENO, PIERRE, SCHEXNAYDER, SMITH, AND WILLMOTT

AN ACT

To enact Part I-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:26.10.1 through 26.10.5, relative to mental and behavioral health services; to provide a short title; to provide a statement of legislative intent; to provide for management of mental and behavioral health resources; to provide for funding priorities; to provide for innovative mental and behavioral health services; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1016—

BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 46:1409(A), 1413(N), and 1414 and to enact R.S. 46:1409(B)(10) and 1413(A)(7), relative to child day care; to provide for rules, regulations, and standards for licensed day care centers; to provide for certain duties of the Department of Children and Family Services relative to regulation of day

care centers; to provide for requirements of the Louisiana Advisory Council on Child Care and Early Education; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1025—
BY REPRESENTATIVE POPE

AN ACT

To enact R.S. 37:1281.2, relative to the allied practitioner health program; to establish an annual assessment for the identification, monitoring, assistance, and procurement of treatment of medical psychologists, physician assistants, and podiatrists suffering from certain conditions; to provide for a self-reporting waiver applicable to a violation related to the individual's ability to practice his profession with reasonable skill and safety by reason of substance abuse or psychiatric condition; to extend protected actions and communications to certain enumerated individuals and entities; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DAVID R. HEITMEIER, O.D.
Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Jack Donahue, Chairman on behalf of the Committee on Finance, submitted the following report:

May 15, 2012

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 99—
BY SENATOR APPEL

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on February 27, 2012.

Reported favorably.

SENATE BILL NO. 590—
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 17:3045.3 and 3045.8; R.S. 23:3003; R.S. 25:933(9) through (15), and 941(A) and the introductory paragraph of (B)(1); R.S. 32:57(G)(2), 171(F)(1) and (2), 175(C)(4), the introductory paragraph of 412(H) and (H)(1), and 783(G); R.S. 36:209(T); R.S. 37:3390.6; R.S. 38:2216(E); R.S. 39:100.94(B)(1), 2162(B), and 2165.11(B); R.S. 47:463.88(E); R.S. 51:955.4(F); and Sections 2, 3, 4(C), and 5 of Act No. 1212 of the 2001 Regular Session; to enact R.S. 3:3391.12(C); and to repeal R.S. 2:904; R.S. 3:283.2(H), Part II of Chapter 4-A of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:321 through 323, and 3391.13; R.S. 17:10.3, 421.12, 2036, and 3042.11; R.S. 23:1310.12, and Part XIII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:1771 through 1776, and 3003; R.S. 25:933(16), 940 and 942; R.S. 27:270(B); R.S. 29:731.1; R.S. 30:2417(B) and (C); R.S. 32:412(H)(2) and (3) and 783(H); R.S. 33:3006, 4769 and 4770; R.S. 37:3119; Subpart H of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.11 and 100.12,

Subpart L of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.36, Subpart P of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.71, 100.93, Subpart P-3 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.101, Subpart Q of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.121, Subpart Q-1 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:122, Subpart Q-2 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.123, Subpart Q-3 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.124, Subpart Q-4 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.125, R.S. 39:127.2, 2161, and 2165.10; Part LX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.221, and 1300.263; R.S. 46:2609 and 2802, Chapter 65 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2901; R.S. 47:120.81, 322.44, 332.15, 332.50, 463.88(F) and (G); R.S. 48:393; R.S. 51:955.5, 1262.1, and 2315(D), relative to the elimination of certain special treasury funds; to eliminate the General Aviation and Reliever Airport Maintenance Grant Program Fund, Agricultural Products Processing Development Fund, Rural Development Fund, Formosan Termite Initiative Fund, School and District Accountability Rewards Fund, Teacher Educational Aid for Children Fund, Job Reserve Fund, Teachers Education Incentive Program Trust Fund, Louisiana Opportunity Loan Fund, Director Of Workers' Compensation Revolving Fund, Domestic Violence Victims Account, Special Fund for the Vocational Rehabilitation of Individuals with Disabilities, Louisiana Historic Cemetery Trust Fund, Casino Gaming Proceeds Fund, State Disaster or Emergency Relief Fund, Used Oil Recycling Trust Fund, Greater New Orleans Expressway Commission Additional Cost Fund, Office of Motor Vehicles Testing Fund, Louisiana Used Motor Vehicle Commission Fund, Allen Parish Local Government Gaming Mitigation Fund, Louisiana Blighted Property Reclamation Revolving Loan Fund, Louisiana Auctioneers Licensing Board Fund, Addictive Disorders Professionals Licensing and Certification Fund, Small Contract Bond Fund, Municipalities Energy Expense Fund, Louisiana Economic and Port Development Infrastructure Fund, Manufactured Home Tax Fairness Fund, Grants for Grads Fund, FEMA Mobile Home Reimbursement Fund, Hurricane Recovery Health Insurance Premium Fund, Center of Excellence for Autism Spectrum Disorder Fund, Walking the Walk of Our Kids Fund, Technology Commercialization Fund, Statewide Education Facilities Fund, Capitol Complex Master Plan Fund, Hurricane Relief Programs Fraud Detection Fund, Oil Spill Relief Programs Fraud Detection Fund, Community-based Primary Health Care Initiative Fund, Tobacco Control Program Fund, Louisiana Children, Youth and Families Investment Fund, Child Poverty Prevention Fund, Community Hospital Stabilization Fund, St. Helena Parish Tourist Commission Fund, Claiborne Parish Tourism and Economic Development Fund, Kappa Kamp Fund, Railroad Crossing Safety Fund, Broadband Infrastructure and Information Technology Fund, Louisiana Welcome Center Improvement Fund, Rural Economic Development Account, and the Manufactured and Mobile Homes Settlement Fund; to authorize the transfer of balances between funds; to provide for deposit of monies into the state general fund; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 61—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:62(4)(introductory paragraph), (5)(introductory paragraph), and (11)(introductory paragraph), 102(B)(1) and (3)(a) and (d)(v), (vi), and (vii), 542(A)(2)(a),

May 16, 2012

883.1(A)(2)(a), and 1145.1(A)(1)(introductory paragraph) and (a), (C)(4)(a)(introductory paragraph), and (E), and to enact R.S. 11:62(4.1), (5.1), and (11.1), 102(C)(1)(m), 542(C)(4)(d)(iii) and (e)(iii), 883.1(C)(4)(d)(iii) and (e)(iii), 1145.1(C)(4)(a)(iii) and (b)(iii), and Chapter 7 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1399.1 through 1399.7, relative to state retirement systems; to create a cash balance plan in certain state systems; to provide for contributions, credits, eligibility, and benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JACK DONAHUE
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Lee "Jody" Amedee, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 16, 2012

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE RESOLUTION NO. 110—
BY SENATOR MORRELL

A RESOLUTION

To establish and provide for the Behavior Analysts Licensure and Regulation Study Commission to study the licensure and regulation of behavior analysts and to report on the baseline framework for such licensure and regulation on or before December 31, 2012.

Reported with amendments.

SENATE BILL NO. 226—
BY SENATOR MORRISH

AN ACT

To enact R.S. 42:1123(42), relative to the code of governmental ethics; to provide for an exception to the prohibition of a public servant from doing business with a person who has a business relationship with the agency of the public servant under certain circumstances; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVE HODGES

A CONCURRENT RESOLUTION

To express support for the people of Israel and for their right to live in freedom and to defend themselves, to recognize the longstanding friendship between the people of Israel and the people of Louisiana, and to extend best wishes to the people of Israel for peace, security, and prosperity.

Reported favorably.

HOUSE BILL NO. 292—
BY REPRESENTATIVES PUGH, CHAMPAGNE, HENRY, LORUSSO, AND TALBOT

AN ACT

To enact R.S. 17:60.4, relative to term limits for school board members; to require local option elections in certain school districts to determine if a district's school board members shall have term limits; to specify the term limitations for school board members if approved by the electors voting in a school district; to provide for applicability; to provide relative to the conduct of

such elections and the costs thereof; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 357—
BY REPRESENTATIVE BROWN
AN ACT

To amend and reenact R.S. 13:2618, relative to the LaSalle Parish justice of the peace courts; to provide for the territorial jurisdiction of such courts; to provide relative to the election to the offices of justice of the peace and constable; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 365—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To enact R.S. 18:461.1, relative to candidates for certain office; to require certain ethics education and training for certain candidates; to provide relative to certifying such training; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 385—
BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 18:101(F), relative to voter registration and voting; to provide relative to qualifications for registration and voting; to provide relative to the residence of persons involuntarily displaced by the effects of certain states of emergency for such purposes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 510—
BY REPRESENTATIVES BURFORD AND COX
AN ACT

To enact R.S. 13:2621, relative to the DeSoto Parish justice of the peace courts; to provide for the territorial jurisdiction of such courts; to provide relative to the election to the offices of justice of the peace and constable; to provide for effective dates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 710—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 18:1484(2)(a), relative to campaign finance; to provide for persons required to file reports; to change the threshold for a candidate for any other office to be required to file; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 715—
BY REPRESENTATIVE LEGER
AN ACT

To enact R.S. 49:222(B)(13), relative to the powers of the secretary of state; to provide relative to the fees chargeable by the secretary of state; to authorize fees relative to cable service or video service; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 767—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 13:477(24) and 621.24, relative to the Twenty-Fourth Judicial District; to provide for election sections for the Twenty-Fourth Judicial District; to provide for the assignment of judgeships for election purposes; to provide for

the election of judges; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1034—
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 42:1102(18)(b), relative to the application of the Code of Governmental Ethics to certain persons; to provide an exception to the definition of "public employee" for persons who perform specified, limited contractual services; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1113—
BY REPRESENTATIVE JOHNSON

AN ACT

To amend and reenact R.S. 44:9(F) and (G) and to enact R.S. 44:4(45), relative to public records; to provide relative to the exemption of certain records in the possession of the Louisiana Licensed Professional Counselors Board of Examiners; to provide for the continued confidentiality of such records; to provide relative to the disclosure of certain confidential information to the Louisiana Licensed Professional Counselors Board of Examiners; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1143—
BY REPRESENTATIVE NANCY LANDRY

AN ACT

To amend and reenact R.S. 42:19(A)(1)(b)(ii), relative to meetings of public bodies; to provide relative to notice of such meetings; to provide relative to meeting agendas; to provide relative to the duties of the presiding officer of a public body relative to agenda items; and to provide for related matters.

Reported favorably.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

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

SENATE BILL NO. 623—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 46:1844(W)(2), relative to criminal procedure; to provide relative to the rights of juvenile victims of certain sex offenses; to provide that certain information relative to juvenile victims of misdemeanor sex offenses shall not be publicly disclosed; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title, ordered engrossed and passed to a third reading.

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

HOUSE BILL NO. 37—
BY REPRESENTATIVE GISCLAIR

AN ACT

To enact R.S. 33:447.9, relative to the Mayor's Court of the town of Lockport; to provide for additional court costs for violations of municipal ordinances; to provide for the use of additional funds; and to provide for related matters.

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

HOUSE BILL NO. 47—
BY REPRESENTATIVE MACK
AN ACT

To amend and reenact R.S. 14:98(C)(1)(introductory paragraph) and to enact R.S. 14:98(C)(4), relative to operating a vehicle while intoxicated; to provide for a minimum mandatory prison sentence and treatment for certain offenses of operating a vehicle while intoxicated; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 47 by Representative Mack

AMENDMENT NO. 1

On page 2, at the end of line 3, delete "with" and at the beginning of line 4, delete "or without hard labor"

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

HOUSE BILL NO. 103—
BY REPRESENTATIVE THIERRY
AN ACT

To amend and reenact R.S. 13:783(D)(1)(a) and (7), relative to the clerks of court for East Feliciana Parish, West Feliciana Parish, and St. Landry Parish; to exempt the clerks of court for East Feliciana Parish, West Feliciana Parish, and St. Landry Parish from obtaining consent from the governing authority to purchase an automobile; to authorize an automobile expense allowance for the East Feliciana Parish, West Feliciana Parish, and St. Landry Parish clerks of court; to require automobile insurance for bodily injury and property damage; to allocate surplus funds to the expense allowance; to prohibit additional expenses from being paid by the state or local governing authority; and to provide for related matters.

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

HOUSE BILL NO. 126—
BY REPRESENTATIVES DIXON AND BROADWATER
AN ACT

To enact R.S. 23:1203.1(O) and 1294(C), relative to the Workers' Compensation; to provide for immunity from legal proceedings to the Medical Advisory Council; to provide for immunity from legal proceedings to the Workers' Compensation Advisory Council; to provide with respect to subpoenas; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 126 by Representative Dixon

AMENDMENT NO. 1

On page 1, delete line 5 and insert "Council; to provide certain terms, conditions and requirements; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 10 through 13 and insert the following:
"O. (1) No member of the Medical Advisory Council acting within the scope of his official functions and duties shall be held individually liable for a policy recommendation or policy action by the council, unless damage or injury is caused by the member's willful or wanton misconduct."

(2) A person immune from liability under the provisions of this Subsection shall not be subject to civil or administrative subpoena for his recommendations or exercise of judgment as a member of the council, including a subpoena seeking his oral or written testimony at trial, discovery, or other proceeding, and a subpoena duces tecum seeking documents, inspections, things or information in electronic or any other form."

AMENDMENT NO. 3

On page 1, delete lines 17 through 20 and insert the following:

"C. (1) No member of the Worker's Compensation Advisory Council acting within the scope of his official functions and duties shall be held individually liable for a policy recommendation or policy action by the council, unless damage or injury is caused by the member's willful or wanton misconduct.

(2) A person immune from liability under the provisions of this Subsection shall not be subject to civil or administrative subpoena for his recommendations or exercise of judgment as a member of the council, including a subpoena seeking his oral or written testimony at trial, discovery, or other proceeding, and a subpoena duces tecum seeking documents, inspections, things or information in electronic or any other form."

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

HOUSE BILL NO. 166—

BY REPRESENTATIVE LEGER

AN ACT

To enact Children's Code Article 603(15)(j), relative to the mandatory reporting of child abuse; to provide for the addition of certain coaches to the statutory list of mandatory reporters; and to provide for related matters.

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

HOUSE BILL NO. 220—

BY REPRESENTATIVES WESLEY BISHOP, BADON, BROWN, BURRELL, GUILLORY, HODGES, MORENO, AND NORTON

AN ACT

To amend and reenact R.S. 14:95.2.2(D), relative to reckless discharge of a firearm at a parade; to increase penalties; and to provide for related matters.

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

HOUSE BILL NO. 222—

BY REPRESENTATIVE WESLEY BISHOP

AN ACT

To amend and reenact R.S. 14:95(F), relative to illegal carrying of weapons; to provide with respect to prior offenses; to authorize the use of convictions of ordinances as predicate offenses for the purpose of increased penalties; and to provide for related matters.

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

HOUSE BILL NO. 325—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 325 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 11, after "courts" delete the remainder of the line and on line 12, delete "a population of less than five thousand"

AMENDMENT NO. 2

On page 1, line 19, change "2014" to "2016"

AMENDMENT NO. 3

On page 1, line 21, change "2014" to "2016"

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

HOUSE BILL NO. 326—

BY REPRESENTATIVE WILLMOTT

AN ACT

To amend and reenact Children's Code Articles 1421, 1422(A)(1) and (2), and 1423(A)(2) and to enact Children's Code Article 1404(23) and (24), relative to the emergency certificate admission procedure; to provide for definitions; to authorize a family psychiatric mental health nurse practitioner or psychologist to execute an emergency certificate under certain circumstances; to require the inclusion of the date that an examination was conducted by a family psychiatric mental health nurse practitioner or psychologist on the emergency certificate; to require the director of a treatment facility to provide the parish coroner with the name of the family psychiatric mental health nurse practitioner or psychologist that executed an emergency certificate for a minor's admission to treatment; and to provide for related matters.

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

HOUSE BILL NO. 426—

BY REPRESENTATIVE JAY MORRIS

AN ACT

To amend and reenact Code of Civil Procedure Article 4916, relative to justice of the peace courts; to provide for venue; to provide for applicability of rules of venue; and to provide for related matters.

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

HOUSE BILL NO. 445—

BY REPRESENTATIVE LOPINTO

AN ACT

To enact R.S. 27:311(D)(5) and (6), relative to video draw poker; to provide for the holding of franchise payments until remitted to the state; to provide for liability of device owners and shareholders, officers, directors, partners, managers, and managing members for payment of the franchise payment to the state of Louisiana; to provide for rulemaking; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 445 by Representative Lopinto

AMENDMENT NO. 1

On page 2, after line 7, insert the following:

"Section 2. In the event Senate Bill 575 of the 2012 Regular Session is enacted into law, the Louisiana State Law Institute is hereby directed to redesignate R.S. 27:311(D)(5) and (6) as provided in this Act as R.S. 27:435(D)(5) and (6)."

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

HOUSE BILL NO. 446—

BY REPRESENTATIVE LOPINTO
AN ACT

To enact R.S. 4:735(D), relative to violations of the Charitable Raffles, Bingo and Keno Licensing Law; to prohibit persons associated or affiliated with charitable gaming licensees from benefitting from net gaming proceeds; to provide for exceptions; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 450—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:4823(A)(introductory paragraph) and (2), 4831(A), 4833(E), 4835(A) and (B), 4862(B)(3), 4865(C), 4872(A) and (B), and 4885(C), relative to claims and privileges; to provide for a one-year time limitation within which to file a suit to enforce a Private Works Act privilege; to provide with respect to a notice of pendency of action; to provide for technical corrections; and to provide for related matters.

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

HOUSE BILL NO. 452—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 13:4344.1(A)(introductory paragraph), (6), and (7), (D), (E), and (F) and to enact R.S. 13:4344.1(G) and (H), relative to inscriptions on mortgage certificates; to provide for deletion of inscriptions; to delete antiquated references to the recorder of mortgages for Orleans Parish; to provide for technical corrections; to provide for inscriptions of cancelled and prescribed mortgages; to provide for retroactive application; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 452 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 3, delete "and (H)"

AMENDMENT NO. 2

On page 1, line 7, change "retroactive" to "prospective"

AMENDMENT NO. 3

On page 1, line 10, delete "and (H) are" and insert "is"

AMENDMENT NO. 4

On page 3, delete lines 12 and 13 and insert
"Section 2. The provisions of this Act shall be given prospective application only."

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

HOUSE BILL NO. 453—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 2293(B)(1), relative to notice of seizure in judgment debtor cases; to provide for the form of such notice; and to provide for related matters.

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

HOUSE BILL NO. 455—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:371 and Code of Civil Procedure Article 3604(B)(introductory paragraph) and (3) and to enact Code of Civil Procedure Article 3604(D) and (E), relative to injunctions; to provide for service of injunctions, preliminary injunctions, and temporary restraining orders on federally insured financial institutions; to provide for liability of federally insured financial institutions for compliance with injunctions, preliminary injunctions, and temporary restraining orders; and to provide for related matters.

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

HOUSE BILL NO. 464—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 123(A) and Civil Code Article 38 and to enact Code of Civil Procedure Articles 593.1 and 593.2, relative to civil procedure; to provide relative to venue; to provide relative to domicile; to provide for the domicile of juridical persons; to provide for certain procedures for class actions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 464 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 3, change "and 593.2" to ", 593.2, and 1476"

AMENDMENT NO. 2

On page 1, line 6, between "actions;" and "and" insert "to provide for depositions of minors who are victims of sexual abuse;"

AMENDMENT NO. 3

On page 1, line 9, change "and 593.2" to ", 593.2, and 1476"

AMENDMENT NO. 4

On page 2, delete lines 2 through 9 and insert
"A. When two or more actions requesting the certification of a class pursuant to Article 591 are filed in two or more Louisiana courts regarding the same single event or occurrence, and such classes, if certified, would encompass one or more of the same plaintiffs suing in the same capacities against one or more of the same defendants in the same capacities, the defendant may, by excepting as provided in Article 925, have all such actions transferred to the district court where the event occurred.

B. When two or more actions requesting the certification of a class pursuant to Article 591 are filed in two or more Louisiana courts regarding multiple related transactions or occurrences and such classes, if certified, would encompass one or more of the same plaintiffs suing in the same capacities against one or more of the same defendants in the same capacities, the defendant may, by excepting as provided in Article 925, have all such actions transferred to the district court where the first suit was brought."

AMENDMENT NO. 5

On page 2, delete lines 11 through 14 and insert
"Notwithstanding the provisions of Article 123, within thirty days of the certification of a class under Article 591 by a different Louisiana court regarding the same transaction or occurrence and encompassing one or more of the same plaintiffs suing in the same capacities against one or more of the same defendants in the same capacities, any court where a related putative class action is pending may, upon contradictory motion, in the interests of justice and for good cause shown, transfer the putative class action to the district where the related action has been certified."

May 16, 2012

AMENDMENT NO. 6

On page 2, between lines 14 and 15, insert the following:

Art. 1476. Depositions of minors who are victims of sexual abuse

A. (1) Notwithstanding any other provision of law, no minor who is the victim of sexual abuse by a party to the proceeding shall be deposed except by agreement of the parties, absent objection by the minor's mental health counselor, social worker, or psychologist, or after approval of the court pursuant to Paragraph B of this Article.

(2) For purposes of this Article, "minor" shall mean a person under the age of seventeen years.

B. The court shall not approve a deposition pursuant to this Article unless the court finds that:

(1) The testimony of the minor is necessary to assist the trial.

(2) The evidence sought is not reasonably available by any other means.

(3) The probative value of the testimony outweighs the potential detriment to the minor of being deposed.

C. (1) If a deposition is taken pursuant to this Article, the court shall issue a protective order to protect the deponent from emotional harm, unnecessary annoyance, embarrassment, oppression, invasion of privacy, undue burden or expense, or waste of time.

(2) The protective order may include, among other remedies:

(a) That the deposition may be taken only on specified terms and conditions, including a designation of the time, place, and manner of taking the deposition.

(b) That the deposition may be taken only by written questions.

(c) That certain matters not be inquired into, or that the scope of the deposition be limited in certain matters.

(d) That the deposition be conducted only with such persons present as the court may designate.

(e) That after the deposition has been taken, the recording or transcription be sealed until further order of the court.

D. If a deposition of the minor is taken pursuant to this Article, the court shall appoint an attorney to represent the minor for the purposes of the deposition."

AMENDMENT NO. 7

On page 2, after line 20, insert the following:

"Section 3. The provisions of this Act shall be given prospective application only and shall not affect any action pending prior to the effective date of this Act."

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

HOUSE BILL NO. 469—

BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 9:2092(A) and (B)(2) and 2262.2(A) and (B)(2), to enact R.S. 9:2092(B)(3) and 2262.2(B)(3), and to repeal R.S. 9:2092(B)(1)(f) and 2262.2(B)(1)(g), relative to property held in a trust; to provide for recordation of certain documents; to provide for the contents of an extract of trust relative to the authority of a trustee; and to provide for related matters.

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

HOUSE BILL NO. 470—

BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 35:2.1(A), relative to notaries; to provide for the execution of an act of correction; to provide for notaries who may execute an act of correction; to provide for the form of the act of correction; and to provide for related matters.

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

HOUSE BILL NO. 535—

BY REPRESENTATIVE JAY MORRIS AN ACT

To amend and reenact R.S. 9:4422(introductory paragraph) and (3), relative to obligations secured by mortgages or privileges; to provide with the respect to promissory notes; and to provide for related matters.

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

HOUSE BILL NO. 543—

BY REPRESENTATIVES SMITH AND TERRY LANDRY AN ACT

To amend and reenact R.S. 15:574.4(B), relative to parole; to amend provisions relative to parole eligibility for certain offenders; to provide for parole eligibility for offenders sentenced to life imprisonment; to provide for exceptions; to provide for conditions for eligibility; and to provide for related matters.

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

HOUSE BILL NO. 566—

BY REPRESENTATIVE BROSSETT AN ACT

To enact R.S. 15:542(F)(4), relative to sex offender registration and notification requirements; to authorize certain persons convicted of crime against nature to petition the court to be relieved of sex offender registration and notification requirements; to provide for exceptions; to provide for procedures; and to provide for related matters.

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

HOUSE BILL NO. 581—

BY REPRESENTATIVE LEGER AN ACT

To enact Code of Criminal Procedure Article 334.4, relative to bail; to provide for the reinstatement of bail in certain cases; to provide for the circumstances in which bail may be reinstated; and to provide for related matters.

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

HOUSE BILL NO. 766—

BY REPRESENTATIVE LIGI AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1)(b)(ii) and (B)(2), 1299.44(A)(3), (D)(2)(b)(xiv) and (5), 1299.47(A)(1)(b)(ii) and (B)(2) and (3), to enact R.S. 40:1299.39.1(A)(6) and 1299.47(A)(6), and to repeal R.S. 40:1299.44(A)(7)(e), relative to medical review; to provide relative to the state medical review panel; to provide for the Patient's Compensation Fund; to provide relative to the surcharge levied on health care providers; to provide for time limitations; to provide relative to proper parties to remit the surcharge to the Patient's Compensation Fund; to provide for procedure of board meetings; to provide for requests for review of a malpractice claim; to provide relative to raising peremptory exceptions; and to provide for related matters.

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

HOUSE BILL NO. 781—

BY REPRESENTATIVE PYLANT AN ACT

To amend and reenact R.S. 32:666(A)(1)(a)(i), (2)(introductory paragraph), and (3), relative to chemical tests for suspected drunken drivers; to provide for the administration of multiple chemical tests; and to provide for related matters.

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

HOUSE BILL NO. 904—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 9:2799(A)(1) and 2799.3, relative to limitation of liability for damages from donated food; to provide for limitation of liability of schools, churches, and civic organizations; and to provide for related matters.

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

HOUSE BILL NO. 912—
BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact Children's Code Articles 1247 through 1250 and 1252(A), relative to intrafamily adoptions; to provide relative to notice to certain persons; to provide for the filing of an answer; to provide for redacting of social security numbers; to provide for service of process; to provide relative to investigations by the Department of Children and Family Services; and to provide for related matters.

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

HOUSE BILL NO. 941—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:4821 and to enact R.S. 9:4820(D), relative to the Private Works Act; to provide for effective dates of privileges; to provide for priority of privileges; and to provide for related matters.

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

HOUSE BILL NO. 1116—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 14:35.3(D)(introductory paragraph), relative to domestic abuse battery; to increase the minimum mandatory sentence for second offense domestic abuse battery; to require participation in a domestic abuse prevention program; and to provide for related matters.

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

HOUSE BILL NO. 1144— (Substitute for House Bill No. 953 by Representative Leger)
BY REPRESENTATIVE LEGER AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 13:477(introductory paragraph), 691(A), 1306, 1307, 1311, 1312, 1381.2, and 1594, and R.S. 44:181, to enact R.S. 13:1213.2, and to repeal R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43 through 621.46, 714.1, 714.2, 751.1 through 751.5, 841.3, 983, 996.62 through 996.64, R.S. 44:181.5 and 181.6, and Sections 6, 8, 9, 22, and 31 of Act No. 621 of the 2006 Regular Session of the Legislature, and Section 19 of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act No. 675 and Act No. 873 of the 2008 Regular Session of the Legislature, and Act No. 340 of the 2011 Regular Session, relative to courts and judicial procedure; to provide relative to the civil and criminal district courts and juvenile court of the parish of Orleans; to repeal provisions relative to the consolidation of the civil and criminal district courts of Orleans Parish into the Forty-First Judicial District Court and their respective clerks; to repeal effective dates for repeals of provisions related to the civil and criminal district courts and the abolition of the juvenile court of Orleans Parish; to provide that certain provisions of law that would have otherwise been repealed shall remain in effect; to provide for the distribution of fees collected in the Civil District Court; to provide for the

salaries of the civil and criminal district court judges and certain family and juvenile court judges; to provide relative to terms of office and elections for Orleans Parish Juvenile Court judges; to direct the Louisiana State Law Institute to redesignate certain statutory provisions; and to provide for related matters.

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

Mr. President in the Chair

Rules Suspended

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

HOUSE BILL NO. 1100—
BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 14:19(C) and (D) and 20(C) and (D), relative to the use of force, violence, or deadly force in certain circumstances; to authorize the finder of fact to consider pursuit in circumstances where force, violence, or deadly force may be used; and to provide for related matters.

Senator Morrell moved to recommit the bill from the Committee on Judiciary C to the Committee on Judiciary B.

Without objection, so ordered.

Rules Suspended

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

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVE ORTEGO
A CONCURRENT RESOLUTION

To authorize and direct creation of the Uniform Bilingual Signage and Map Task Force; to provide for membership, powers, and duties of the task force; to provide for a report of its business; and to provide for related matters.

Senator Adley moved to recommit the resolution from the Committee on Education to the Committee on Transportation, Highways and Public Works.

Without objection, so ordered.

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules to recall House Bill No. 1011 from the Committee on Finance.

HOUSE BILL NO. 1011—
BY REPRESENTATIVE PRICE
AN ACT

To amend and reenact R.S. 13:691(B)(5), relative to vehicle expenses for certain judges; to authorize an increase in the amount of reimbursements for vehicle expenses; and to provide for related matters.

The bill was read by title and referred to the Legislative Bureau.

Rules Suspended

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

May 16, 2012

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

Called from the Calendar

Senator Adley asked that House Bill No. 618 be called from the Calendar.

HOUSE BILL NO. 618— BY REPRESENTATIVE ABRAMSON AN ACT

To enact Code of Civil Procedure Article 1563, relative to liability for environmental damage; to provide for limitations on the effect of an admission of liability; to provide for admissibility of evidence; to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction; and to provide for related matters.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 273— BY SENATOR PEACOCK AN ACT

To amend and reenact R.S.33:4401 and to enact R.S. 33:4361(C) and R.S. 45:853, relative to franchise fees and similar charges of political subdivisions on certain public utilities; to provide for proper notice and explanation of such fees on billing statements sent to ratepayers within the political subdivision; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Amedee, Appel, Broome, Chabert, Claitor, Cortez, Crowe, Dorsey-Colomb, Gallot, Total - 28; Guillory, Heitmeier, Johns, Kostelka, Long, Martiny, Morrell, Morrish, Murray, Nevers; Peacock, Perry, Smith, G., Smith, J., Tarver, Thompson, Walsworth, White.

NAYS

Table with 2 columns: Allain, Total - 2; Buffington

ABSENT

Table with 3 columns of names: Adley, Brown, Donahue, Total - 9; Erdey, LaFleur, Mills; Peterson, Riser, Ward

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

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

Called from the Calendar

Senator Amedee asked that Senate Bill No. 703 be called from the Calendar.

SENATE BILL NO. 703— BY SENATOR AMEDEE AND REPRESENTATIVES BERTHELOT, LAMBERT AND SCHEXNAYDER AN ACT

To enact Part XI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:361 through 368, relative to expropriation; to authorize the governing authority of Ascension Parish to expropriate by a declaration of taking; to provide certain terms, conditions, procedures, definitions, requirements, and effects; to prohibit expropriation for certain purposes; and to provide for related matters.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed Senate Bill No. 703 by Senator Amedee

AMENDMENT NO. 1

On page 3, line 23, change "R.S. 19:271" to "R.S. 19:361"

On motion of Senator Amedee, the amendments were adopted.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed Senate Bill No. 703 by Senator Amedee

AMENDMENT NO. 1

On page 1, delete line 17 in its entirety and insert "road or sewage project, it may acquire it by expropriation."

AMENDMENT NO. 2

On page 2, delete line 1, and insert "The parish governing authority shall give proper notice to the property owner of the intention to expropriate the property and the property owner shall have one year from the time of service of such notice before the parish may proceed with expropriation. It may acquire the property only after a court of competent jurisdiction finds it necessary for a public purpose at a rule to show cause hearing, but prior to judgment in the trial court fixing the amount"

AMENDMENT NO. 3

On page 3, line 8, following "have" and before "to" change "annexed" to "appended"

AMENDMENT NO. 4

On page 3, line 10, after "declaring that it is" delete the remainder of the line and delete line 11 in its entirety and insert "for a public purpose in accordance with this Part."

AMENDMENT NO. 5

On page 3, line 13, change "that (i)" to "(i) that"

AMENDMENT NO. 6

On page 3, line 18, after "estimated" insert "in the appraisal"

AMENDMENT NO. 7

On page 3, line 20, change "estimate" to "appraisal"

AMENDMENT NO. 8

On page 3, line 26, delete "sewer, drainage," and insert "sewage"

AMENDMENT NO. 9

On page 3, at the end of line 27, change "estimate" to "appraisal"

AMENDMENT NO. 10

On page 3, at the beginning of line 29, change "estimate" to "appraisal"

AMENDMENT NO. 11

On page 4, line 15, following "petition" and before the end of the line insert "1"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Morrish
Amedee	Heitmeier	Murray
Broome	Johns	Nevers
Brown	Kostelka	Peacock
Buffington	LaFleur	Peterson
Chabert	Martiny	Smith, G.
Crowe	Mills	Tarver
Dorsey-Colomb	Morrell	White
Total - 24		

NAYS

Allain	Guillory	Smith, J.
Appel	Long	Thompson
Claitor	Perry	Walsworth
Total - 9		

ABSENT

Adley	Donahue	Riser
Cortez	Erdey	Ward
Total - 6		

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 265 be called from the Calendar.

SENATE BILL NO. 265—
BY SENATOR MORRELL

AN ACT

To enact R.S. 40:1563(L) and Subpart E of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1651 and 1652, relative to condemnation of buildings and structures; to authorize the state fire marshal to condemn certain buildings and structures in parishes and municipalities; to provide for service of notice; to provide for costs and fees attributed to such notice; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 265 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 17, following "when" and before "building" change "such" to "the"

AMENDMENT NO. 2

On page 2, lines 8, 19 and 20, change "such" to "the"

AMENDMENT NO. 3

On page 2, line 16, change "Such" to "The"

AMENDMENT NO. 4

On page 3, line 15, before "an attorney" delete "such"

AMENDMENT NO. 5

On page 3, line 29, following "publish" and before "announcement" change "such" to "the"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 265 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 40:1563(L) and"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, change "condemnation of" to "blighted"

AMENDMENT NO. 3

On page 1, line 5, change "condemn" to "declare" and after "municipalities" insert "as blighted property"

AMENDMENT NO. 4

On page 1, delete "R.S. 40:1563(L) and"

AMENDMENT NO. 5

On page 1, line 10, change "are" to "is"

AMENDMENT NO. 6

On page 1, delete lines 12 through 17 and on page 2, delete lines 1 through 3

AMENDMENT NO. 7

On page 2, at the beginning of line 6, change "Condemnation of" to "Declaration of blighted"

AMENDMENT NO. 8

On page 2, line 7, change "condemn" to "declare"

AMENDMENT NO. 9

On page 2, line 8, after "municipality" delete the remainder of the line, delete line 9, and insert "to be blighted property as provided for in R.S. 40:1651(E)."

AMENDMENT NO. 10

On page 2, line 11, change "may condemn" to "declares"

AMENDMENT NO. 11

On page 2, at the beginning of line 12, after "structure" insert "blighted" and after "report" delete the remainder of the line

May 16, 2012

AMENDMENT NO. 12

On page 2, at the beginning of line 13, delete "the building or structure"

AMENDMENT NO. 13

On page 3, line 19, change "condemn" to "declare" and after "structure" insert "as blighted"

AMENDMENT NO. 14

On page 3, line 28, change "sixty" to "ninety"

AMENDMENT NO. 15

On page 4, after line 5, insert:

"E. For the purposes of this Subpart "blighted building or structure" shall mean any building or structure which meets any or all of the following criteria:

(a) The building or structure is likely to partially or completely collapse because of (i) dilapidation, deterioration or decay; (ii) faulty construction; (iii) the removal, movement or instability of any portion of the ground necessary for the purpose of supporting such building or structure; (iv) the deterioration, decay or inadequacy of its foundation; or (v) any other causes.

(b) The building or structure is likely to cause sickness or disease when sought to be used for its intended purpose because of dilapidation, decay, damage, faulty construction or arrangement, inadequate light, air or sanitation facilities, or otherwise is determined by any code enforcement officer or the building or structure inspector or his assignee to be unsanitary or unfit for human habitation.

(c) It has been determined by the fire marshal chief that the building or structure is a fire hazard because of obsolescence, dilapidated conditions, deterioration, damage, lack of sufficient fire-resistive construction, faulty electric wiring, gas connections or heating apparatus, or other causes as provided in R.S. 33:4770.6.

(d) It has been determined that any portion of the building or structure remaining on a site, after the demolition or destruction of such building or structure, or whenever an unsecured building or structure has been abandoned so as to constitute the building or structure or portion thereof a hazard to the public.

(e) Whenever the building or structure, exclusive of the foundation, shows thirty-three percent or more damage or deterioration of its supporting member or members, or fifty percent or more of damage or deterioration of its non-supporting members, enclosing or outside walls or coverings.

(f) Whenever the building or structure has been so damaged by fire, wind, flood or other natural occurrence, or has become so dilapidated or deteriorated as to become an attractive nuisance to children or a harbor for vagrants.

(g) Whenever any building or structure is in such a condition as to be deemed or declared a public nuisance by a court of competent jurisdiction.

(h) Whenever an owner keeps the doors and windows of a vacant building or structure open or the building or structure is deficient and lacking the appropriate number of walls in such a manner as to allow unauthorized entry.

(i) Whenever any building or structure lacks illumination, ventilation or sanitation facilities adequate to protect the health or safety of the occupants or the public."

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Johns Nevers
Appel Kostelka Peterson

Broome LaFleur Smith, G.
Brown Long Smith, J.
Buffington Martiny Tarver
Chabert Mills Thompson
Dorsey-Colomb Morrell Ward
Gallot Morrish White
Heitmeier Murray
Total - 26

NAYS

Allain Cortez Riser
Amedee Peacock Walsworth
Claitor Perry
Total - 8

ABSENT

Adley Donahue Guillory
Crowe Erdey
Total - 5

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

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 106—

BY REPRESENTATIVE DOVE

AN ACT

To repeal R.S. 33:2481.3(C), relative to the city of Houma; to provide relative to the position of police chief in the city; to provide relative to provisions that place the position in the unclassified service; to provide relative to the date on which such provisions shall terminate; to repeal the termination date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gallot Peacock
Allain Guillory Perry
Amedee Heitmeier Peterson
Appel Johns Riser
Broome Kostelka Smith, G.
Brown LaFleur Smith, J.
Buffington Long Tarver
Claitor Martiny Thompson
Cortez Mills Walsworth
Crowe Morrell Ward
Donahue Morrish White
Dorsey-Colomb Murray
Erdey Nevers
Total - 37

NAYS

Chabert
Total - 1
ABSENT

Adley
Total - 1

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

HOUSE BILL NO. 117—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 32:408(B)(7)(e), relative to commercial motor vehicle driver waivers; to prohibit certain commercial motor vehicle drivers from driving commercial motor vehicles for public utilities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue	Morrell
Total - 2	

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

HOUSE BILL NO. 124—

BY REPRESENTATIVES EDWARDS, GISCLAIR, HILL, HODGES, HONORE, HOWARD, LEOPOLD, MACK, RICHARDSON, AND ST. GERMAIN

AN ACT

To enact R.S. 47:490.25, relative to military honor license plates; to provide for the Korean Defense Service license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Cortez	Morrell	Nevers
Total - 3		

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

HOUSE BILL NO. 133—

BY REPRESENTATIVES ARMES, ADAMS, ANDERS, ARNOLD, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANEY, COX, CROMER, EDWARDS, GAINES, GAROFALO, GISCLAIR, HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOLLIS, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MONTOUCET, JAY MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SEABAUGH, SIMON, SMITH, ST. GERMAIN, THIERRY, THOMPSON, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to driver's licenses and special identification cards; to authorize the designation of "VETERAN" on drivers' licenses and special identification cards; to provide for rules; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 162—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 32:301, relative to motor vehicles; to provide that lighted lamps are required to be used while driving through a tunnel; and to provide for related matters.

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

May 16, 2012

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

HOUSE BILL NO. 179—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 25:745(A)(2) and 1238.1(B) and to enact R.S. 25:1238.2(B)(1)(f) and (g), relative to historic preservation and commemoration; to provide relative to historic preservation districts and landmark commissions in New Orleans and the commemoration of historic events therein; to provide relative to certain exemptions from the application of laws relative to such districts and commissions; to provide relative to the application of Sections 15 and 16 of Act No. 804 of the 1975 Regular Session of the Legislature; to provide relative to the Battle of New Orleans Bicentennial Commission; and to provide for related matters.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 179 by Representative Leger

AMENDMENT NO. 1

On page 3, line 1, after "Lowerline Street" insert ", or on St. Charles Avenue between Jena Street and Carrollton Avenue"

AMENDMENT NO. 2

On page 3, delete line 2, and insert "unless the respective owners consent."

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 188—

BY REPRESENTATIVE BROADWATER

AN ACT

To enact R.S. 23:1601(1)(b), relative to disqualification for unemployment compensation benefits; to provide with respect to temporary employees employed by a staffing firm; to provide definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Heitmeier	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur
Total - 2
Morrell

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

HOUSE BILL NO. 197—
 BY REPRESENTATIVES HENRY BURNS AND WILLMOTT
 AN ACT

To amend and reenact R.S. 32:295.1(A) and (B), relative to seat belts; to require all passengers in motor vehicles to wear a seat belt; to prohibit a driver from transporting more passengers than a motor vehicle has seat belts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Nevers
Amedee	Dorsey-Colomb	Peacock
Appel	Gallot	Perry
Broome	Guillory	Peterson
Buffington	Heitmeier	Riser
Chabert	Johns	Walsworth
Claitor	Martiny	White
Cortez	Mills	
Crowe	Morrish	
Total - 25		

NAYS

Brown	Murray	Tarver
Kostelka	Smith, G.	Thompson
Long	Smith, J.	
Total - 8		

ABSENT

Adley	Erdey	Morrell
Allain	LaFleur	Ward
Total - 6		

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

HOUSE BILL NO. 242—
 BY REPRESENTATIVE HARRIS
 AN ACT

To enact R.S. 33:2481.5, relative to the city of Alexandria; to provide relative to the municipal fire and police civil service; to provide relative to the position of deputy chief of police; to include the governing authority of the city of Alexandria among those authorized to create that position; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth

Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 269—
 BY REPRESENTATIVE BARROW
 AN ACT

To amend and reenact R.S. 17:238(C), relative to the education of children in foster care; to provide relative to school placement of children in foster care; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Brown
Total - 2	

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

HOUSE BILL NO. 295—
 BY REPRESENTATIVES WESLEY BISHOP AND SMITH
 AN ACT

To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xv), relative to employment restrictions; to provide relative to criminal record; to provide for exceptions; and to provide for related matters.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Engrossed House Bill No. 295 by Representative Wesley Bishop

May 16, 2012

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 3 which was proposed by the Senate Committee on Labor and Industrial Relations and adopted by the Senate on May 14, 2012 and insert, in lieu thereof, the following:

- "(xvi) The Louisiana Physical Therapy Board.
- "(xvii) The Louisiana Board of Massage Therapy."

On motion of Senator Johns, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Martiny	Tarver
Chabert	Mills	Thompson
Cortez	Morrish	Walsworth
Crowe	Murray	Ward
Dorsey-Colomb	Peacock	White
Total - 30		

NAYS

Adley	Kostelka	Nevers
Claitor	Long	
Total - 5		

ABSENT

Broome	Erdey
Donahue	Morrell
Total - 4	

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

HOUSE BILL NO. 310—

BY REPRESENTATIVES PONTI AND REYNOLDS
AN ACT

To amend and reenact R.S. 32:717(B), relative to scrap motor vehicles; to provide for permits to dismantle vehicles over a certain number of years old; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White

Donahue	Murray
Dorsey-Colomb	Nevers
Total - 37	

NAYS

Total - 0

ABSENT

Chabert	LaFleur
Total - 2	

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

HOUSE BILL NO. 374—

BY REPRESENTATIVE ARMES
AN ACT

To amend and reenact R.S. 32:1305(B), relative to motor vehicle inspections; to delete certain provisions of motor vehicle inspection law relative to issuance of permits to inspection stations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Adley	Donahue
Total - 2	

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

HOUSE BILL NO. 384—

BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 9:1102.2(A)(1)(a) and (2)(a), relative to port commissions; authorizes shallow-draft port commissions to lease or sublease property without the necessity of public bid; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Smith, G.
Brown	Long	Smith, J.
Buffington	Martiny	Tarver
Chabert	Mills	Thompson
Cortez	Morrell	Walsworth
Crowe	Morrish	Ward
Dorsey-Colomb	Murray	White
Gallot	Nevers	
Guillory	Peacock	
Total - 34		

NAYS

Claitor
Total - 1

ABSENT

Adley	Donahue
Allain	Erdey
Total - 4	

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

HOUSE BILL NO. 317—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 48:264.1, relative to salvaged material; to authorize the use of salvage material in coastal protection and restoration projects; to provide for the powers and duties of the secretary of the Department of Transportation and Development and the Office of Coastal Protection and Restoration; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Allain
Total - 1

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

HOUSE BILL NO. 413—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 38:3086.24(H)(1) and 3086.26 and to enact R.S. 38:3086.24(L), relative to the Bayou Lafourche Fresh Water District; to authorize the board of such district to control and regulate the activities on the banks of Bayou Lafourche; to authorize the Coastal Protection and Restoration Authority to assist the district; to authorize the board to contract for services related to integrated coastal protection; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

HOUSE BILL NO. 425—
BY REPRESENTATIVE BROSSETT
AN ACT

To enact R.S. 47:469.1, relative to special license plates; to create a special "For Hire" plate for use in the city of New Orleans; to provide for the design and cost; to provide for rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth

May 16, 2012

Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

HOUSE BILL NO. 435—

BY REPRESENTATIVES LORUSSO, BROADWATER, BROWN, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, MACK, MILLER, MONTOUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 17:2137(E), relative to resident classification for tuition purposes at public colleges and universities; to provide that certain veterans shall be entitled to resident classification for such purposes without regard to length of time of residency in the state; to provide conditions and limitations; to provide relative to implementation; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

HOUSE BILL NO. 478—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact Section 1(A) of Act No. 57 of the 2005 Regular Session of the Legislature, as amended by Act No. 79 of the 2007 Regular Session of the Legislature, relative to the Grand Isle Port Commission; to provide relative to the use of certain waters for seafood production research; to provide relative to the specification of the boundaries and size of the area in which the research will be done; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Murray
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Dorsey-Colomb	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Claitor	Donahue	Nevers
Total - 3		

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

HOUSE BILL NO. 485—

BY REPRESENTATIVES THIERRY, BROWN, FRANKLIN, GISCLAIR, GUINN, HILL, HODGES, HONORE, HOWARD, LEBAS, LEOPOLD, NORTON, RICHARD, AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:80(A)(4), relative to traffic violations; to provide for enhanced penalties for overtaking or passing a school bus when injury or death occurs as a result; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth

Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

HOUSE BILL NO. 499—

BY REPRESENTATIVES HENRY BURNS, BROWN, FRANKLIN, GISCLAIR, GUINN, HILL, HODGES, HONORE, HOWARD, JONES, TERRY LANDRY, LEBAS, LEOPOLD, MACK, NORTON, PYLANT, AND RICHARDSON

AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to drivers' licenses and special identification cards; to authorize the designation of "Veteran" on drivers' licenses and special identification cards; to provide for rules; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

HOUSE BILL NO. 504—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:5.1, relative to pooling of oil and gas wells; to provide for authority of the commissioner of conservation to create such pools; to provide for applications, allocation of costs, and rules and regulations; and to provide for related matters.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed House Bill No. 504 by Representative Dove

AMENDMENT NO. 1

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 14, 2012, between lines 15 and 16 thereof insert the following:

"(a) All orders requiring pooling shall be made after notice and hearing. They shall be upon terms and conditions that are just and reasonable and that will afford the owner of each tract the opportunity to recover or receive his just and equitable share of the oil and gas in the pool without unnecessary expense. They shall prevent or minimize reasonable avoidable drainage from each developed tract which is not equalized by counter drainage.

(b) The portion of the production allocated to the owner of each tract included in a drilling unit formed by a pooling order shall, when produced be considered as if it had been produced from his tract by a well drilled thereon."

On motion of Senator Morrish, the amendments were adopted.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed House Bill No. 504 by Representative Dove

AMENDMENT NO. 1

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 14, 2012, on page 3, line 56, between "well" and "or fail" insert "or within sixty days after the receipt of the notice provided for in R.S. 30:10(A)(2)(a)(i), whichever is later,"

AMENDMENT NO. 2

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 14, 2012, on page 4, line 8, between "for" and "a unit" insert "a nonparticipating owner in"

AMENDMENT NO. 3

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 14, 2012, on page 4, line 13, between "for" and "an alternate" insert "a nonparticipating owner in"

AMENDMENT NO. 4

In Senate Committee Amendment No. 25 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 14, 2012, on page 4, at the end of line 17, insert the following: "If a notified owner participates in the risk and expense of the unit well, but does not elect to participate in the risk and expense of any substitute unit well, alternate unit well, or cross unit well, the risk charge for a substitute unit well, alternate unit well, or cross unit well shall be twenty percent of such tract's allocated share of the cost of drilling, testing, and completing such well, exclusive of the amounts the drilling owner remits to the nonparticipating owner for the benefit of the nonparticipating owner's royalty and overriding royalty owner."

Senator Appel moved the adoption of the amendments.

Senator Morrish objected.

ROLL CALL

The roll was called with the following result:

May 16, 2012

YEAS

Allain	Donahue	Morrell
Appel	Heitmeier	Peterson
Total - 6		

NAYS

Mr. President	Gallot	Peacock
Adley	Guillory	Perry
Amedee	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrish	Ward
Dorsey-Colomb	Murray	White
Erdey	Nevers	
Total - 32		

ABSENT

Crowe
Total - 1

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 532—

BY REPRESENTATIVE JIM MORRIS
AN ACT

To amend and reenact R.S. 30:961(E) and to enact R.S. 30:961(I), relative to withdrawal of surface water; to extend the time frame within which opportunities for cooperative agreements for such withdrawal may be entered into; to provide for approval by legislative committees of certain cooperative endeavor agreements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

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

HOUSE BILL NO. 533—

BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact R.S. 32:662.1, relative to driving while intoxicated; to provide for admission of intoxilyzer instrument recertification forms; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Martiny
Total - 1

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

HOUSE BILL NO. 534—
BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT

To amend and reenact R.S. 56:647(A) and (B) and to enact R.S. 23:1749.1 through 1749.8, relative to overdue unemployment compensation benefits overpayment obligations; to provide for the suspension of certain licenses while overpayment obligations are due; to provide definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Amedee	Johns	Riser
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Claitor
Total - 1

ABSENT

Gallot
Total - 1

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

HOUSE BILL NO. 545—
BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 33:2957 and R.S. 46:1073.1, relative to hospital service districts and certain hospitals; to authorize and provide relative to investments of hospital service districts, including certain hospitals; to provide for limitations and procedures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth

Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Peterson
Total - 1
ABSENT

Total - 0

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

HOUSE BILL NO. 565—
BY REPRESENTATIVE DOVE AND SENATOR LONG
AN ACT

To enact R.S. 49:191(6)(a) and to repeal R.S. 49:191(4)(d), relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 570—
BY REPRESENTATIVE MONTOU CET
AN ACT

To amend and reenact R.S. 56:253(C)(1) and to enact R.S. 44:4(45), relative to shipping alligator parts and skins; provides that the Public Records Law shall not apply to certain records received and held by the Department of Wildlife and Fisheries relative to the alligator industry; to require certain shipper and receiver information be attached to alligator parts or skins prior to shipping; and to provide for related matters.

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

May 16, 2012

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrell, Morrish, Murray, Nevers, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 631—

BY REPRESENTATIVE LORUSSO

AN ACT

To enact R.S. 17:176(H), relative to extracurricular interscholastic athletic activities; to provide for eligibility for participation in extracurricular interscholastic athletic activities by certain students whose parents are in the uniformed services; to provide conditions; to provide for effectiveness; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 631 by Representative Lorusso

AMENDMENT NO. 1

Delete the Senate Committee Amendments Nos. 1 through 4 proposed by the Senate Committee on Education and adopted by the Senate on May 14, 2012.

Senator Martiny moved the adoption of the amendments.

Senator Claitor objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Amedee, Broome, Buffington, Cortez, Crowe, Donahue, Erdey, Gallot, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Murray, Peacock, Perry, Riser, Smith, G., Smith, J., Tarver.

Total - 24

NAYS

Table with 3 columns of names: Appel, Brown, Chabert, Claitor, Dorsey-Colomb, Guillory, Heitmeier, Morrell, Peterson, Thompson, Walsworth, Ward, White.

Total - 13

ABSENT

Table with 2 columns of names: Adley, Nevers.

Total - 2

The Chair declared the amendments were adopted.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Reengrossed House Bill No. 631 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 11, after "H." insert "(1)"

AMENDMENT NO. 2

On page 1, line 18, delete "(1)" and insert "(a)"

AMENDMENT NO. 3

On page 2, line 1, delete "(2)" and insert "(b)"

AMENDMENT NO. 4

On page 2, line 3, delete "(3)" and insert "(c)"

AMENDMENT NO. 5

On page 2, between lines 4 and 5, insert the following:

"(2) The Louisiana High School Athletic Association shall annually submit a written report to the Senate Committee on Education and the House Committee on Education detailing the number of students who were deemed eligible to participate in extracurricular interscholastic athletic activities pursuant to the provisions of this Subsection, the schools from which such students transferred, the schools in which such students subsequently enrolled; and the athletic activities in which such students participated."

On motion of Senator Cortez, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 631 by Representative Lorusso

AMENDMENT NO. 1

Delete Amendment No. 4585 proposed by Senator Martiny and adopted by the Senate on May 16, 2012.

Senator Claitor moved the adoption of the amendments.

Senator Appel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Chabert	Heitmeier	Walsworth
Claitor	Smith, J.	Ward
Dorsey-Colomb	Thompson	White
Total - 9		

NAYS

Mr. President	Cortez	Murray
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Kostelka	Peterson
Broome	Long	Riser
Brown	Mills	Smith, G.
Buffington	Morrish	Tarver
Total - 21		

ABSENT

Adley	Guillory	Martiny
Crowe	Johns	Morrell
Donahue	LaFleur	Nevers
Total - 9		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Perry
Adley	Erdey	Peterson
Allain	Gallot	Riser
Amedee	Guillory	Smith, G.
Appel	Heitmeier	Smith, J.
Broome	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	Long	Walsworth
Chabert	Martiny	Ward
Claitor	Mills	White
Cortez	Murray	
Crowe	Peacock	
Total - 34		

NAYS

Morrish
Total - 1

ABSENT

Donahue	Morrell
LaFleur	Nevers
Total - 4	

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

HOUSE BILL NO. 652—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 34:3460 and R.S. 38:2318.1(B) and to enact R.S. 34:3523, relative to contracts let by ports pursuant to a pilot program; to authorize ports to use the design-build method as a pilot program on a limited number of construction projects; to provide for a selection process for the design-builder; to provide for requirements, rights, and powers for the design-builder; to provide for notice and advertisement procedures; to authorize a private design professional to develop project descriptions; to establish an evaluation committee and its responsibilities; to establish a technical review committee and

its responsibilities; to provide procedures for selection of the successful proposal; to provide a review process; to provide guidelines relative to legal action; and to provide for related matters.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 652 by Representative Leger

AMENDMENT NO. 1

On page 9, lines 16 and 17, delete "R.S. 29:42 relating to the authority of the Military Department to enter into design-build contracts,"

On motion of Senator Adley, the amendments were adopted.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 652 by Representative Leger

AMENDMENT NO. 1

On page 3, line 27, after "shall be" delete "distributed by the port through advertisement" and insert "advertised"

AMENDMENT NO. 2

On page 3, line 28, after "port." change "The port" to "Additionally, the port"

On motion of Senator Adley, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Murray
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Dorsey-Colomb	Morrish	White
Total - 36		

NAYS

Claitor
Total - 1

ABSENT

Donahue	Nevers
Total - 2	

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

May 16, 2012

HOUSE BILL NO. 367—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 38:2212(A)(3)(g), relative to construction managers; to remove certain restrictions on the use of construction managers or third-party consultants in Orleans Parish; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 367 by Representative Leger

AMENDMENT NO. 1

On page 2, line 9, insert the following:

"(iii) All construction contracts on public works shall be opened in a public meeting. All subcontractors bidding on the project shall be invited to the meeting and the general contractor shall list in the bid documents who the subcontractors will be on the project."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of representatives under the YEAS category, including Mr. President, Adley, Amedee, Broome, Brown, Buffington, Chabert, Cortez, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrell, Morrish, Murray, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, and White.

Total - 32

NAYS

Table with 3 columns listing names of representatives under the NAYS category, including Appel, Claitor, and Peacock.

Total - 3

ABSENT

Table with 2 columns listing names of representatives under the ABSENT category, including Allain, Crowe, Donahue, and Nevers.

Total - 4

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

HOUSE BILL NO. 544—
BY REPRESENTATIVE MONTOU CET

AN ACT

To amend and reenact R.S. 32:424(A), relative to driver's licenses; to require a suspected unqualified licensee to retake the skills and knowledge test; and to provide for related matters.

Floor Amendments

Senator Gallot proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gallot to Engrossed House Bill No. 544 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 32:424(A)" to "R.S. 32:415.1(A)(1) and 424(A) and to repeal R.S. 32:414(R)(3)"

AMENDMENT NO. 2

On page 1, line 3 after "test;" insert "to allow a tax debtor to apply for a hardship license;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." change "R.S. 32:424(A) is" to "R.S. 32:415.1(A)(1) and 424(A) are"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following:

"§415.1. Economic and medical hardship appeal of driver's license suspension

A.(1) Except as provided in R.S. 32:378.2(A), 414, and 415(B)(2), upon suspension, revocation, or cancellation of a person's driver's license for the first time only as provided for under R.S. 32:414 and 415 and R.S. 47:296.2, the person, after initial notice from the department, shall have the right to apply to the department for a restricted license. In the event that the department fails or refuses to issue the restricted license, the person shall have the right to file a petition for a restricted driver's license in the district court of the parish in which the applicant is domiciled. Such application or petition for a restricted license shall allege that revocation of his driving privileges will deprive him or his family of the necessities of life, will prevent him from earning a livelihood, or prevent him from obtaining proper medical treatment if disabled. The district court is vested with jurisdiction to set the matter for contradictory hearing in open court upon ten days written notice to the department, and thereupon to determine whether the allegations of hardship have merit. Upon determination by the department or the court that the lack of a license would deprive the person or his family of the necessities of life or prevent the licensee from obtaining proper medical treatment if disabled, the department may grant or the court may order that the person be granted, by the department, a restricted license to enable the person to continue to support his family or to obtain such medical treatment as provided for in this Section. The restrictions of said license shall be determined by the department or the court and shall include the following:

(a) Licensee shall be permitted to operate a motor vehicle only on such streets or watercraft on the waterways of the state as would enable him to earn his livelihood or for treatment of his debilitating condition as provided for in Subparagraph (e) of this Paragraph.

(b) Such operation is restricted to such times during which he is involved in earning a livelihood or for treatment of his debilitating condition as provided for in Subparagraph (e) of this Paragraph.

(c) During the period of suspension, licensee shall be responsible for applying to the court in the event that either earning his livelihood or treatment of his debilitating condition as provided for in Subparagraph (e) of this Paragraph necessitates a change in the original restrictions proposed by the department or the court.

(d) Any other restrictions that the court determines to be necessary and proper.

(e) If the licensee is disabled and such disability is a physical impairment that substantially limits one or more of the major life activities of the licensee, such licensee shall be permitted to operate a motor vehicle only on such streets and at such times as would enable him to obtain medical treatment for his debilitating condition.

(f) In addition to any other restrictions determined necessary and proper by the department or the court, a license ordered issued and restricted under this Section must include the requirement of installation and maintenance of an ignition interlock device upon a motor vehicle to be used by the licensee during the course of the term of the restricted license, when the suspension of driving privileges arises from operating a vehicle under the influence of alcoholic beverages.

* * *

AMENDMENT NO. 5

On page 2, after line 3, insert "Section 2. R.S. 32:414(R)(3) is hereby repealed."

On motion of Senator Gallot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Murray, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, Heitmeier, Peterson, Appel, Johns, Riser, Broome, Kostelka, Smith, G., Brown, LaFleur, Smith, J., Buffington, Long, Tarver, Chabert, Martiny, Thompson, Cortez, Mills, Walsworth, Crowe, Morrell, Ward, Dorsey-Colomb, Morrish, White. Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Claitor, Donahue, Nevers. Total - 3

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

HOUSE BILL NO. 656— BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 49:214.24(C) and (D) and 214.34(A)(introductory paragraph), (1), and (5) and (B) and to enact R.S. 49:214.34(C), relative to the coastal zone boundary; to redraw the coastal zone boundary; to provide relative to determination of fastlands within the coastal zone; to provide relative to required coastal use permits within the coastal zone; and to provide for related matters.

Floor Amendments

Senator Chabert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chabert to Reengrossed House Bill No. 656 by Representative Dove

AMENDMENT NO. 1

On page 11, after line 27, 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."

On motion of Senator Chabert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Murray, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, Heitmeier, Peterson, Appel, Johns, Riser, Broome, Kostelka, Smith, G., Brown, LaFleur, Smith, J., Buffington, Long, Tarver, Chabert, Martiny, Thompson, Claitor, Mills, Walsworth, Cortez, Morrell, Ward, Dorsey-Colomb, Morrish, White. Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Crowe, Donahue, Nevers. Total - 3

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

HOUSE BILL NO. 684— BY REPRESENTATIVE PYLANT

AN ACT

To amend and reenact R.S. 40:1502.4(A) and (C)(2)(c), relative to Crowville Fire District #1; to provide relative to a service charge on structures imposed by the district; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gallot, Peacock, Adley, Guillory, Perry, Allain, Heitmeier, Peterson, Amedee, Johns, Riser, Appel, Kostelka, Smith, G., Broome, LaFleur, Smith, J., Brown, Long, Tarver, Buffington, Martiny, Thompson, Chabert, Mills, Walsworth, Claitor, Morrell, Ward, Cortez, Morrish, White, Dorsey-Colomb, Murray, Erdey, Nevers. Total - 37

NAYS

Total - 0

ABSENT

Table with 3 columns: Crowe, Donahue. Total - 2

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

May 16, 2012

HOUSE BILL NO. 706—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 33:405(A)(3) and (4), relative to the Lawrason Act; to provide relative to the board of aldermen of municipalities governed by the Lawrason Act; to provide relative to meetings of any such board; to provide relative to the authority granted to the mayor pro tempore and other board members to preside at any such meeting in the absence of the mayor; to provide relative to the physical or mental disability of the mayor; to authorize the mayor pro tempore to perform the duties of the mayor during any such disability; to provide limitations on the authority of the mayor pro tempore; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers
Adley Guillory Peacock
Allain Heitmeier Perry
Amedee Johns Peterson
Appel Kostelka Riser
Broome LaFleur Smith, G.
Brown Long Smith, J.
Buffington Martiny Tarver
Chabert Mills Thompson
Claitor Morrell Walsworth
Cortez Morrish Ward
Dorsey-Colomb Murray White
Total - 36

NAYS

Total - 0

ABSENT

Crowe Donahue Gallot
Total - 3

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

HOUSE BILL NO. 707—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 17:24.4(A)(1), (2), and (4), (E), (F)(1)(c), (d), and (e), (3)(a) and (b)(ii), and (4)(a), and (G)(4)(a) and to repeal R.S. 17:24.4(F)(2), relative to the Louisiana Competency-Based Education Program and the Louisiana Educational Assessment Program; to provide relative to standards; to provide relative to testing; to provide relative to terminology and definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Crowe Morrish
Adley Donahue Nevers
Allain Erdey Peacock
Amedee Guillory Perry
Appel Heitmeier Riser

Broome Johns Smith, J.
Buffington LaFleur Thompson
Chabert Long Walsworth
Claitor Martiny Ward
Cortez Mills White
Total - 30

NAYS

Brown Kostelka Peterson
Dorsey-Colomb Morrell Smith, G.
Gallot Murray Tarver
Total - 9

ABSENT

Total - 0

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

HOUSE BILL NO. 720—
BY REPRESENTATIVES LEGER AND GAROFALO
AN ACT

To enact Chapter 26 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2201 through 2204, relative to certain contracts for public works by the Office of Coastal Protection and Restoration and political subdivisions; to provide definitions; to provide for requirements for bidding and proposals; to provide for duties of the Louisiana Workforce Commission; to provide for agreements; to require reporting; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers
Adley Gallot Peacock
Allain Guillory Perry
Amedee Heitmeier Peterson
Appel Johns Riser
Broome Kostelka Smith, G.
Brown LaFleur Smith, J.
Buffington Long Tarver
Chabert Martiny Thompson
Cortez Mills Walsworth
Crowe Morrell Ward
Donahue Morrish White
Dorsey-Colomb Murray
Total - 38

NAYS

Total - 0

ABSENT

Claitor
Total - 1

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

HOUSE BILL NO. 805—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 45:162(2), (12), (13), and (20)(b), 163(D)(1)(b), 164(C), (D), (E)(1) and (2)(a) and (b), 165, 169, 172(A)(3), and 179 and to repeal R.S. 45:163(E) and 172(A)(4)(c), relative to the Louisiana Public Service Commission; to define "certificate"; to define "passenger

carrying vehicle"; to correct a reference to Solid Waste Regulations; to require passenger carrying vehicles to have public liability and property damage insurance; to exclude passenger carrying vehicles from the requirement to prove public convenience and necessity; to change references to registration permit to common carrier certificate; to require a permanent establishment; to require registration of the permanent establishment; to authorize common carriers or waste carriers to also hold a certificate for the transportation of salt water; to correct references to certificate of convenience and necessity to common carrier certificate or contract carrier permit; to exempt from registration vehicles operated by Medicare and Medicaid providers; to provide for registration exemptions for certain motor vehicles; to repeal the duties of the Louisiana Public Service Commission with respect to the Louisiana Truck Center; to repeal a registration exemption for trucks or property carrying vehicles mainly located, operated, and employed within the corporate limits of one incorporated municipality; and to provide for related matters.

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

HOUSE BILL NO. 818—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact the heading of Part II-A of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950 and R.S. 40:1541 and to enact R.S. 36:651(S) and R.S. 40:1541.1 through 1541.3, relative to firemen training and certification; to create the Louisiana Fire and Emergency Training Commission within Louisiana State University and provide for its membership, powers, and duties; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 839—
BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 32:1713(3) and (5), 1717(A)(1), 1717.1(A), 1718(A)(introductory paragraph), (1), (2), and (3), 1719(A), 1720(A), 1728(A) and (D)(4), 1728.2(D)(4) and

(G)(2), and 1736(A)(2), (C), and (D), to enact R.S. 32:1713(7) and (8), 1717(A)(4), and 1735(D), and to repeal R.S. 32:1714(6), relative to the Louisiana Towing and Storage Act; to provide for certain qualifications; to provide for the licensing of towing and storage facilities; to provide for notification of a towed vehicle to law enforcement; to provide for notification of a towed or stored vehicle to the Department of Transportation and Development; to provide for notification of a towed or stored vehicle to the vehicle owner and lienholder; to provide for the disposal of a stored vehicle; to provide for the waiver of fees when disposing a vehicle; to provide for gate fees; to provide for the towing of vehicles from private property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 35		

NAYS

Chabert	Smith, J.
Total - 2	

ABSENT

Erdey	Nevers
Total - 2	

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

HOUSE BILL NO. 883—
BY REPRESENTATIVES HENRY BURNS AND LEGER
AN ACT

To amend and reenact R.S. 17:1808(C)(1)(d); to provide relative to licensure of postsecondary, academic degree-granting institutions; to authorize the Board of Regents to increase the license fee for such institutions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Amedee	Gallot	Peacock
Broome	Guillory	Perry
Brown	Johns	Peterson
Buffington	Kostelka	Smith, G.
Chabert	Long	Tarver

May 16, 2012

Claitor	Mills	Thompson
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 30		

NAYS

Appel	Riser	Walsworth
Heitmeier	Smith, J.	
Total - 5		

ABSENT

Allain	LaFleur
Erdey	Martiny
Total - 4	

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

HOUSE BILL NO. 896—
BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 38:2(A) and (B), 3, 90.4(B)(1), 214(B), 218(B), 301(B) and (C)(2)(c), 306(C), 313(B)(2), 315, 319, 3074(A)(4) and (D)(4) and (9)(c), 3087.134(E)(5), and 3097.4(A)(9), relative to the coastal area; to provide the respective responsibilities of the Department of Transportation and Development and the Coastal Protection and Restoration Authority; and to provide for related matters.

Floor Amendments

Senator Chabert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chabert to Reengrossed House Bill No. 896 by Representative Dove

AMENDMENT NO. 1

On page 1, line 3 and line 9, change "313(B)(2)" to "313(B)(introductory paragraph) and (2)"

AMENDMENT NO. 2

On page 6, delete lines 26 and 27 in their entirety and insert in lieu thereof the following:

"B. Within six months after the end of the five-year period delineated in Subsection A of this Section, the Louisiana legislative auditor shall certify within six months after August 15, 1997, the following:"

On motion of Senator Chabert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Guillory	Peterson
Broome	Heitmeier	Riser
Brown	Johns	Smith, G.
Buffington	Kostelka	Smith, J.
Chabert	LaFleur	Tarver
Claitor	Long	Thompson
Cortez	Martiny	Walsworth

Crowe	Mills	White
Donahue	Morrell	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Nevers
Morrish	Ward
Total - 4	

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

HOUSE BILL NO. 916—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 36:4(Z), R.S. 38:81(C), 101(A) and (B), 102, 103, 107(A), 108, 109, 213(A) and (D), and 330.1(K)(6), R.S. 49:214.1(E) and (F), 214.2(1) through (12), 214.3.1(A)(3), 214.4.2(A)(introductory paragraph) and (C)(1), 214.5.1(A), (B)(introductory paragraph) and (15), and (C), 214.5.2(A)(introductory paragraph), (5) and (11), (B)(introductory paragraph), (1), (3), and (5), (C), (D), (E), and (F), 214.5.3(A)(1), (B), (D)(2)(introductory paragraph), (E)(1), (4), and (5), 214.5.4(G)(8), 214.5.7, 214.6.1, 214.6.2(A), (B), (C), (D)(introductory paragraph) and (1), and (E), 214.6.3(A)(4) and (B), 214.6.6(A)(introductory paragraph), (C), and (D), 214.6.7(A), (B), (E)(3), and (F), 214.6.9, and 214.61(A) and (D)(2), R.S. 56:421(B)(13) and (E)(4), 424(H), 432.1(A), (B), (C)(introductory paragraph) and (1), and (D)(1), and 432.2 and to repeal R.S. 49:214.3.1(A)(4) and 214.6.8, relative to the Coastal Protection and Restoration Authority and the Office of Coastal Protection and Restoration; to change the names of each entity; to provide relative to the powers, duties, and authorities of each entity; to provide relative to appointment to the Coastal Protection and Restoration Authority Board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Ward
Total - 1

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

HOUSE BILL NO. 918—

BY REPRESENTATIVE GUINN
AN ACT

To enact R.S. 38:216.1, relative to unauthorized openings of water control structures; to prohibit the unauthorized opening of a water control structure; to provide for penalties; to provide for revocation of licenses and permits; and to provide for related matters.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Reengrossed House Bill No. 918 by Representative Guinn

AMENDMENT NO. 1

On page 1, line 8, delete "Public" and change "water" to "Water"

AMENDMENT NO. 2

On page 1, at the end of line 13, delete "The" and delete lines 14 and 15 in their entirety

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Ward
Total - 1

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

HOUSE BILL NO. 957—

BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 30:4(L), relative to hydraulic fracturing; to provide for the authority of the commissioner of conservation to promulgate rules, regulations, and orders; to provide for the reporting of additives and ingredients of hydraulic fracturing fluid; to

provide for reporting of certain ingredients with trade secret protection; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1041—

BY REPRESENTATIVE DOVE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

May 16, 2012

ABSENT

Total - 0

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

HOUSE BILL NO. 1061—

BY REPRESENTATIVE ORTEGO

AN ACT

To enact R.S. 40:1853.1 and to repeal R.S. 40:1853, relative to dispensing of fuels; to authorize the public use of automatic liquefied petroleum gas dispensing devices; to provide for rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1088—

BY REPRESENTATIVE HENRY

AN ACT

To enact R.S. 17:17.6, relative to student health; to provide relative to the establishment and administration of a targeted coordinated school health program and a related grant program; to provide relative to the purpose and implementation of the program; to provide for rules and regulations; to provide relative to funding; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson

Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1130—

BY REPRESENTATIVES CROMER AND JAMES

AN ACT

To amend and reenact R.S. 32:851, 862(B)(1), (G)(1) and (3), and (H), 863(B)(1), 863.1(A)(1)(a)(introductory paragraph) and (G)(1), and 874(B)(2) and to enact R.S. 32:862(I) and (J) and 874(C), relative to proof of insurance; to allow for the usage of mobile electronic devices as a method of providing proof of insurance; to authorize the commissioner of the Department of Public Safety and Corrections to compel a motor vehicle operator to provide a paper copy of proof insurance; to provide relative to a court's authority to compel a motor vehicle operator to provide a paper copy of proof of insurance; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1154—

BY REPRESENTATIVES THOMPSON, ANDERS, BARRAS, BERTHELOT, WESLEY BISHOP, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHANEY, COX, DIXON, EDWARDS, FANNIN, GAINES, GAROFALO, HARRIS, HODGES, HOFFMANN, HOWARD, HUVAL, JEFFERSON, JONES, NANCY LANDRY, LORUSSO, MACK, JAY MORRIS, POPE, PRICE, REYNOLDS, RICHARDSON, RITCHIE, SCHEXNAYDER,

SEABAUGH, SHADOIN, ST. GERMAIN, WHITNEY, AND PATRICK WILLIAMS

AN ACT

To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize promulgation of rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1194— (Substitute for House Bill No. 525 by Representative Barrow)

BY REPRESENTATIVE BARROW
AN ACT

To enact R.S. 17:264, relative to public high school graduation; to authorize the State Board of Elementary and Secondary Education to develop a diploma endorsement program for the performance of community service by high school students; to provide relative to rules, guidelines, and implementation; to provide for a report; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth

Crowe
Donahue
Total - 39

Morrell
Morrish

Ward
White

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1200— (Substitute for House Bill No. 1108 by Representative Brown)

BY REPRESENTATIVE BROWN
AN ACT

To enact R.S. 48:283, relative to public works by the Department of Transportation and Development; to provide for plans, transfer, and relocations concerning buildings with historical or cultural significance acquired by the Department of Transportation and Development; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1109—

BY REPRESENTATIVE PRICE
AN ACT

To enact R.S. 17:87.6(C), relative to alienation of school property by school boards; to authorize local public school boards to sell certain used individual computing devices at private sale to students or their parents, tutors, or legal guardians; to provide limitations on such sales and for the deposit and use of funds derived from such sales; 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.

Rules Suspended

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 16, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 434—
BY SENATOR PETERSON AND REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 15:168(B)(2), relative to judicial district indigent defender funds; to require the inclusion of certain data with monthly remittances in Orleans Parish; to require certain notification; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 457—
BY SENATOR PERRY
AN ACT

To amend and reenact Code of Civil Procedure Article 4843 (E) and (G), relative to city courts; to provide relative to jurisdiction; to increase the civil jurisdictional maximum amount in dispute in the city courts of Abbeville and Kaplan.

Reported without amendments.

SENATE BILL NO. 535—
BY SENATOR JOHNS
AN ACT

To amend and reenact R.S. 33:441.13, relative to the mayor's court for the town of Westlake; to expand the court's jurisdiction; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 621—
BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 13:2497 and 2500.2(A)(1), to provide relative to courts and judicial procedures; to provide relative to the Municipal Court of New Orleans; to provide relative to certain court fees and salaries; to remove reference to specific dollar amounts of salaries for certain deputy clerks of the Municipal Court of New Orleans; to provide for an increase in certain fees collected by the Municipal Court of New Orleans; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 642—
BY SENATOR BROOME
AN ACT

To amend and reenact R.S. 33:2337(A)(1) and (2), relative to mutual assistance between law enforcement agencies; to authorize city marshals and city constables to provide police manpower and equipment to a requesting police department or sheriff's office during an emergency or special event; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 657—
BY SENATOR LONG
AN ACT

To amend and reenact R.S. 11:1651(B)(introductory paragraph) and (2)(a), relative to the board of trustees of the District Attorneys' Retirement System; to provide for board membership; to increase the number of active members on the board; to specify that one active member shall be an assistant district attorney; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 174—
BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 13:2501.1(F) and to enact R.S. 13:1337(C), 2151(E) and 2151.4(E), relative to courts and judicial procedure; to provide relative to the jurisdiction of the Traffic Court of New Orleans and the First and Second City Courts of New Orleans; to provide relative to appeals by any person aggrieved by a decision concerning a traffic violation enforced by the city of New Orleans' automated traffic enforcement system; to provide certain terms and conditions; and to provide for related matters.

Reported without amendments.

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 16, 2012

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. 113—
BY SENATOR HEITMEIER AND REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To commend Ms. Debra Ann "Debbie" Maxwell Gough for thirty-three years of dedicated service to the citizens of the state of Louisiana as an employee of the Louisiana Department of Health and Hospitals.

Reported without amendments.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

May 16, 2012

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 423—

BY SENATOR CLAITOR

AN ACT

To enact R.S. 51:122(D), relative to contracts, combinations, and conspiracies in restraint of trade or commerce; to exempt officers and employees acting on behalf of the same entity from such provisions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 541—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 40:2017.11 and to enact R.S. 40:1563(L), relative to the review of plans or specifications; to authorize the fire marshal to review plans for health care facilities and residential living options and collect charges; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 721—

BY REPRESENTATIVE MORENO

AN ACT

To amend and reenact R.S. 13:5073(A)(1), relative to the certification of tobacco product manufacturers; to provide for a fee for certification for tobacco product manufacturers; to provide for the use of the fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 823—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 37:3415.3(B)(10) and (11), 3415.13, and 3415.21 and to enact R.S. 37:3415.2(11), (12), and (13), 3415.3(C) and (D), and 3415.15, relative to real estate appraisals; to define certain terms; to require an appraiser's license to perform appraisal reviews; to provide that administrative reviews of an appraisal do not require an appraiser's license; to require a surety bond; to provide for the competency of appraisers; to provide for customary and reasonable fees for appraisers; to provide for disclosure of fees paid to appraisers by appraisal management companies; to provide for the disclosure of administration fees charged by appraisal management companies; to require that administrative rules receive affirmative approval from the Louisiana Legislature; to repeal an outdated grandfathering clause; to provide for applicability; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 936—

BY REPRESENTATIVE DANAHAY

AN ACT

To enact R.S. 36:109(V) and Subpart B of Part I of Chapter 1 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:61 through 68, relative to military forces; to create the Louisiana Military Advisory Council within the Department of Economic Development; to provide for the membership of the council and its officers; to provide for terms of office for the members of the council; to provide relative to compensation and expenses for council members; to provide the powers and duties of the council; to require the establishment of working groups; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1014—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3397(B)(4), 3401(D), 3410, 3415.3(B)(10) and (11), 3415.13, and 3415.21 and to enact R.S. 37:3415.2(11), (12), and (13), 3415.3(C) and (D), and 3415.15, relative to real estate appraisals; to repeal the maximum time an individual may hold a real estate appraiser trainee license; to provide for reciprocity for real estate appraiser licenses; to define certain terms; to require an appraiser's license to perform appraisal reviews; to provide that administrative reviews of an appraisal do not require an appraiser's license; to require a surety bond; to provide for the competency of appraisers; to provide for customary and reasonable fees for appraisers; to provide for disclosure of fees paid to appraisers by appraisal management companies; to provide for the disclosure of administration fees charged by appraisal management companies; to require that administrative rules receive affirmative approval from the Louisiana Legislature; to repeal an outdated grandfathering clause; to provide for applicability; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1015—

BY REPRESENTATIVE LIGI

AN ACT

To amend and reenact R.S. 32:1253(A)(1)(introductory paragraph), relative to the Louisiana Motor Vehicle Commission; to provide relative to membership; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1063—

BY REPRESENTATIVES SIMON AND ORTEGO

AN ACT

To enact R.S. 37:158, relative to the practice of architecture; to provide for firm practices; to provide for licensure by the State Board of Architectural Examiners; to provide for promulgation of rules; to provide an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1065—

BY REPRESENTATIVE BROADWATER

AN ACT

To amend and reenact R.S. 12:1607(A) and (D), relative to the professional licenses of business entities after a conversion; to clarify the provisions of law regarding the updating of a professional license after the conversion of a domestic business entity; to provide for a surviving entity following a merger where the ownership of the entity does not change; to provide for retroactivity; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1111—

BY REPRESENTATIVE THIBAUT

AN ACT

To enact R.S. 4:183(C), relative to the Horsemen's Benevolent and Protective Association; to describe benefits for permittees and employees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1178—

BY REPRESENTATIVES LEGER AND ORTEGO

AN ACT

To enact Chapter 27 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1801 through 1832, relative to benefit corporations; to enact the "Benefit Corporations Law"; to provide for applicability; to provide for definitions; to provide for formation of benefit corporations; to provide for election and termination of benefit corporation status; to provide for

May 16, 2012

corporate purposes; to provide for a standard of conduct for directors and officers; to provide for a benefit director; to provide for a benefit officer; to provide for a right of action; to require an annual benefits report; to provide for stock certificates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1188— (Substitute for House Bill No. 802 by Representative Anders)

BY REPRESENTATIVES ANDERS, ADAMS, ARMES, BADON, BILLIOT, BROWN, BURRELL, DIXON, GISCLAIR, HARRIS, HARRISON, HENSGENS, KATRINA JACKSON, LEOPOLD, JAY MORRIS, PONTI, PYLANT, REYNOLDS, RICHARDSON, AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 37:1861(B)(introductory paragraph) and 1864.3 and to enact R.S. 37:1861(B)(6) and Chapter 22 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1961 through 1975, relative to used or secondhand property; to provide for an exemption to the secondhand dealer law; to prohibit cash payments for the purchase of copper and other metals; to establish the Louisiana Scrap Metal Recyclers Law; to provide for definitions; to require an occupational license to operate as a scrap metal recycler; to require changes in location to be noted on a license; to provide for hours of operation; to require records of scrap metal purchased; to require the records to be kept for three years; to require the records to be made available for inspection by law enforcement; to require photographic records of scrap metal purchased and of the sellers; to prohibit the purchase of scrap metal not owned by the seller; to prohibit scrap metal purchases from person under the age of eighteen; to require a statement of ownership from the seller; to provide that failure to obtain the statement shall be prima facie evidence of fraud; to provide for exoneration from fraudulent, willful, or criminal knowledge; to require daily reports; to require the use of a national database; to provide for violations; to provide for penalties; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1207— (Substitute for House Bill No. 604 by Representative Harrison)

BY REPRESENTATIVES HARRISON, DOVE, AND WHITNEY AND SENATOR CHABERT
AN ACT

To enact R.S. 51:1422, relative to unfair and deceptive trade practices; to prohibit misrepresentation regarding the provision of local television service; to provide for exceptions; to provide for violations; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

**House Bills and Joint Resolutions
on Second Reading
Just Reported by Committee**

Senator Guillory asked for and obtained a suspension of the rules to take up House Bill No. 61 just reported by Committee.

HOUSE BILL NO. 61—

BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:62(4)(introductory paragraph), (5)(introductory paragraph), and (11)(introductory paragraph), 102(B)(1) and (3)(a) and (d)(v), (vi), and (vii), 542(A)(2)(a), 883.1(A)(2)(a), and 1145.1(A)(1)(introductory paragraph) and (a), (C)(4)(a)(introductory paragraph), and (E), and to enact R.S. 11:62(4.1), (5.1), and (11.1), 102(C)(1)(m), 542(C)(4)(d)(iii) and (e)(iii), 883.1(C)(4)(d)(iii) and (e)(iii), 1145.1(C)(4)(a)(iii) and (b)(iii), and Chapter 7 of Subtitle II of Title 11 of the

Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1399.1 through 1399.7, relative to state retirement systems; to create a cash balance plan in certain state systems; to provide for contributions, credits, eligibility, and benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 61 by Representative Pearson

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Retirement and adopted by the Senate on May 14, 2012, on page 1, line 15 change "at the time of hire" to "within sixty days after his employment date"

AMENDMENT NO. 2

In Senate Committee Amendment No. 31, proposed by the Senate Committee on Retirement and adopted by the Senate on May 14, 2012, on page 3, line 22 after "page 12," insert the following: "line 3, after "(1)" and before "Upon" insert "(a)" and"

AMENDMENT NO. 3

In Senate Committee Amendment No. 31, proposed by the Senate Committee on Retirement and adopted by the Senate on May 14, 2012, on page 3, line 23 change "The system" to "(b) The system"

AMENDMENT NO. 4

In Senate Committee Amendment No. 31, proposed by the Senate Committee on Retirement and adopted by the Senate on May 14, 2012, on page 3, line 25, after "assumptions" delete the remainder of the line and delete line 26 in its entirety and insert the following: "to reflect any changes quantified in an experience study and incorporated into a valuation adopted by the Public Retirement Systems' Actuarial Committee, demonstrating a"

AMENDMENT NO. 5

In Senate Committee Amendment No. 33, proposed by the Senate Committee on Retirement and adopted by the Senate on May 14, 2012, on page 4, line 5 after "utilized" and before "in" insert "by a system to which the provisions of this Act apply"

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

Rules Suspended

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

HOUSE BILL NO. 1204— (Substitute for House Bill No. 682 by Representative Pylant)

BY REPRESENTATIVE PYLANT
AN ACT

To amend and reenact R.S. 32:667(A)(2) and (3), (B)(introductory paragraph), (D)(1), and (H)(1), relative to driver's licenses; to provide additional time to request an administrative hearing regarding a driver's license suspension; to provide relative to the reinstatement of driving privileges associated with a violation of criminal law; and to provide for related matters.

Senator Morrell moved to recommit the bill from the Committee on Transportation, Highways and Public Works to the Committee on Judiciary B.

Without objection, so ordered.

**Privilege Report of the
Legislative Bureau**

May 16, 2012

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. 61—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:62(4)(introductory paragraph), (5)(introductory paragraph), and (11)(introductory paragraph), 102(B)(1) and (3)(a) and (d)(v), (vi), and (vii), 542(A)(2)(a), 883.1(A)(2)(a), and 1145.1(A)(1)(introductory paragraph) and (a), (C)(4)(a)(introductory paragraph), and (E), and to enact R.S. 11:62(4.1), (5.1), and (11.1), 102(C)(1)(m), 542(C)(4)(d)(iii) and (e)(iii), 883.1(C)(4)(d)(iii) and (e)(iii), 1145.1(C)(4)(a)(iii) and (b)(iii), and Chapter 7 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1399.1 through 1399.7, relative to state retirement systems; to create a cash balance plan in certain state systems; to provide for contributions, credits, eligibility, and benefits; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Martiny, the Bills and Joint Resolutions were read by title and passed to a third reading.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

May 16, 2012

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATOR DORSEY-COLOMB
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left turn signal at the intersection of Eddie Robinson and Government Street (LA 73) in Baton Rouge.

SENATE CONCURRENT RESOLUTION NO. 26—
BY SENATOR GALLOT
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the issue of heirship property; to request the Louisiana State Law Institute develop recommendations for facilitating the ability of

family members to receive title to immovable property when successive generations of their family have failed to file succession proceedings; and to develop recommendations to facilitate more equitable and economically efficient distribution of immovable property.

SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR DORSEY-COLOMB
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study inclusion of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act (UAGPPJA) in Louisiana law.

SENATE CONCURRENT RESOLUTION NO. 57—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study how the value of a usufruct should be properly determined under state law.

SENATE CONCURRENT RESOLUTION NO. 68—
BY SENATOR BROOME
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to study the impact of collecting the motor vehicle license tax on private passenger vehicles based upon the vehicle's fair market value at the time of each renewal.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

May 16, 2012

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. 360—
BY SENATOR MARTINY AND REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 32:1252(4) and (19), 1261, 1261.1, and 1263, to enact R.S. 32:1252(52) through (69), 1262(C), 1264(D), 1267(C), 1268(D), and Parts II, III, and IV of Chapter 6 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1270 through 1270.30, and to repeal R.S. 32:1257.1 and 1268.1, relative to marine products, motorcycles, all-terrain vehicles, and recreational vehicles; to provide for certain terms, conditions, requirements, and procedures; to provide for definitions; to provide for the establishment of new dealerships and the relocation of existing dealerships; to provide for payment to dealers; to provide for unauthorized acts; to provide for warranty agreements and application thereof; to provide for the sale and leasing of certain marine products, motorcycles, all-terrain vehicles, and recreational vehicles; to provide for the succession of a dealer; to provide for the procedure to terminate a dealership; to provide for the repurchase of certain products, equipment, parts, and tools; and to provide for related matters.

May 16, 2012

SENATE BILL NO. 676— (Substitute of Senate Bill No. 437 by Senator Crowe)

BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 23:1513(A)(1), 1553(A), 1576, 1601(8), 1713(B) and (C), 1714, and 1726, to enact R.S. 23:1531.1(E), and to repeal R.S. 23:1713(D), relative to unemployment compensation; to provide for the penalty and interest account; to provide for filing certain documents; to provide for separation notices; to provide for method of calculation regarding the experience-rating account of an employer; to provide for disqualification of employee benefits subsequent to commission of a fraudulent act; to provide for the recovery of overpayment of benefits; to provide for the payment of certain benefits; and to provide for related matters.

Respectfully submitted, "JODY" AMEDEE Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

May 16, 2012

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. 60— BY SENATOR RISER

AN ACT

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

SENATE BILL NO. 150— BY SENATORS THOMPSON, ALLAIN, GALLOT, LONG AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:1604(A)(3) and (5), 1743(A) and (C), and 3801(C)(3) and (G), relative to changes in the membership of certain commissions within the Department of Agriculture and Forestry; to provide for the membership of the Boll Weevil Eradication Commission; to provide for the membership of the Louisiana Sweet Potato Advertising and Development Commission; to provide for the membership of the Horticulture Commission; and to provide for related matters.

SENATE BILL NO. 367— BY SENATOR RISER

AN ACT

To amend and reenact R.S. 23:1123, 1142(A) and (B)(1), 1203(E), 1307, and 1317.1(A), relative to workers' compensation; to provide relative to independent medical examinations; to provide that certain information be given to certain injured workers; to provide relative to utilization review companies; and to provide for related matters.

SENATE BILL NO. 326— BY SENATORS BROOME AND DORSEY-COLOMB AND REPRESENTATIVE WESLEY BISHOP

AN ACT

To enact R.S. 9:3578.8(C) and (D), relative to the Louisiana Deferred Presentment and Small Loan Act; to provide for duties of the commissioner of the office of financial institutions; to provide for the compiling of certain information; to require the

commissioner to submit a report to the Louisiana Legislature by April 1, 2014; and to provide for related matters.

SENATE BILL NO. 80— BY SENATOR CORTEZ

AN ACT

To enact R.S. 33:423.23, relative to the city of Youngsville; to provide for the authority and disciplinary actions by the chief of police with respect to police personnel; and to provide for related matters.

SENATE BILL NO. 116— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 28:912(B)(2) and to enact R.S. 28:912(B)(1)(g) and 915(B)(8), relative to human services districts; to provide with respect to the naming of Region 4; to provide the authority for the naming of human services districts; and to provide for related matters.

SENATE BILL NO. 145— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 28:22.8(A) and 451.4(B) and to repeal R.S. 28:894(A)(5) and R.S. 36:259(C)(15), (17) through (20), (22), (25), and (26), relative to the Department of Health and Hospitals; to delete provisions related to certain supports and services centers and employment service programs no longer in existence; and to provide for related matters.

SENATE BILL NO. 193— BY SENATORS GUILLORY AND THOMPSON AND REPRESENTATIVES BADON, BROWN, FRANKLIN, HONORE, HOWARD, TERRY LANDRY, LEBAS, NORTON AND RICHARD

AN ACT

To enact R.S. 47:463.155, relative to special prestige motor vehicle license plates; to provide for the creation, issuance, and design of such license plates for the Phi Beta Sigma Fraternity, Inc.; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

SENATE BILL NO. 212— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1177(A), relative to the Louisiana Board of Pharmacy; to provide for a specific date for the beginning of the term of pharmacists who are appointed to the board; and to provide for related matters.

SENATE BILL NO. 316— BY SENATOR MARTINY

AN ACT

To enact R.S. 6:356, relative to financial institutions; to provide relative to the use of a power of attorney for certain bank transactions; to provide for revocation of a power of attorney; to provide for definitions; to provide for terms, conditions, and procedures; and to provide for related matters.

SENATE BILL NO. 355— BY SENATOR AMEDEE

AN ACT

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

SENATE BILL NO. 557— BY SENATORS ERDEY, ADLEY, ALARIO, ALLAIN, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CROWE, DORSEY-COLOMB, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LONG, MORRISH, MURRAY, NEVERS, PEACOCK, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

AN ACT

To amend and reenact R.S. 47:463.71(C), relative to the special prestige license plate for the Boy Scouts of America; to provide

for an annual royalty fee and for distribution of collections; and to provide for related matters.

SENATE BILL NO. 583—

BY SENATORS GALLOT AND THOMPSON AND REPRESENTATIVES GEYMAN, JEFFERSON, JIM MORRIS AND SHADOIN
AN ACT

To authorize the division of administration to transfer certain state property in Lincoln Parish to Grambling State University and to Louisiana Tech University; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 617—

BY SENATOR DONAHUE
AN ACT

To amend and reenact R.S. 33:130.402(A)(1) and (F), relative to the St. Tammany Parish Development District; to change the composition of the board of commissioners; to provide for quorum; to provide for special meetings; and to provide for related matters.

SENATE BILL NO. 622—

BY SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 36:202(A) and 203, relative to the Department of Culture, Recreation and Tourism; authorizes the lieutenant governor to perform the duties, functions and responsibilities of the secretary of culture, recreation and tourism; and to provide for related matters.

SENATE BILL NO. 315—

BY SENATOR AMEDEE
AN ACT

To enact R.S. 49:191(6)(a) and to repeal R.S. 49:191(4)(c), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 387—

BY SENATOR WARD
AN ACT

To amend and reenact R.S. 56:125(B), relative to hunting; to provide certain requirements for the possession of game quadrupeds; to provide for the positive evidence of sex identification of deer and turkey; and to provide for related matters.

SENATE BILL NO. 496—

BY SENATOR PERRY
AN ACT

To amend and reenact Section 7(B) of Act No. 333 of the 1972 Regular Session of the Louisiana Legislature as amended by Act No. 56 of the 1987 Regular Session of the Louisiana Legislature and Act No. 17 of the 1998 First Extraordinary Session of the Louisiana Legislature and to enact R.S. 33:423.23, relative to the city of Kaplan; to provide for the authority of the chief of police regarding police personnel; to provide that the position of assistant to the chief of police shall be in the unclassified service; to provide for the authority of the assistant to the chief of police; and to provide for related matters.

SENATE BILL NO. 630—

BY SENATOR MORRELL
AN ACT

To enact R.S. 33:9106.3, relative to St. Bernard Parish; to authorize St. Bernard Parish 911 Communications District to levy a fixed rate for emergency telephone service charges; to require voter approval of the fixed rate fee under certain conditions; to provide that the fixed rate fee shall be uniformly applied to residential, commercial, and cellular services; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House**SIGNED HOUSE BILLS AND JOINT RESOLUTIONS**

May 16, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 25—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 37:2171 and to enact R.S. 37:2156.1(N), 2158(A)(11), and 2175.3(A)(9), relative to certain state contractors' licenses; to provide for an exemption from certain examination requirements for licensed arborists; to provide requirements for certain state contractors' licenses; to require possession of insurance required by federal law; and to provide for related matters.

HOUSE BILL NO. 48—

BY REPRESENTATIVE HARRIS AND SENATOR THOMPSON
AN ACT

To enact R.S. 14:67.28, relative to misappropriation without violence; to create the crime of theft of copper or other metals; to provide for a determination of the value of the copper or other metals taken; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 64—

BY REPRESENTATIVE HENSGENS AND SENATORS MORRISH, PERRY, AND JOHN SMITH
AN ACT

To amend and reenact R.S. 14:112.1(A)(introductory paragraph) and (1), (B)(2), and (C) and to enact R.S. 14:112.1(B)(3), relative to offenses affecting law enforcement; to amend the crime of false personation of a peace officer to include firefighters; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 66—

BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(G) and (H), relative to the jurisdictional amount in dispute for city courts; to increase the jurisdictional amount in dispute for the City Court of Slidell; and to provide for related matters.

HOUSE BILL NO. 68—

BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 13:2583.3(A) and (B), relative to constables; to provide with respect to the constable of a justice of the peace court in Caddo Parish; to provide for the appointment of one or more deputy constables; and to provide for related matters.

HOUSE BILL NO. 89—

BY REPRESENTATIVE LIGI
AN ACT

To enact Part IV of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:67.1 and 67.2, relative to collective bargaining involving public entities; to provide relative to acceptance or offering for acceptance of certain collective bargaining agreements; to provide for public availability of certain documents; to provide for enforcement; and to provide for related matters.

May 16, 2012

HOUSE BILL NO. 107—

BY REPRESENTATIVE RICHARDSON
AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Hampton Village Crime Prevention and Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 112—

BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact Code of Civil Procedure Article 2128 and to enact Code of Civil Procedure Article 2128.1, relative to records for civil appeals; to provide for the form and content of the record on appeal; to provide relative to the form of depositions made a part of the record; and to provide for related matters.

HOUSE BILL NO. 120—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:568 and 570(A)(4), (C), (D), (E), and (F) and to enact R.S. 15:570(G) and (H), relative to executions of death sentences; to provide relative to those persons required to be present; to provide relative to a person's refusal to attend; to provide relative to the confidentiality of the identity of certain persons participating in the execution; to provide relative to the licensing of certain persons participating in the execution; and to provide for related matters.

HOUSE BILL NO. 121—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:574.4.2(A)(2) and (3) and to enact R.S. 15:574.4.2(A)(4) and (5), relative to conditions of parole; to revise statutory provisions regarding conditions of parole; to provide for the forfeiture of good time or credits earned; and to provide for related matters.

HOUSE BILL NO. 122—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact Children's Code Article 901.1(A) and R.S. 15:824(A) and (C), relative to probation and parole supervision fees; to provide with respect to a reduction in supervision fees for juveniles; relative to the commitment of persons to the custody of the Department of Public Safety and Corrections; to authorize the commitment of certain persons to the custody of the Department of Public Safety and Corrections prior to conviction or sentencing; to provide for the housing of those persons; to provide for reimbursement to the department; and to provide for related matters.

HOUSE BILL NO. 136—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 14:34.2(A)(2) and to enact R.S. 14:34.2(C), relative to the crime of battery of a police officer; to provide for the definition of "police officer"; and to provide for related matters.

HOUSE BILL NO. 161—

BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 37:846(A)(11) and to enact R.S. 37:831(80) through (87), 846(A)(20), and 854, relative to embalmers and funeral directors; to create a continuing education program; to provide for definitions; to provide for powers and duties of the board; to provide for renewal of licenses; to provide for requirements and enforcement; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 164—

BY REPRESENTATIVE BURFORD AND SENATORS ALLAIN AND LONG
AN ACT

To amend and reenact R.S. 3:742, relative to livestock inspections; to provide for inspection of cattle; and to provide for related matters.

HOUSE BILL NO. 169—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 9:2743(B) and (D)(2), relative to certificates of encumbrances; to provide procedures for identifying the mortgagor or obligor of debt; to provide for affidavit to serve as satisfactory evidence; to provide with respect to liability; and to provide for related matters.

HOUSE BILL NO. 170—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 9:5175(B), relative to erasure or cancellation of mortgages; to provide with respect to mortgages discharged in bankruptcy; to provide for the use of an affidavit to designate the judgments, mortgages, or privileges to be discharged; to provide for procedures; and to provide for related matters.

HOUSE BILL NO. 208—

BY REPRESENTATIVE PONTI
AN ACT

To repeal R.S. 44:22(F), relative to economic development; to repeal the sunset for the confidentiality of information submitted to the Department of Economic Development; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 228—

BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact R.S. 15:828(C) and to enact R.S. 15:571.3(E), relative to diminution of sentence for good behavior; to authorize certain inmates to earn good time for participation in certified treatment and rehabilitation programs; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 254—

BY REPRESENTATIVE BROSSETT
AN ACT

To enact R.S. 33:9091.19, relative to Orleans Parish; to create the Gentilly Terrace and Gardens Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 273—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 17:3951(B)(14), relative to the College and Career Readiness Commission; to provide relative to commission membership; and to provide for related matters.

HOUSE BILL NO. 281—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 9:203(E), relative to judges of a court of the United States; to authorize certain federal judges to perform marriage ceremonies; and to provide for related matters.

HOUSE BILL NO. 309—

BY REPRESENTATIVE JAMES AND SENATOR BROOME
AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Park Forest Crime Prevention and Improvement District in East Baton Rouge Parish; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to the powers and duties of the district; to provide for the levy of a parcel fee within the district; and to provide for related matters.

HOUSE BILL NO. 315—

BY REPRESENTATIVE HAVARD
AN ACT

To enact R.S. 13:961(F)(1)(u), relative to court reporter fees for the Twentieth Judicial District Court; to authorize the judges of the Twentieth Judicial District Court to determine the fees to be charged for transcriptions and copies in all cases; and to provide for related matters.

HOUSE BILL NO. 353—

BY REPRESENTATIVES LOPINTO, ADAMS, BADON, BROWN, GUILLORY, HAZEL, HONORE, HOWARD, MACK, NORTON, AND PYLANT

AN ACT

To amend and reenact R.S. 14:91.2(A)(2) and (3) and (B)(1) and (2), relative to the unlawful presence of sex offenders; to amend provisions relative to the unlawful presence of certain offenders convicted of a sex offense; to provide relative to child care facilities; and to provide for related matters.

HOUSE BILL NO. 386—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 37:2175.1(A)(introductory paragraph), 2175.2(C), and 2175.3(B) and to enact R.S. 37:2175.1(A)(6) and (7), (D), and (E) and 2175.3(A)(9) and (10), relative to home improvement contracting in connection with the repair or replacement of a roof system; to provide for definitions; to lower the minimum threshold amount for home improvement contracting; to provide for a right to cancel a contract for home improvement contracting; to require notice of the right to cancel; to provide for refund of payments; to require proof of general liability insurance in a minimum amount; to prohibit a home improvement contractor from advertising or promising to pay or rebate all or any portion of an applicable insurance deductible as an inducement to the sale of goods or service; to provide for nullification of the contract and a cause of action for violations; to provide for an unfair trade practice violation; to provide for remedies for violations; and to provide for related matters.

HOUSE BILL NO. 400—

BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact Code of Civil Procedure Article 1561(A), relative to civil actions; to provide for the procedures for the consolidation of separate actions; and to provide for related matters.

HOUSE BILL NO. 422—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 48:252(C)(1), relative to the advertisement of public bids; to reduce the time period within which the Department of Transportation and Development can issue any addenda; and to provide for related matters.

HOUSE BILL NO. 430—

BY REPRESENTATIVE BROSSETT
AN ACT

To enact R.S. 33:4720.58.1, relative to Orleans Parish; to provide relative to the New Orleans Redevelopment Authority; to provide relative to the powers and duties of the authority; to authorize the authority to purchase adjudicated properties located within its territorial jurisdiction from political subdivisions of the state; to provide procedures for such purchases; to provide relative to the powers and duties of the state and its political subdivisions with regard to such purchases; to require the authority to submit reports regarding its purchases to certain legislative committees; and to provide for related matters.

HOUSE BILL NO. 441—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 14:40.2(F), (G), (H), and (I), R.S. 46:2136(D) and (F), and Code of Criminal Procedure Article

327.1 and to enact R.S. 14:40.2(J) and Code of Criminal Procedure Article 335.2, relative to the issuance of abuse prevention orders; to provide relative to abuse prevention orders in cases of domestic abuse and stalking; to provide relative to the effective term of certain portions of a protective order in cases of domestic abuse; to provide for procedures; to provide for a hearing and notice; to provide for conditions of release in stalking cases; and to provide for related matters.

HOUSE BILL NO. 466—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Title X of Book III of the Civil Code, consisting of Articles 2778 through 2800, to consist of Articles 2778 through 2791, relative to annuities, the annuity contract, and the annuity charge; to provide for a definition of an annuity contract; to provide for the application of the Titles of Obligations in General and Conventional Obligations or Contracts, or the Title of Sales, or the Title of Donations; to provide for the recipient of payments; to provide for an annuity for life or a time period; to provide for the termination of an annuity in the absence of a designated term; to provide for the assignability and heritability of the rights and obligations of an annuity; to provide for an annuity in favor of successive recipients; to provide for an annuity in favor of several recipients of payments; to provide for the existence of a recipient; to provide for an annuity charge; to provide that an annuity charge must be express and in writing; to provide for the recordation of an annuity contract; to provide for the law applicable to an annuity charge; to provide for the duration of an annuity charge; to provide for the enforcement of an annuity charge; to suppress the concept of the rent of lands; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 508—

BY REPRESENTATIVE PONTI
AN ACT

To enact R.S. 6:1083(24) and 1086(D), relative to residential mortgages; to define "regularly engaged"; to exempt from licensure as a mortgage loan originator or a mortgage broker or lender those persons not regularly engaged in residential mortgage lending; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 512—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact Code of Evidence Article 803(8)(b)(i), relative to the admission of evidence; to provide with respect to hearsay; to prohibit the notification of administrative sanctions form from being introduced as evidence; and to provide for related matters.

HOUSE BILL NO. 579—

BY REPRESENTATIVE ORTEGO
AN ACT

To amend and reenact R.S. 25:651(A) and to enact R.S. 25:651(D), relative to the Council for the Development of French in Louisiana; to provide for the official working language of the council and its employees; to authorize the council to use certain other designations or names; and to provide for related matters.

HOUSE BILL NO. 587—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:414.2(B)(2)(a) and to enact R.S. 32:414.2(A)(1)(d)(x), relative to commercial driver disqualification; to provide that texting while driving a commercial motor vehicle is a serious traffic violation for commercial motor vehicle drivers; to provide for increased disqualification periods for commercial motor vehicle drivers found to have violated out-of-service orders; and to provide for related matters.

May 16, 2012

HOUSE BILL NO. 732—

BY REPRESENTATIVES HENRY BURNS, ADAMS, ANDERS, ARNOLD, BADON, BARROW, BERTHELOT, BROWN, TIM BURNS, BURRELL, CARTER, CHANEY, CONNICK, COX, CROMER, EDWARDS, FOIL, GAINES, GAROFALO, GISCLAIR, GREENE, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, KLECKLEY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MORENO, JAY MORRIS, NORTON, PIERRE, PONTI, POPE, PRICE, PUGH, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SMITH, ST. GERMAIN, THIERRY, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT AND SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROWN, BUFFINGTON, CHABERT, CLAITOR, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GUILLORY, JOHNS, KOSTELKA, LAFLUR, LONG, MILLS, MORRELL, MURRAY, NEVERS, PEACOCK, PETERSON, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD, AND WHITE

AN ACT

To enact R.S. 37:3650, relative to professions and occupations; to provide for certain licensure of individuals with military training and experience; to provide for terms, conditions, procedures, and requirements; to provide certain exceptions; to provide for licensure by endorsement for spouses of such individuals; and to provide for related matters.

HOUSE BILL NO. 759—

BY REPRESENTATIVES NANCY LANDRY, ADAMS, ANDERS, ARNOLD, BARROW, WESLEY BISHOP, BURRELL, HODGES, CHAMPAGNE, KATRINA JACKSON, LEBAS, NORTON, PYLANT, REYNOLDS, ROBIDEAUX, SMITH, AND WILLMOTT AND SENATORS BROOME, BUFFINGTON, AND PETERSON

AN ACT

To enact R.S. 14:43.4, relative to rape and sexual battery; to create the crime of female genital mutilation; to provide for the elements of such offense; to provide for exceptions; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

HOUSE BILL NO. 945—

BY REPRESENTATIVES HENRY BURNS, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSETT, BROWN, BURFORD, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, FOIL, GAROFALO, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, KLECKLEY, NANCY LANDRY, LEGER, LEOPOLD, LIGI, LOPINTO, LORUSSO, MACK, MILLER, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PONTI, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT AND SENATORS ADLEY, APPEL, BROOME, BUFFINGTON, CHABERT, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GUILLORY, JOHNS, LONG, MARTINY, MILLS, MORRELL, MURRAY, NEVERS, PEACOCK, PERRY, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD, AND WHITE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(b)(i), (c)(i), (d)(i), and (4)(a)(iii), (B)(3)(a), (P)(1)(c), (2)(b), (3)(b), and (4)(b), (Q)(1)(d), and (V)(1)(c), relative to the Taylor Opportunity Program for Students; to provide for initial award eligibility and continuing eligibility for certain students who reenlist in the United States Armed Forces and maintain continuous active duty under certain circumstances; to extend the length of time required to claim or maintain an award for certain students on active duty under certain circumstances; to provide for applicability; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1013—

BY REPRESENTATIVES DANAHAY AND KLECKLEY
AN ACT

To enact R.S. 13:5565 and R.S. 24:513(O), relative to the remittance of tax collections to public retirement systems; to provide relative to the responsibilities of tax collectors and the legislative auditor; to provide requirements; and to provide for related matters.

HOUSE BILL NO. 1072—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 51:2454(B), relative to tax rebates; to provide for contracts under the Quality Jobs Program; to authorize contract renewals for certain franchises of the National Basketball Association; to provide for conditions of contract renewals; to provide for limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1128—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 6:1033(B), 1040(A), (B), and (C), and 1088.1(B), R.S. 9:3561.1(B) and (F), and R.S. 37:1785(A) and 1786(C) and (D) and to enact R.S. 6:1033(D), R.S. 9:3561.1(I), and R.S. 37:1786(F), relative to licensure renewal dates within the regulation of the Office of Financial Institutions; to provide for annual renewal of licenses under the Sales of Checks and Money Transmission Act, the Louisiana Consumer Credit Law, and the Louisiana Pawnshop Act; to provide relative to the electronic database licensing system; to provide for the failure to pay renewal fees; to provide relative to the payment of certain licensing system utilization fees under the Louisiana Secure and Fair Enforcement of Mortgage Licensing Act of 2009; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 67—

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 13:5554(J), relative to the payment of group insurance premium costs; to provide for eligibility for payment of such costs for retired sheriffs and retired deputy sheriffs of the Winn Parish Sheriff's Office; and to provide for related matters.

HOUSE BILL NO. 78—

BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 13:5554.2(C), (D), and (E), relative to the Livingston Parish Retired Employees' Insurance Fund; to provide relative to the administration of the Livingston Parish Retired Employees' Insurance Fund; to provide for the investment of fund monies; to authorize the use of fund monies for the LREIF Board; and to provide for related matters.

HOUSE BILL NO. 132—

BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact Code of Civil Procedure Article 1314(B), relative to service of process; to provide for service of pleadings; to provide with respect to service on an attorney; and to provide for related matters.

HOUSE BILL NO. 215—

BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact R.S. 46:1846, relative to communication between offender and victim; to amend provisions relative to prohibited communication between an offender and a victim; to amend procedures by which an offender and victim may communicate; and to provide for related matters.

HOUSE BILL NO. 234—

BY REPRESENTATIVES HODGES, KATRINA JACKSON, MORENO, NORTON, SMITH, AND ST. GERMAIN
AN ACT

To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 252—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 33:9097.8(B), (E)(8), (F)(1)(b), and (G)(1), relative to the Broadmoor Crime Prevention and Improvement District in East Baton Rouge Parish; to modify the boundaries of the district; to provide with respect to the parcel fee that the parish is authorized to impose on behalf of the district; and to provide for related matters.

HOUSE BILL NO. 296—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 39:197(1) and 200(F), relative to data processing procurement; to provide for definitions; to provide for contract forms; and to provide for related matters.

HOUSE BILL NO. 300—

BY REPRESENTATIVES LEGER, BARROW, WESLEY BISHOP, BROADWATER, BURFORD, HAZEL, HOFFMANN, JOHNSON, LAMBERT, LORUSSO, RITCHIE, ROBIDEAUX, THIBAUT, PATRICK WILLIAMS, AND WILLMOTT AND SENATORS BROOME, DORSEY-COLOMB, ERDEY, KOSTELKA, MORRELL, AND GARY SMITH

AN ACT

To enact Subpart DD of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.106 and Subpart EE of Part I of Chapter I of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.107, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to the American Red Cross; to provide for a method for individuals to donate all or a portion of any refund due to the New Opportunities Waiver Fund; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 313—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 24:202(A)(23), relative to the council of the Louisiana State Law Institute; to provide for the membership of the council; and to provide for related matters.

HOUSE BILL NO. 346—

BY REPRESENTATIVE CHANEY AND SENATOR WALSWORTH

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Ouachita and Union Parishes; to provide for the property descriptions; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 352—

BY REPRESENTATIVE BURFORD

AN ACT

To enact R.S. 13:5557.1, relative to payment of group health insurance premiums for retired sheriffs and deputy sheriffs; to create the DeSoto Parish Retired Employees' Insurance Fund to fund premium costs for eligible retired sheriffs and retired deputy sheriffs; to provide for the total amount of principal and earnings in the DeSoto Parish Retired Employees' Insurance Fund; to provide for the limitations on withdrawal and appropriation of monies; to provide for limitations of equity and fixed income investments; to provide for the membership and election on the investment advisory board; and to provide for related matters.

HOUSE BILL NO. 359—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 22:1921(B) and (C) and to enact R.S. 22:1921(D), relative to the insurance fraud section of the Department of Insurance; to clarify language relative to

background checks; to provide for certain technical changes; and to provide for related matters.

HOUSE BILL NO. 459—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 966(B), (E), and (F), relative to motions for summary judgment; to provide for evidence which may be considered under certain circumstances; to provide for the inclusion of certain information in judgments; and to provide for related matters.

HOUSE BILL NO. 492—

BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 22:887(I), relative to property insurance policies; to provide relative to notices of reinstatement of certain such policies; and to provide for related matters.

HOUSE BILL NO. 569—

BY REPRESENTATIVE HUNTER AND SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 22:1926(A), relative to insurance fraud; to clarify terms relative to insurance fraud; and to provide for related matters.

HOUSE BILL NO. 592—

BY REPRESENTATIVE JAY MORRIS

AN ACT

To amend and reenact R.S. 13:587.2(A) and 587.4(A), relative to district courts; to provide relative to designation of specialized divisions or sections in district courts; to provide relative to the designation of a special division or section of the Fourth Judicial District Court; and to provide for related matters.

HOUSE BILL NO. 620—

BY REPRESENTATIVES THIERRY, ADAMS, BADON, BARROW, BROWN, BURRELL, GUILLORY, HAZEL, HODGES, HONORE, HOWARD, TERRY LANDRY, MACK, MORENO, NORTON, PYLANT, SMITH, AND ST. GERMAIN AND SENATORS DORSEY-COLOMB AND MILLS

AN ACT

To amend and reenact R.S. 14:91.5 and R.S. 15:543.1, relative to the unlawful use of a social networking website; to provide relative to the crime of unlawful use of a social networking website; to provide for definitions; to remove the exception regarding permission by the court or the probation or parole officer; to provide notice of this crime to sex offenders; and to provide for related matters.

HOUSE BILL NO. 634—

BY REPRESENTATIVE HUVAL

AN ACT

To repeal R.S. 22:269(B)(2) and (5), relative to certain fees for health maintenance organizations; to remove conflicting provisions for such fees.

HOUSE BILL NO. 771—

BY REPRESENTATIVES FOIL, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BARROW, BERTHELOT, BILLIOT, WESLEY BISHOP, BROADWATER, BROSETT, BROWN, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CONNICK, COX, CROMER, DIXON, DOVE, FANNIN, FRANKLIN, GAINES, GREENE, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HILL, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MACK, MILLER, MORENO, JAY MORRIS, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RITCHIE, SCHEXNAYDER, SCHRODER, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 22:1050(A)(1) and (D)(1) and to repeal R.S. 22:1050(H)(1), relative to the mandate for coverage of diagnosis and treatment of autism spectrum disorders; to raise the age for such coverage; to eliminate the limitation on lifetime benefits; to provide relative to applicability; and to provide for related matters.

May 16, 2012

HOUSE BILL NO. 835—

BY REPRESENTATIVE MILLER
AN ACT

To amend and reenact R.S. 13:5121(2), 5124(B), and 5125, relative to bond validation suits; to provide for an online database for posting notice of filing bond validation suits; to provide for the information to be posted thereon; to provide for proof of posting; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 878—

BY REPRESENTATIVE STUART BISHOP
AN ACT

To repeal R.S. 18:1311(A), relative to voting prior to election day; to repeal a requirement that the registrar of voters compile and post a list of certain information concerning persons who have applied to vote prior to election day; and to provide for an effective date.

HOUSE BILL NO. 929—

BY REPRESENTATIVE MILLER
AN ACT

To amend and reenact R.S. 35:191(A)(1)(d) and (e), 191.2(3), 191.4(B) through (H), and 192(A) and to enact R.S. 35:15, 15.1, 191(A)(1)(f) and (g), 191.1(C), and 191.4(I), relative to notaries; to provide for qualifications of notaries; to provide for education of notaries; to provide for fees; to provide for requirements for instructors; to provide for bonding requirements for certain notaries; to provide for revocation or suspension of notarial commissions and powers under certain circumstances; to provide terms, conditions, procedures and requirements; and to provide for related matters.

HOUSE BILL NO. 932—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 33:1947(A) and to enact R.S. 33:2201(F), relative to law enforcement; to provide for a member of the Law Enforcement Officers and Firemen's Survivor Benefit Review Board; to provide with respect to the eligibility of the surviving spouses and children of certain deceased law enforcement officials to receive benefits; to authorize that benefits may be paid if certain officers were in the course of traveling at the time of death; and to provide for related matters.

HOUSE BILL NO. 989—

BY REPRESENTATIVES HUVAL, PIERRE, REYNOLDS, RITCHIE,
TALBOT, AND THIBAUT
AN ACT

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

HOUSE BILL NO. 998—

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 33:2955(A)(1)(j) and (k), relative to investments by political subdivisions; to provide relative to the power of municipalities, parishes, school boards, and other political subdivisions to invest their monies; to provide requirements relative to the investment of such monies; and to provide for related matters.

HOUSE BILL NO. 1020—

BY REPRESENTATIVES DANAHAY AND KLECKLEY
AN ACT

To amend and reenact R.S. 18:1285(A)(1) and 1293, relative to certain elections; to require certain notification to electors relative to the remittance of portions of tax collections to specified retirement systems in accordance with law; to require certain records to be kept regarding certain elections; and to provide for related matters.

HOUSE BILL NO. 1028— (Substitute for House Bill No. 323 by Representative Hoffman)

BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 47:463.2(E), relative to the advertisement of special prestige license plates; to provide for advertisements for special prestige license plates; to provide rulemaking authority; to provide for deadlines; and to provide for related matters.

HOUSE BILL NO. 1082—

BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 26:71.1(1)(h) and 271.2(1)(h) and to enact R.S. 26:73(C)(6) and 272(C)(6), relative to permits issued by the commissioner of alcohol and tobacco control; to provide for Class A-General retail permits for low and high alcoholic beverages; to require a Class A-General retail establishment to adhere to certain guidelines relative to public restrooms; to require the retail establishment to obtain proof of compliance from the office of public health; to prohibit the issuance of certain permits to establishments engaged in certain live entertainment; and to provide for related matters.

HOUSE BILL NO. 1090—

BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact R.S. 49:958 and 964(B), relative to decisions and orders in adjudication proceedings; to provide for notice of decisions and orders in adjudication proceedings; to authorize the use of electronic means of notification; and to provide for related matters.

HOUSE BILL NO. 1164—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 26:80(A) and (F)(2)(introductory paragraph) and 280(A) and (F)(2)(introductory paragraph), relative to qualifications of applicants for low and high alcoholic beverage permits; to prohibit any applicant from obtaining a state or local permit who has been convicted of crimes involving distribution or possession with intent to distribute certain substances; and to provide for related matters.

HOUSE BILL NO. 1190— (Substitute for House Bill No. 683 by Representative Dove)

BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 49:214.34(A)(3) and to enact R.S. 41:1705(16) and R.S. 56:431.2, relative to alternative oyster culture; to authorize the Department of Wildlife and Fisheries to issue permits for alternative oyster culture activities; to provide parameters for such permits; to provide relative to coastal use permits necessary for such activities; to provide relative to penalties; and to provide for related matters.

HOUSE BILL NO. 1195— (Substitute for House Bill No. 622 by Representative Jackson)

BY REPRESENTATIVE KATRINA JACKSON
AN ACT

To amend and reenact R.S. 32:871(A) and 872(A), relative to uninsured motorists; to provide for reimbursement for damages; and to provide for related matters.

HOUSE BILL NO. 1197— (Substitute for House Bill No. 893 by Representative Fannin)

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 18:602(C) and to enact R.S. 18:602(E)(1)(c), relative to vacancies in the office of sheriff; to provide for the filling of such vacancies under certain circumstances; to provide relative to the eligibility of the person filling such a vacancy to seek the office; to provide for retroactive application; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

ABSENT

Total - 0

Announcements

The following committee meetings for May 17, 2012, were announced:

Education	At Adj	Hainkel Room
Finance	2:00 P.M.	Room A
Labor and Ind. Rel.	At Adj	Room C
Local and Mun. Affairs	At Adj	Room F
Natural Resources	8:00 A.M.	Room E
Transportation	At Adj	Room E

Adjournment

On motion of Senator Thompson, at 6:30 o'clock P.M. the Senate adjourned until Thursday, May 17, 2012, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, May 17, 2012.

GLENN A. KOEPP
 Secretary of the Senate

DIANE O' QUIN
 Journal Clerk

