

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

SIXTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, May 7, 2013

The Senate was called to order at 1:45 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

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

Total - 37

ABSENT

Dorsey-Colomb Smith, J.
Total - 2

The President of the Senate announced there were 37 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Doug Allen, 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 Adley, the reading of the Journal was dispensed with and the Journal of May 6, 2013, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 6, 2013

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. 58—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To commend St. Tammany Parish Fire District No. 1 Fire Chief Larry Hess for his 48-year career in fire protection upon his retirement in September 2013.

Reported without amendments.

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

**Privilege Report of the
Legislative Bureau**

May 7, 2013

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. 159—

BY REPRESENTATIVE TERRY LANDRY
AN ACT

To enact R.S. 47:463.160, 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 relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 172—

BY REPRESENTATIVES DOVE, GAROFALO, AND WHITNEY
AN ACT

To enact R.S. 49:149.63, relative to naming state buildings; to name the bivalve hatchery located on Grand Isle; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 198—

BY REPRESENTATIVE JAY MORRIS
AN ACT

To amend and reenact R.S. 22:550.17(C), relative to captive insurers; to allow the commissioner of insurance to grant reinsurance credits to captive insurers under certain conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 218—

BY REPRESENTATIVES NORTON AND PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 32:1(1.1) and 190(D) and to enact R.S. 32:401(24) and 408(C)(3), relative to autocycles; to amend the definition of autocycle; to provide for a helmet exemption for operators and passengers of certain autocycles; to provide for an exemption for certain driver's license endorsements for operators of certain autocycles; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 218 by Representative Norton

AMENDMENT NO. 1

On page 1, line 17, change "which" to "that"

AMENDMENT NO. 2

On page 2, line 3, change "be" to "is"

AMENDMENT NO. 3

On page 2, line 9, change "which" to "that"

AMENDMENT NO. 4

On page 2, line 12, change "be" to "is"

AMENDMENT NO. 5

On page 2, line 25, change "be" to "is"

HOUSE BILL NO. 227—

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 22:1460(B)(2)(introductory paragraph) and (h), (3), and (E) and to repeal R.S. 22:1460(D)(3), relative to the Property Insurance Association of Louisiana; to change membership requirements; to change requirements of operation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 291—

BY REPRESENTATIVES PRICE AND BURRELL

AN ACT

To amend and reenact R.S. 22:32(A)(1)(introductory paragraph), (i), (l), and (n) and (3), relative to the Advisory Committee on Equal Opportunity within the Department of Insurance; to require the deputy commissioner of the division of minority affairs to serve as the committee chairperson; to make changes to the list of associations that may submit nominees to be considered for appointment to the committee; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 291 by Representative Price

AMENDMENT NO. 1

On page 1, line 16, change "for" to "of"

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

SENATE RESOLUTION NO. 88—

BY SENATOR ERDEY

A RESOLUTION

To recognize May 6-12, 2013, as "Child Care Provider Appreciation Week in Louisiana".

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR GALLOT

A CONCURRENT RESOLUTION

To authorize and direct the commissioner of administration to take all necessary action to ensure that each department, office, agency, board, and commission of the executive branch of state government which maintains a website on the Internet include the name and contact information for each custodian of public records for that entity on the website.

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

SENATE CONCURRENT RESOLUTION NO. 66—

BY SENATOR MORRISH

A CONCURRENT RESOLUTION

To recognize Avery's Angels Gastroschisis Foundation for its community service and support provided to those patients affected by the disease and to declare July 30, 2013, and for every year thereafter as Gastroschisis Awareness Day in Louisiana.

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

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

SENATE BILL NO. 260— (Substitute of Senate Bill No. 91 by

Senator Peacock)

BY SENATOR PEACOCK

AN ACT

To enact Part VI of Chapter 13 of Title 31 of the Louisiana Revised Statutes of 1950, comprised of R.S. 31:218, relative to mineral rights and interests; to provide relative to certain offers for lease or purchase of mineral rights or interests; to provide certain terms, conditions, and requirements, and effects of the offers; and to provide for related matters.

On motion of Senator Long the bill was read by title, ordered engrossed and passed to a third reading.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 84—

BY SENATOR ALLAIN

A RESOLUTION

To direct the Louisiana State Law Institute, in consultation with the director of the Louisiana Mineral Law Institute, to study the feasibility and constitutionality of utilizing alternative dispute resolutions as a means of resolving "legacy" disputes and report its recommendations to the Senate on or before February 24, 2014.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Original Senate Resolution No. 84 by Senator Allain

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 2, line 5, change "direct" to "urge and request"

On motion of Senator Allain, the amendments were adopted.

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

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 60 be called from the Calendar.

SENATE RESOLUTION NO. 60—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Naval Aircrewman First Class Joseph Patrick Fitzmorris in a helicopter crash in Oman during a Naval recovery operation.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 61 be called from the Calendar.

SENATE RESOLUTION NO. 61—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Sergeant Michael Guillory upon his death in Operation Enduring Freedom.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 62 be called from the Calendar.

SENATE RESOLUTION NO. 62—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Army Chief Warrant Officer Bryan J. Henderson while serving in Operation Enduring Freedom.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 63 be called from the Calendar.

SENATE RESOLUTION NO. 63—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Michael Delrie upon his death while on active duty.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 70 be called from the Calendar.

SENATE RESOLUTION NO. 70—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Esrom "Izzy" Joseph upon his death while serving in his country's armed forces.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 71 be called from the Calendar.

SENATE RESOLUTION NO. 71—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Kevin Weiner upon his death while in the service of his country.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 72 be called from the Calendar.

SENATE RESOLUTION NO. 72—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Technical Sergeant Larry Bunn upon his death in support of Operation Enduring Freedom.

May 7, 2013

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

Called from the Calendar

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

SENATE RESOLUTION NO. 73—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Michael Norbert Perry Jr. upon his death while in the service of his country.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 74 be called from the Calendar.

SENATE RESOLUTION NO. 74—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Lieutenant Colonel Don C. Faith upon the repatriation of his remains from an unmarked grave in enemy territory, his long journey home and his burial with full military honors befitting a recipient of the Medal of Honor in Arlington National Cemetery on April 17, 2013.

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

Called from the Calendar

Senator Adley asked that Senate Resolution No. 79 be called from the Calendar.

SENATE RESOLUTION NO. 79—

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

A RESOLUTION

To commend the Blue Star Mothers and the Gold Star Mothers of Louisiana for their efforts in support and honor of armed forces families everywhere and especially those families that have lost loved ones to conflicts around the world.

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

Recess

On motion of Senator Adley, the Senate took a recess at 3:10 o'clock P.M. until 3:45 o'clock P.M.

After Recess

The Senate was called to order at 3:45 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists members present including Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Chabert, Claitor, Cortez, Crowe, Donahue, Total - 35.

ABSENT

Table with 2 columns: Name, Smith, J., Thompson. Lists members absent including Buffington, Heitmeier, Total - 4.

The President of the Senate announced there were 35 Senators present and a quorum.

Senate Business Resumed After Recess

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR DONAHUE

A CONCURRENT RESOLUTION

To direct the state health officer and the Department of Health and Hospitals, office of public health, to provide for certain limitations relative to actions or rules requiring modification of certain existing community water systems.

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

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To urge and request federal, state, and local governing authorities when contracting for coastal restoration and protection projects to give priority to Louisiana businesses.

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

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana Varsity Sports Women's Team and Men's Team on their participation and success in the 2013 Boston Marathon.

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

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	LaFleur	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Crowe	Kostelka
Donahue	Smith, J.
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To recognize and commend Ray Castle, Derek Carter, Brendan Jacob, and Caitlyn McKinley for providing volunteer emergency medical assistance to the victims of the recent Boston Marathon bombing.

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

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	Smith, G.
Broome	Johns	Tarver
Brown	Long	Thompson
Buffington	Martiny	Walsworth
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Donahue	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Smith, J.
Kostelka	Riser	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To recognize May 5th through 11th, 2013, as National Arson Awareness Week in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	LaFleur
Kostelka	Smith, J.
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To establish and provide with respect to the establishment of a study group to investigate the current state of agricultural education in elementary and secondary schools and make recommendations to the legislature and the State Board of Elementary and Secondary Education with respect to possible improvements in agricultural education and the possible implementation of a pilot program for an agricultural immersion curriculum.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 7, 2013

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. 174	HB NO. 232	HB NO. 45
HB NO. 115	HB NO. 122	HB NO. 126
HB NO. 128	HB NO. 169	HB NO. 180
HB NO. 260	HB NO. 325	HB NO. 418

May 7, 2013

HB NO. 605	HB NO. 618	HB NO. 658
HB NO. 583	HB NO. 339	HB NO. 360
HB NO. 383	HB NO. 404	HB NO. 407

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

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

HOUSE BILL NO. 45—

BY REPRESENTATIVES LOPINTO, ADAMS, STUART BISHOP, BROADWATER, BURFORD, TIM BURNS, CARMODY, CHAMPAGNE, CROMER, DOVE, GAROFALO, GISCLAIR, GUINN, HARRISON, HAZEL, HENRY, HENSGENS, HOFFMANN, IVEY, KLECKLEY, NANCY LANDRY, LEOPOLD, LORUSSO, MACK, JAY MORRIS, JIM MORRIS, PEARSON, PYLANT, SCHRODER, SEABAUGH, SIMON, TALBOT, THIBAUT, THOMPSON, WHITNEY, AND WILLMOTT

AN ACT

To enact Part V of Chapter 9 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1821 through 1833, relative to the regulation of firearms; to create the Louisiana Manufactured Firearms and Ammunition Act; to provide for the issuance of a license to sell or manufacture Louisiana firearms, firearm accessories, and ammunition; to provide for qualifications for manufacturers and dealers; to provide for applicability; to provide for licensing fees; to create the Louisiana Manufactured Firearms and Ammunition Fund; to provide for the use of monies deposited into that fund; to provide criteria for purchasing a Louisiana manufactured firearm; to provide for the seizure and forfeiture of certain firearms; to provide for criteria for Louisiana firearms manufacturing facilities; to provide for rulemaking; to provide for definitions; to provide the interpretation of statutory construction; to provide for appeals of decisions of the department; and to provide for related matters.

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

HOUSE BILL NO. 115—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 17:10.5(G), relative to schools transferred to the Recovery School District; to provide for the submission of petitions by parents requesting that a school be removed from the Recovery School District and returned to the local school system under certain conditions; to require rules and regulations to be adopted by the State Board of Elementary and Secondary Education for the petition process; and to provide for related matters.

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

HOUSE BILL NO. 122—

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 47:2126, relative to ad valorem taxation; to provide relative to the assessment of certain property; to authorize an assessor to make separate assessments of certain property under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 126—

BY REPRESENTATIVE HODGES

AN ACT

To amend and reenact R.S. 15:541.1(A)(3), (B), (C)(1), and (D) and R.S. 26:96(A), relative to the National Human Trafficking Resource Center hotline; to provide for the posting of certain

information regarding the National Human Trafficking Resource Center hotline; to provide for certain offices and departments to notify affected establishments of the requirements; to provide for the assessment of a fine; and to provide for related matters.

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

HOUSE BILL NO. 128—

BY REPRESENTATIVES JONES, ADAMS, ANDERS, ARMES, ARNOLD, BARROW, BILLIOT, WESLEY BISHOP, BROWN, HENRY BURNS, BURRELL, COX, EDWARDS, GISCLAIR, GUINN, HARRISON, HAVARD, HONORE, HOWARD, HUNTER, TERRY LANDRY, LEBAS, LEGER, NORTON, POPE, REYNOLDS, RICHARD, RITCHIE, SCHEXNAYDER, SMITH, ST. GERMAIN, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 33:1981(B) and to enact R.S. 33:2201(B)(21) and (22), relative to survivor's benefits for firemen and law enforcement officers; to provide for compensation for the surviving spouses and children of firemen and law enforcement officers employed by certain Indian tribes or tribal units, correctional officers employed by the Louisiana Department of Public Safety and Corrections; to provide for the definition of firemen and law enforcement officer; and to provide for related matters.

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

HOUSE BILL NO. 169—

BY REPRESENTATIVE MACK

AN ACT

To amend and reenact R.S. 13:621.21(B) and to enact R.S. 13:621.21(C), (D), (E), and (F), relative to district court judgeships in the Twenty-First Judicial District Court; to abolish a judgeship in the Twenty-First Judicial District Court and to provide for the creation of a new judgeship; to provide for limited subject matter jurisdiction; to provide for effective dates; to provide election requirements and terms of office; to provide for compensation and expense allowances; and to provide for related matters.

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

HOUSE BILL NO. 174—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 13:782(A) and to repeal R.S. 13:782(K), relative to clerks of districts courts; to provide for an increase in annual compensation for clerks of district courts; to require annual certification training; and to provide for related matters.

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

HOUSE BILL NO. 180—

BY REPRESENTATIVE BROWN

AN ACT

To enact R.S. 33:381(C)(32), relative to the village of Goldonna and Natchitoches Parish; to provide for the abolition of the office of police chief and the police department in Goldonna; to provide limitations and requirements on such an abolition which include a requirement for voter approval; to authorize the municipality to contract with other law enforcement entities in the parish for law enforcement services; and to provide for related matters.

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

HOUSE BILL NO. 232—

BY REPRESENTATIVE BROWN

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(11), relative to the Grant Parish Tourist Commission; to provide for the maximum tax

rate of the hotel occupancy tax levied by the commission; and to provide for related matters.

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

HOUSE BILL NO. 260—

BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT

To enact R.S. 33:9097.19, relative to East Baton Rouge Parish; to create the Goodwood Homesites Crime Prevention and Neighborhood Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; to provide with respect to termination of the district; and to provide for related matters.

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

HOUSE BILL NO. 325—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 47:338.64.1, relative to the parish of Iberville; to authorize the governing authority of the parish to levy and collect an additional sales and use tax; to provide for the use of the proceeds of the tax; to provide for voter approval; and to provide for related matters.

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

HOUSE BILL NO. 339—

BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 40:1510, relative to volunteer firefighters; to allow for the use of public funds for certain activities; to create a length of service program; and to provide for related matters.

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

HOUSE BILL NO. 360—

BY REPRESENTATIVE SHADWIN
AN ACT

To enact R.S. 13:5554(CC), relative to the premium costs of group insurance for retired sheriffs and employees of Lincoln Parish Sheriff's Office; to provide for eligibility for payment of premium costs; and to provide for related matters.

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

HOUSE BILL NO. 383—

BY REPRESENTATIVES LOPINTO, BILLIOT, LEOPOLD, AND LORUSSO
AND SENATORS APPEL, HEITMEIER, AND MARTINY
AN ACT

To amend and reenact R.S. 46:1064.2, relative to hospital service districts in Jefferson Parish; to provide relative to the lease of a hospital owned by any such district; to authorize such leases without voter approval; and to provide for related matters.

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

HOUSE BILL NO. 404—

BY REPRESENTATIVE MILLER
AN ACT

To enact Code of Criminal Procedure Article 404(D), relative to jury commissions; to provide for the functions of the jury commission in St. Charles Parish; and to provide for related matters.

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

HOUSE BILL NO. 407—

BY REPRESENTATIVE ROBIDEAUX
A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(2)(b) and (d) and Article XIII, Section 1(A)(2) and to add Article III, Section 2(A)(2)(e) of the Constitution of Louisiana, to provide relative to legislative sessions; to provide relative to prefiling of certain proposed legislation; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 418—

BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 47:305.14(C), relative to sales and use tax; to provide with respect to the exemption for sales of tangible personal property and services at events sponsored by certain nonprofit organizations; to provide with regard to exemption certificates; to authorize reviews for compliance; and to provide for related matters.

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

HOUSE BILL NO. 583—

BY REPRESENTATIVE COX
AN ACT

To enact R.S. 23:331, relative to veterans; to provide with respect to employment discrimination; to provide for protection for veterans to attend necessary medical appointments; to provide definitions; to provide penalties; and to provide for related matters.

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

HOUSE BILL NO. 605—

BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact R.S. 33:2740.70(D)(1)(b), (E)(2), and (G)(1) and (3) and to repeal R.S. 33:2740.70(F), to provide relative to the Gentilly Development District; to provide relative to the governance and powers and duties of the district; to reduce the membership of the district's governing board; to remove the authority to levy a special ad valorem tax for the district and to pay the district's debts with tax proceeds; and to provide for related matters.

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

HOUSE BILL NO. 618—

BY REPRESENTATIVE LEOPOLD
AN ACT

To enact R.S. 17:421.13, relative to educational diagnosticians; to provide for a salary supplement for certain public school educational diagnosticians who have acquired certification by the National Certification of Educational Diagnosticians Board; to provide conditions and guidelines for receiving the supplement; to provide conditions; to provide definitions; 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. 658—

BY REPRESENTATIVE JAMES
AN ACT

To enact R.S. 33:9097.19, relative to East Baton Rouge Parish; to create the Sherwood Forest Crime Prevention and Neighborhood Improvement District within the parish; to

provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; to provide with respect to termination of the district; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 6, 2013

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:

Table with 3 columns: HCR NO. 99, HCR NO. 100, HCR NO. 101; HCR NO. 102, HCR NO. 103, HCR NO. 104; HCR NO. 105, HCR NO. 106

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 99—

BY REPRESENTATIVE ABRAMSON A CONCURRENT RESOLUTION

To commend the Metairie Park Country Day Cajuns upon winning the 2013 Class 1A state basketball championship.

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

HOUSE CONCURRENT RESOLUTION NO. 100—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON A CONCURRENT RESOLUTION

To commend Hayley Powers Hilton of Alexandria upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of College Woman of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

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

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON A CONCURRENT RESOLUTION

To commend Cecile Charleville Guin, Ph.D., of Baton Rouge, upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Education and Research.

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

HOUSE CONCURRENT RESOLUTION NO. 102—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To commend Madeline Marie Wagnon of Shreveport upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of High School Woman of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

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

HOUSE CONCURRENT RESOLUTION NO. 103—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To commend Chief Justice Bernette Joshua Johnson of New Orleans upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Louisiana Hero of Excellence.

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

HOUSE CONCURRENT RESOLUTION NO. 104—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To commend the Blue Star Mothers of Louisiana, Chapter 1 upon receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for achievements in the field of Military.

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

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To commend Sevetri Wilson, a Baton Rouge business woman and resident of New Orleans, upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Business.

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

HOUSE CONCURRENT RESOLUTION NO. 106—

BY REPRESENTATIVE ARMES A CONCURRENT RESOLUTION

To designate the week of September 23 through 29, 2013, as Louisiana Craft Brewer Week in recognition of the many contributions by Louisiana craft brewers to the state.

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. 23—

BY REPRESENTATIVE BURFORD AN ACT

To amend and reenact R.S. 13:783(D)(7), relative to expenses of the clerks of court; to authorize an automobile expense allowance for the clerks of court for certain parishes; to require the

purchase of 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.

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

HOUSE BILL NO. 106—
BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(introductory paragraph) and (12), relative to the Houma Area Convention and Visitors Bureau; to authorize an increase of the hotel occupancy tax that the bureau is authorized to levy; to provide relative to the use of the proceeds of the additional tax; 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. 121—
BY REPRESENTATIVE MONTOUCEZ

AN ACT

To amend and reenact R.S. 23:1294(A)(2) and to enact R.S. 23:1294(A)(2)(l), relative to the Workers' Compensation Advisory Council; to add a representative of the Louisiana Physical Therapy Association to the council; 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. 131—
BY REPRESENTATIVE JAMES

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(b) and (4)(b)(introductory paragraph) of the Constitution of Louisiana, to provide for consideration of certain legislative instruments during regular sessions; to provide relative to subject matter restrictions for regular sessions; to provide for submission of the proposed amendment to the electors; 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. 145—
BY REPRESENTATIVE JAY MORRIS

AN ACT

To amend and reenact R.S. 15:542.1.3(B)(2)(a) and to enact R.S. 15:542.1.3(B)(2)(c), relative to sex offender registration and notification; to provide relative to sex offenders convicted pursuant to the laws of another state; to provide for the duration of sex offender registration and notification for such offenders; to provide for the frequency of in-person registration renewals for such offenders; to provide for determinations made by the bureau with regard to such offenders; and to provide for related matters.

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

HOUSE BILL NO. 148—
BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 22:1283, relative to motorcycle liability insurance; to extend the time period in which a policyholder may provide proof of appropriate license endorsements; to extend the time in which an initial applicant for motorcycle liability insurance may provide proof of appropriate license endorsements; and to provide for related matters.

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

HOUSE BILL NO. 160—
BY REPRESENTATIVES REYNOLDS, RICHARD, AND BARROW

AN ACT

To amend and reenact R.S. 17:3902(B)(5) and (C)(2)(b)(v), relative to teacher evaluations; to delay implementation of requirements for termination proceedings based on teacher evaluation determinations; to restrict the use of evaluation results; 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 Education.

HOUSE BILL NO. 167—
BY REPRESENTATIVE CHAMPAGNE

AN ACT

To amend and reenact R.S. 15:587.2(B), relative to criminal history information; to provide relative to the type of information provided to an institution of postsecondary education requesting criminal history information for an applicant or prospective employee; and to provide for related matters.

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

HOUSE BILL NO. 189—
BY REPRESENTATIVE GAINES

AN ACT

To amend and reenact R.S. 14:27(D)(2)(c)(i), relative to the attempt to commit theft; to amend the threshold amount of the taking relative to persons who attempt to commit the crime of theft; and to provide for related matters.

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

HOUSE BILL NO. 221—
BY REPRESENTATIVE CONNICK

AN ACT

To enact R.S. 42:66(O), relative to dual officeholding and dual employment; to allow a member of the faculty or staff of a public higher education institution to also hold certain appointive office or employment in the government of the United States; 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. 279—
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 15:1352(A), relative to the definition of racketeering activity; to add enumerated crimes to the definition of "racketeering activity"; and to provide for related matters.

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

HOUSE BILL NO. 287—
BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 40:1498(D), relative to Calcasieu Parish; to provide relative to fire protection districts within Calcasieu Parish; to increase the maximum per diem for board members; 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. 288—
BY REPRESENTATIVE LEBAS

AN ACT

To enact R.S. 40:1496(B)(5)(c), relative to the Ward 5 Fire Protection District of the Parish of Evangeline; to provide for membership on its board of commissioners; and to provide for related matters.

May 7, 2013

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

HOUSE BILL NO. 292—
BY REPRESENTATIVES JEFFERSON AND SHADOIN
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Lincoln Parish from Louisiana Tech University to the city of Ruston; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions of such transfer; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 321—
BY REPRESENTATIVES HUVAL AND ABRAMSON
AN ACT

To enact Code of Civil Procedure Articles 1553, 1571(A)(3), and 4872(C) and Chapter 8 of Title V of Book II of the Code of Civil Procedure, to be comprised of Articles 1815 through 1838, relative to expedited jury trials; to provide for the procedures for expedited jury trials; to provide for pretrial conferences; to provide for special assignment by court rule; to provide that motions of summary judgment be filed prior to trial; to provide for the number of jurors; to provide that a cash deposit for all costs associated with jury costs be timely made; to provide for the service, swearing, and examination of jurors; to provide for the selection of a foreperson; to provide for challenges for cause; to provide for peremptory challenges; to provide for a time limit for an expedited trial jury; to provide for expert witnesses, their fees, and the presentation of their evidence; to provide for the admittance of exhibits; to provide for charges to the jury; to provide for the use of juror notes; to authorize jurors to take evidence into the jury room; to provide for the number of jurors needed for the court to render a verdict; to provide for general verdicts; to provide for verdict forms and interrogatories; to provide for post-verdict relief; to provide for appeals; to prohibit transfer of certain actions to district court; and to provide for related matters.

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

HOUSE BILL NO. 349—
BY REPRESENTATIVE PRICE
AN ACT

To amend and reenact R.S. 14:110(B)(1), relative to the crime of simple escape; to provide relative to simple escape by a participant in a work release program; to provide for sentencing for the crime of simple escape by participants in a work release program; and to provide for related matters.

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

HOUSE BILL NO. 351—
BY REPRESENTATIVES LEOPOLD AND WESLEY BISHOP AND SENATOR MORRELL
AN ACT

To amend and reenact R.S. 48:229(B), relative to the highway priority construction program; to provide relative to priorities for bridges within the proposed program of construction for highways; and to provide for related matters.

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

HOUSE BILL NO. 361—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 14:323(C)(4), relative to prohibited uses of tracking devices; to provide relative to the crime prohibiting certain uses of tracking devices; to amend the exception for parents of a minor child; to require the consent of both parents

of the minor child in certain situations in order for the exception to apply; and to provide for related matters.

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

HOUSE BILL NO. 364—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 32:1308 and to enact R.S. 14:72.6, relative to forgery of a motor vehicle inspection certificate; to provide relative to false certificates of motor vehicle inspection; to create the crime of forgery of a motor vehicle inspection certificate; to provide for the elements of the offense; to provide for criminal penalties; and to provide for related matters.

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

HOUSE BILL NO. 410—
BY REPRESENTATIVES TALBOT AND FANNIN
AN ACT

To amend and reenact R.S. 23:1371.2, relative to workers' compensation; to provide for the submission deadlines to the Workers' Compensation Second Injury Fund; to extend the sunset date of the fund; 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. 451—
BY REPRESENTATIVES BARROW, BADON, BROSSETT, BROWN, CARTER, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, NANCY LANDRY, MORENO, PRICE, SMITH, ST. GERMAIN, ALFRED WILLIAMS, AND WILLMOTT AND SENATOR BROOME
AN ACT

To amend and reenact R.S. 40:2022, relative to duties of licensed hospitals; to provide for legislative intent relative to the health of newborns; to require hospitals to offer the pertussis vaccine to parents of newborns; to provide for exceptions; to require provision of certain health care information under specified conditions; to provide for construction of provisions; 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. 466—
BY REPRESENTATIVE HAVARD AND SENATOR MILLS
AN ACT

To amend and reenact R.S. 17:10.1(F), relative to the school and district accountability system; to provide relative to the assignment of letter grades to public schools and districts; to provide relative to the method by which such letter grades are determined; to require approval by the House and Senate education committees of any change made to such method; to provide for implementation; 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 Education.

HOUSE BILL NO. 471—
BY REPRESENTATIVE IVEY
AN ACT

To amend and reenact R.S. 15:1204.2(B)(8)(a) and (c), relative to the duties of the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice; to provide with respect to an annual report containing criminal statistics; to provide for the distribution of such reports; and to provide for related matters.

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

HOUSE BILL NO. 493—

BY REPRESENTATIVES ST. GERMAIN, ADAMS, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, WESLEY BISHOP, BROWN, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, DIXON, DOVE, EDWARDS, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GUINN, HARRISON, HAZEL, HENRY, HENSGENS, HODGES, HONORE, HOWARD, HUNTER, JEFFERSON, JOHNSON, JONES, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LORUSSO, MONTOUCEY, MORENO, JIM MORRIS, ORTEGO, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SIMON, SMITH, THIBAUT, WHITNEY, AND WILLMOTT AND SENATOR WARD

AN ACT

To enact R.S. 30:3(16) and (17) and 4(M), relative to injection wells and mined caverns; to provide for solution mining injection wells and solution mined caverns; to provide for definitions; to provide for the powers and duties of the assistant secretary and the commissioner of conservation; to authorize the adoption and promulgation of rules and regulations providing for solution mining injection wells and solution mined caverns; and to provide for related matters.

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

HOUSE BILL NO. 494—

BY REPRESENTATIVES ST. GERMAIN, ADAMS, ANDERS, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, WESLEY BISHOP, BROSETT, BROWN, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, DIXON, EDWARDS, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GUINN, HARRISON, HAZEL, HENSGENS, HODGES, HONORE, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LORUSSO, MACK, MORENO, JAY MORRIS, ORTEGO, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, SCHEXNAYDER, SIMON, SMITH, THIBAUT, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 9:3198(A)(2)(c) and R.S. 30:23.1, relative to salt domes; to require notification of the proximity of property to a salt dome in which there is solution mining and storage activity; to provide for certain penalties; and to provide for related matters.

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

HOUSE BILL NO. 500—

BY REPRESENTATIVE MORENO

AN ACT

To amend and reenact R.S. 18:402(F)(2) and 1300.33(A) and R.S. 33:9100.21(B)(1) and (F)(2)(d), relative to election dates; to provide for the election dates that may be used for elections relative to security or neighborhood improvement districts in certain parishes; to provide for definitions; 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. 504—

BY REPRESENTATIVE MORENO

AN ACT

To enact R.S. 13:2500.4, relative to court costs; to provide for additional court costs in the New Orleans Municipal Court; to authorize the clerk of the municipal court of New Orleans to collect certain fees for certain copies and retrieval of files; 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. 554—

BY REPRESENTATIVES GAROFALO, BADON, BARROW, BERTHELOT, BILLIOT, WESLEY BISHOP, AND BROWN

AN ACT

To enact R.S. 40:1503.1, relative to Orleans Parish; to create the Fort Pike Fire Protection District within the parish; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding,

including the authority to levy ad valorem taxes; 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. 589—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Articles 966(E) and (F), 1732(1), and 1915(B) and to enact Code of Civil Procedure Article 966(G) and 4553(D), relative to civil procedure; to provide for submission of and objections to evidence for motions for summary judgment; to provide for limitations on jury trial threshold amounts; to provide for the effect of a partial summary judgment; to provide for notice of certain post-judgment proceedings; and to provide for related matters.

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

HOUSE BILL NO. 591—

BY REPRESENTATIVE STUART BISHOP

AN ACT

To amend and reenact R.S. 30:2418(A), (B), (C), (H)(3) and (6), (I)(1), (2), and (3)(a), and (N), relative to waste tires; to provide for waste tires; to provide for the disposal of waste tires; to provide for waste tire collection centers; to provide for notifications by waste tire collections centers; to provide for the authority to promulgate certain rules and regulations; to provide for fees; to provide for payments to waste tire processors; 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 Environmental Quality.

HOUSE BILL NO. 645—

BY REPRESENTATIVE CROMER

AN ACT

To enact R.S. 22:821(B)(36) and (37) and Chapter 18 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2391 through 2453, and to repeal R.S. 22:821(B)(28) and Subpart F of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1121 through 1144, relative to an internal claim and appeals process and external review procedures for health insurance issuers; to provide requirements for such process and procedures; to provide for definitions; to provide with respect to utilization review organizations and independent review organizations, including their licensure or certification by the commissioner of insurance; to provide for fees; to provide for compliance, penalties, and other regulatory matters; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To suspend until July 1, 2014, the provisions of Chapter 7 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:1399.1 through 1399.7, providing for a Cash Balance Plan in certain state retirement systems.

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

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVES GUINN, GISCLAIR, AND ST. GERMAIN
A CONCURRENT RESOLUTION

To amend the Department of Transportation and Development rules LAC 70:I.1501(C), 1515(D), (G), (H), (I), and (J), 1519(B), (C), and (D), 1521(A)(2) and (a)(introductory paragraph), (4), and (5), (B)(1), (4), and (5), and (E), 1529(C), 1531(B), (C), (D), and (E), 1533(E), 1535(B), and 1541(B), to enact LAC 70:I.1501(E), and to repeal LAC 70:I.1515(K) and 1531(F), which provide for requirements for access connection permits; to provide for access connection permit conditions and requirements; to provide for permit reapplication and modifications to existing commercial access connections; to provide for access connection design requirements; to provide for related matters; and to direct the Office of the State Register to print the amendments and enactments in 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. 12—
BY REPRESENTATIVE SMITH
A CONCURRENT RESOLUTION

To express the intent of the legislature regarding Act No. 181 of the 2012 Regular Session of the Legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION

To establish and request the Title Insurance Committee to study land title search periods provided by R.S. 22:512(17)(b)(vi)(gg), relative to the required search periods of mortgage and conveyance records for the issuance of policies of title insurance in the state of Louisiana, to develop recommendations to facilitate adequate safeguards for the issuance of policies of title insurance, while ensuring that the process is efficient and does not cause unnecessary expense or delay, and to report its findings to the legislature no later than February 1, 2014.

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

HOUSE CONCURRENT RESOLUTION NO. 21—
BY REPRESENTATIVES TALBOT, CARMODY, GAROFALO, AND LORUSSO
A CONCURRENT RESOLUTION

To direct the attorney general to review the laws relative to lobbying by public servants and the use of public funds for lobbying, public relations, and related purposes and to report thereon, including any recommendations related thereto, to the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs no later than September 15, 2013, and to request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and to function as a joint committee to study and make recommendations relative to lobbying by public servants and the use of public funds for lobbying, public relations, and related purposes no later than thirty days prior to the convening of the 2014 Regular Session of the Legislature of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVES CROMER, HUVAL, LORUSSO, SEABAUGH, AND THIBAUT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to repeal that portion of the federal health care reform legislation which imposes a health insurance tax.

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

HOUSE CONCURRENT RESOLUTION NO. 67—
BY REPRESENTATIVES LORUSSO, ADAMS, ARNOLD, BADON, BARROW, BERTHELOT, WESLEY BISHOP, BROWN, HENRY BURNS, TIM BURNS, CARTER, COX, CROMER, DIXON, GAROFALO, GISCLAIR, GUINN, HARRISON, HILL, HODGES, HOFFMANN, HONORE, HOWARD, IVEY, KATRINA JACKSON, JONES, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, MACK, MILLER, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PYLANT, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, ST. GERMAIN, THOMPSON, AND WILLMOTT
A CONCURRENT RESOLUTION

To direct the Department of Public Safety and Corrections to imprint "Battle of New Orleans Bicentennial 1815-2015" on the license plates for private passenger motor vehicles and to issue such plates not later than January 2, 2014, through December 31, 2015, or until the Department of Public Safety and Corrections depletes its inventory of plates.

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

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To commend Reverend Frank J. Jackson on being named the pastor of St. Matthew Baptist Church and for his many years of dedicated service.

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

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	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Claitor	Peterson
LaFleur	Smith, J.
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 97—
BY REPRESENTATIVES DIXON, ADAMS, ARMES, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROWN, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, DANAHAY, EDWARDS, FANNIN, FRANKLIN, GAINES, HAZEL, HENSGENS, HILL, HONORE, JEFFERSON, JOHNSON, JONES, LAMBERT, NANCY LANDRY, LEBAS, MONTTOUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PRICE, PYLANT, REYNOLDS, RICHARD, SMITH, ST. GERMAIN, THIBAUT, AND THIERRY AND SENATORS ALARIO, BROOME, CHABERT, CORTEZ, CROWE, DORSEY-COLOMB, GALLOT, MARTINY, MILLS, NEVERS, PETERSON, RISER, GARY SMITH, THOMPSON, WARD, AND WHITE

A CONCURRENT RESOLUTION

To urge and request the board of directors of the Rapides Primary Health Care Center to rename the center in honor of the late Israel "Bo" Curtis, former state representative, of Alexandria.

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

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	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 36

NAYS

Total - 0

ABSENT

Claitor	LaFleur	Smith, J.
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Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 98—

BY REPRESENTATIVE CROMER

A CONCURRENT RESOLUTION

To recognize May 8, 2013, as National Aeronautics Space Administration (NASA) Day and to commend NASA for its scientific and technological contributions to the state of Louisiana and the United States of America.

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

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	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	

Total - 37

NAYS

Total - 0

ABSENT

LaFleur	Smith, J.
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Total - 2

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY A

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

May 7, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 27—

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 13:3852 and Code of Civil Procedure Articles 2293(B)(1) and 2721(B), relative to seizure and sale of property; to provide relative to notice to judgment debtors in money judgments after seizure of property; to provide for the type of service and timing of notice of seizure of property; to provide for notice of a change in scheduled sale dates of seized property; to provide for the information to be included in notice of seizure of property and applicable sale dates; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 156—

BY SENATOR BROOME

AN ACT

To enact R.S. 9:3260.1, relative to leases; to provide for a residential lessee's right to notification of foreclosure action on the leased premises; to provide certain terms, conditions, requirements and procedures; to provide for the duties of the lessor, including manner and form of notice; to provide for the rights of the lessee, including termination of the lease and recovery of certain amounts; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 188—

BY SENATOR MARTINY

AN ACT

To enact R.S. 13:50, relative to certain judicial salaries; to provide for salary increases for judges of the supreme court, courts of appeal, district courts, city courts, and parish courts as recommended by the Judicial Compensation Commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 9—

BY REPRESENTATIVE PATRICK WILLIAMS

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E) and (G), relative to the jurisdictional amount in dispute for city courts; to increase the jurisdictional amount in dispute for the City Court of Shreveport; and to provide for related matters.

Reported favorably.

May 7, 2013

HOUSE BILL NO. 192—
BY REPRESENTATIVES EDWARDS AND ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Articles 43, 45, 1702(A), 1951, and 1979, relative to the continuous revision of the Code of Civil Procedure; to provide for exceptions to the general rules of venue; to provide for application of rules to determine proper venue when two or more articles conflict; to require the proof supporting confirmation of a default judgment to be placed into the court record; to require that certain conditions be met before a final judgment may be amended; to provide for exceptions; to require the court to specify its reasons for granting a motion for new trial; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 216—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 40:1299.44(A)(1)(b) and 1299.46(H), relative to the Patient's Compensation Fund Oversight Board; to provide for the authority of the Patient's Compensation Fund Board to invest private monies and segregated funds in certain circumstances; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 578—
BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact Children's Code Articles 1281.3(1), (2), (3), and (5), 1281.4(A)(1) and (2), 1281.5, 1281.6(A)(introductory paragraph), 1281.7, 1281.9, the heading of Chapter 2 and 1282.1(A)(introductory paragraph) and (B), 1282.2(3), 1282.5, the heading of Chapter 3 and 1283.1(A)(introductory paragraph) and (B), 1283.2(B)(1), 1283.4, 1283.10(C), the heading of Article 1283.13, 1283.15, and 1283.16 and to enact Children's Code Articles 1281.3(6), Chapter 4 of Title XII-A of the Children's Code, to be comprised of Articles 1284.1 through 1284.5, and Chapter 5 of Title XII-A of the Children's Code, to be comprised of Articles 1285.1 through 1285.17, relative to intercountry adoptions; to provide for intercountry adoption definitions; to provide for types of intercountry adoptions; to provide for procedures for recognition of foreign adoption decrees; to provide for procedures for adoption of foreign orphans and Hague Convention adoptees; to provide for name changes and issuance of a new birth certificate; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 588—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact Civil Code Articles 3505, 3505.1, 3505.2, 3505.3, and 3505.4, relative to modes of acquiring ownership; to provide relative to obligations and contracts; to provide for enforcement and termination; to provide for the extension of liberative prescription; to provide formal requirements for the extension of liberative prescription; to provide for the commencement of the period of extension; to provide for the effect of the extension on other obligors and obligees; to provide for the interruption or suspension of prescription during a period of extension; and to provide for related matters.

Reported favorably.

Respectfully submitted,
BEN W. NEVERS
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY B**

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 7, 2013

To the President and Members of the Senate:

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

HOUSE BILL NO. 127—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 29:220, 220a, and 220b, relative to the Louisiana Code of Military Justice; to provide for the creation of certain crimes related to sexual offenses within the Louisiana Code of Military Justice; to provide for definitions and punishments as it relates to each offense; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 177—
BY REPRESENTATIVE LEGER
AN ACT

To enact Chapter 20 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:981 and 982, relative to the Institute for Public Health and Justice; to designate the Institute for Public Health and Justice an advisor to the legislature on matters related to youth in the criminal justice system and youth with behavioral health needs; to establish the duties of the Institute for Public Health and Justice; to authorize the Institute for Public Health and Justice to work with institutions of higher learning; to authorize the Institute for Public Health and Justice to work in partnership with the Department of Public Safety and Corrections, youth services, office of juvenile justice; to provide for use of the data shared by the office of juvenile justice; to authorize the Institute for Public Health and Justice to seek, accept, and expend monies from any source; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 184—
BY REPRESENTATIVE HONORE
AN ACT

To enact R.S. 15:587(H), relative to criminal background checks; to authorize the Volunteer Louisiana Commission and the recipient of any AmeriCorps funds administered by the Volunteer Louisiana Commission to obtain criminal history record and identification files for certain applicants; to provide for the procedure by which such information is obtained; to provide for the cost of obtaining such information; to provide relative to the confidentiality of such information; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 312—
BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact R.S. 29:418, to enact R.S. 37:3652, and to repeal R.S. 29:419, relative to licensing of military servicemembers and their spouses; to increase the length of time a servicemember has to renew a government-issued or professional license after return from duty; to increase the length of time a servicemember or spouse has to renew a professional license; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY C**

Senator Robert W. Kostelka, Chairman on behalf of the
Committee on Judiciary C, submitted the following report:

May 7, 2013

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 55—
BY SENATOR BROOME
A CONCURRENT RESOLUTION

To express the intent of the Legislature of Louisiana regarding the
allocation and distribution of juvenile detention facility beds,
and to recommend that the Juvenile Justice Reform Act
Implementation Commission order a study to evaluate how to
ensure adequate access to beds for youth in juvenile detention
facilities.

Reported favorably.

HOUSE BILL NO. 5—
BY REPRESENTATIVES JIM MORRIS, ADAMS, HENRY BURNS, TIM
BURNS, CARMODY, DOVE, GAROFALO, GEYMAN, GREENE, GUINN,
HARRISON, HAVARD, HODGES, HOFFMANN, LAMBERT, LORUSSO,
MACK, POPE, PYLANT, SEABAUGH, TALBOT, AND THOMPSON
AN ACT

To enact Part V of Chapter 9 of Title 40 of the Louisiana Revised
Statutes of 1950, to be comprised of R.S. 40:1821 through 1824,
relative to the regulation of firearms; to prohibit the enforcement
of any federal law in the state of Louisiana which attempts to
either ban the ownership or possession of certain types of
firearms, or impose registration requirements for such firearms;
to provide for criminal penalties; and to provide for related
matters.

Reported favorably.

HOUSE BILL NO. 6—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 14:95.2(C)(1), relative to the crime of
carrying a firearm or dangerous weapon on school property; to
provide with respect to the carrying of a firearm or dangerous
weapon by a law enforcement officer; and to provide for related
matters.

Reported favorably.

HOUSE BILL NO. 8—
BY REPRESENTATIVES THOMPSON, KLECKLEY, ADAMS, BARRAS,
BERTHELOT, STUART BISHOP, BROADWATER, BROWN, BURFORD,
HENRY BURNS, TIM BURNS, CONNICK, CROMER, DOVE, GAROFALO,
GISCLAIR, GREENE, GUINN, HAVARD, HENSGENS, HODGES, HOLLIS,
HOWARD, IVEY, NANCY LANDRY, LORUSSO, MACK, JAY MORRIS,
JIM MORRIS, ORTEGO, PEARSON, POPE, PYLANT, REYNOLDS,
RICHARD, SCHEXNAYDER, SEABAUGH, SIMON, STOKES, TALBOT,
THIBAUT, AND WHITNEY
AN ACT

To enact R.S. 40:1379.3(A)(3), relative to concealed handgun
permits; to prohibit the release, dissemination, or publishing of
information with respect to concealed handgun permit
applications; to provide for exceptions; to provide for criminal
penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 10—
BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 40:964(Schedule I)(C)(33 through 59), relative to the
Uniform Controlled Dangerous Substances Law; to add certain
hallucinogenic substances to Schedule I of the Uniform
Controlled Dangerous Substances Law; and to provide for
related matters.

Reported favorably.

HOUSE BILL NO. 15—
BY REPRESENTATIVE MACK
AN ACT

To amend and reenact R.S. 40:964(Schedule I)(E)(9)(i) and (iii) and
(F) and to enact R.S. 40:961(26.1), relative to controlled
dangerous substances; to provide with respect to certain
chemical groups within the cathinone Schedule I stimulants; to
add substances to the listing of synthetic cannabinoids in
Schedule I; to provide for definitions; to provide for certain
exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 261—
BY REPRESENTATIVES HAZEL AND ABRAMSON
AN ACT

To amend and reenact R.S. 14:82(C)(4) and (5), 83(B)(2) and (3),
83.1(B)(2) and (3), 83.2(B)(2) and (3), 84(B)(2) and (3),
85(B)(2) and (3), 86(B)(1)(b) and (c), 89(B)(2) and (3),
104(B)(2) and (3), 105(B)(2) and (3), and 282(B)(2) and (3),
relative to certain offenses concerning prostitution; to amend the
criminal penalties for certain offenses concerning prostitution
when the offense involves a person under a certain age; to
provide that the term of imprisonment for such offenses shall be
at hard labor; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 265—
BY REPRESENTATIVE IVEY
AN ACT

To enact R.S. 40:1379.3(V), relative to concealed handgun permits;
to provide for the issuance of a lifetime concealed handgun
permit; to provide for criteria for the issuance of the permit; to
provide for revocation of the permit; to require prepayment of
fees; to provide for applicability; to provide for suspension of
the permit under certain conditions; to provide for the
educational training requirements for the issuance of a lifetime
concealed handgun permit; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 512—
BY REPRESENTATIVE MORENO
AN ACT

To enact Code of Criminal Procedure Article 579(C), relative to time
limitations for criminal trials; to provide relative to the time
limitations for the commencement of a criminal trial; to provide
relative to the interruption of time limitations for the
commencement of a criminal trial; to provide for definitions;
and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 717— (Substitute for House Bill No. 21 by
Representative Henry Burns)**

BY REPRESENTATIVES HENRY BURNS, BADON, BROADWATER,
BROWN, CARMODY, GREENE, HOFFMANN, IVEY, JONES, MORENO,
JAY MORRIS, RICHARD, SCHRODER, SEABAUGH, THIBAUT, AND
WHITNEY
AN ACT

To amend and reenact R.S. 28:54(B) and R.S. 40:1379.3(C)(13) and
to enact R.S. 13:752 and 753 and R.S. 28:57, relative to
firearms; to require clerks of court to provide certain
information to the Louisiana Supreme Court; to provide for
mandatory reporting of convictions of certain offenses and

May 7, 2013

judicial determinations which would prohibit persons from possessing, shipping, transporting, or receiving firearms pursuant to state and federal law; to provide relative to permits to carry a concealed weapon; to provide procedures by which such information shall be reported to the Louisiana Supreme Court and to the National Instant Criminal Background Check System database; to provide procedures by which certain persons may file a civil petition seeking adjudicated restoration of certain rights relative to the possession and carrying of certain firearms; to provide procedures by which such petitions shall be filed, heard, recorded, and reported to the Louisiana Supreme Court and to the National Instant Criminal Background Check System; to provide for the effects of judgments in such proceedings; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 45—

BY SENATORS DORSEY-COLOMB, BROOME, BROWN AND WHITE AND REPRESENTATIVES BERTHELOT, CARTER, HAVARD, JAMES, POPE, PRICE, RICHARD, SMITH, ST. GERMAIN AND WHITNEY
AN ACT

To enact R.S. 17:1994(E) and 3217.5, relative to community and technical colleges; to provide for the merger of the certain Louisiana Technical College campuses with Baton Rouge Community College; to provide relative to the transfer of the students, employees, funds, obligations, property, programs, facilities, and functions of such technical college campuses to Baton Rouge Community College; to provide relative to performance agreements with the Board of Regents; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title and passed to a third reading.

SENATE BILL NO. 63—

BY SENATOR MILLS
AN ACT

To amend and reenact R.S. 47:1907(A)(1) and to enact R.S. 47:1907(K), relative to assessors; to authorize assessors to increase their compensation up to four percent for four calendar years; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 96—

BY SENATOR ADLEY
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(K)(1) of the Constitution of Louisiana, relative to providing an exemption of seven thousand five hundred dollars of the assessed valuation on property owned and occupied by a veteran with a certain service-connected disability rating; to extend the same exemption to surviving spouses of such totally disabled veterans; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 150—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 40:1300.51(1), 1300.52(A), (B)(1), (C), (D)(2), and (E), the introductory paragraphs of 1300.53(A) and (B), 1300.53(C)(1), and 1300.55 and to enact R.S. 40:1300.57, relative to criminal history checks on nonlicensed persons and licensed ambulance personnel; to provide with respect to an authorized agency; to provide for the application and requirements for approval as an authorized agency; and to provide for related matters.

Reported without action by the Committee on Finance.

On motion of Senator Adley, the bill was returned to the Calendar, subject to call.

SENATE BILL NO. 165—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 47:6007(B)(10), (11), (12), (13), (14), the introductory paragraph of R.S. 47:6007(D)(2)(a) and (D)(2)(c) and (d) and to enact R.S. 47:6007(B)(15) and (16), (G) and 6007.1, relative to the motion picture investor tax credit; to provide for submission of a qualified cost report prior to being certified as a state-certified production for application for the credit; to provide for a qualified cost report; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 165 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, between "(B)" and "(10)" insert "(9),"

AMENDMENT NO. 2

On page 1, at the end of line 4, after "to provide for" insert "definitions; to provide for production audit reports and requirements; to provide for"

AMENDMENT NO. 3

On page 1, line 5, change "qualified cost report" to "production audit report"

AMENDMENT NO. 4

On page 1, line 6, change "qualified cost report" to "production audit report"

AMENDMENT NO. 5

On page 1, line 9, between "(B)" and "(10)" insert "(9)"

AMENDMENT NO. 6

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

"(9) "Production audit report" means an audit report issued by a qualified accountant who is unrelated to the motion picture production company and that is a report of the qualified accountant's audit of the motion picture production's cost report of production expenditures. The production audit report shall contain an opinion from the qualified accountant stating that the production's cost report of production expenditures presents fairly, in all material aspects, the production expenditures expended in Louisiana pursuant to the provisions of this Subsection. The production audit shall be performed pursuant to the qualified sampling and verification procedures provided in R.S. 47:6007.1 and shall require:

(a) The production audit report to be performed in accordance with the auditing standards generally accepted in the United States of America.

(b) The production audit report to be addressed to the party which has engaged the qualified accountant.

(c) The production audit report to contain the qualified accountant's name, address, and telephone number.

(d) The production audit report to be dated as of the date of completion of the qualified accountant's field work.

(e) The production audit report to contain a statement of acknowledgment by the qualified accountant that the state is relying on the qualified cost report in the issuance of the tax credits under the provisions of this Section.

⊕ **(10)** "Production expenditures" means preproduction, production, and postproduction expenditures in this state directly relating to a state-certified production, including without limitation the following: set construction and operation; wardrobes, makeup, accessories, and related services; costs associated with photography and sound synchronization, lighting, and related services and materials; editing and related services; rental of facilities and equipment; leasing of vehicles; costs of food and lodging; digital or tape editing, film processing, transfer of film to tape or digital format, sound mixing, special and visual effects; and payroll. This term shall not include expenditures for marketing and distribution, non-production related overhead, amounts reimbursed by the state or any other governmental entity, costs related to the transfer of tax credits, amounts that are paid to persons or entities as a result of their participation in profits from the exploitation of the production, the application fee, or state or local taxes."

AMENDMENT NO. 7

On page 1, at the beginning of line 15, change "**(10)**" to "**(11)**"

AMENDMENT NO. 8

On page 1, line 16, change "**licensed**" to "**authorized to practice**"

AMENDMENT NO. 9

On page 2, delete lines 1 through 13 in their entirety

AMENDMENT NO. 10

On page 3, line 4, after "includes" and before "the" delete "**a qualified cost report and**"

AMENDMENT NO. 11

On page 3, line 16, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 12

On page 3, line 17, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 13

On page 3, line 19, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 14

On page 3, page 27, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 15

On page 4, at the end of line 1, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 16

On page 4, line 3, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 17

On page 4, delete lines 20 through 27 in their entirety and insert the following:

"G. Notwithstanding any other law to the contrary, no motion picture investor tax credit shall be allowed for financing fees, interest, or payments of a similar nature that are paid to related parties. Motion picture investor tax credits shall only be allowed for financing fees, interest or payments of a similar nature that are made to a party who does not control the production and who owns twenty percent or less of the financial rewards of the production based on sales, exploitation of the product, or the success in lining up distribution agreements. No motion picture investor tax credits shall be allowed for any amounts that are paid to persons or entities as a result of a percentage of sales or participation in profits from the exploitation of the product or the success in lining up distribution agreements."

AMENDMENT NO. 18

On page 5, line 2, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 19

On page 5, line 26, change "**qualified cost**" to "**production audit**"

AMENDMENT NO. 20

On page 6, line 11, change "**sixty**" to "**one-hundred twenty**"

AMENDMENT NO. 21

On page 7, line 16, change "**sixty**" to "**one-hundred twenty**"

AMENDMENT NO. 22

On page 8, line 14, change "**sixty**" to "**one-hundred twenty**"

AMENDMENT NO. 23

On page 9, line 1, change "**qualified cost**" to "**production audit**"

On motion of Senator Riser, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 182—
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 17:176(A)(introductory paragraph) and (E) and to repeal R.S. 17:176(F), (G), (H), and (I) and 236.3, relative to cocurricular and extracurricular activities, including interscholastic athletics; to provide relative to the responsibilities of local schools and school systems and the State Board of Elementary and Secondary Education with respect to such activities; to provide relative to state and local policies, rules, and regulations governing student participation in such activities; to repeal statutory provisions declared unconstitutional by the courts; and to provide for related matters.

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

SENATE BILL NO. 185—
BY SENATOR MURRAY

AN ACT

To enact Part XI of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.31 through 460.72, relative to Medicaid; to provide for managed care organizations providing health care services to Medicaid beneficiaries; to provide for the standardized credentialing of providers; to provide for exemptions; to provide for prescription drugs; to provide for a standard form for the prior authorization of prescription drugs; to provide for procedures for utilizing step therapy and fail first protocols; to provide for standardized information to be provided with claim payments; to provide for services rendered to newborns; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 185 by Senator Murray

AMENDMENT NO. 1

On page 1, line 3, change "460.72" to "460.71"

AMENDMENT NO. 2

On page 1, line 9, after "payments;" delete the remainder of the line and insert "and to"

AMENDMENT NO. 3

On page 1, line 13, change "460.72" to "460.71"

AMENDMENT NO. 4

On page 9, delete lines 18 through 22

AMENDMENT NO. 5

On page 9, between lines 22 and 23, insert the following:

"Section 2. The Department of Health and Hospitals shall be prohibited from amending or otherwise altering the existing Bayou Health plans per member per month contractual rates which are in effect on the effective date of this Act for any purpose which is related to the implementation of the provisions of this Act."

AMENDMENT NO. 6

On page 9, line 23, change "Section 2." to "Section. 3"

On motion of Senator Donahue, the committee amendment was adopted. The amended bill was read by title, ordered reengrossed and passed to a third reading.

SENATE BILL NO. 205—

BY SENATORS LAFLEUR AND GUILLORY AND REPRESENTATIVE ORTEGO

AN ACT

To enact R.S. 17:273.3, relative to foreign language immersion programs; to authorize local public school boards to establish foreign language immersion programs; to provide for a process whereby parents may petition a local public school board to establish a foreign language immersion program; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 205 by Senator LaFleur

AMENDMENT NO. 1

On page 1, delete line 2, and insert

"To enact R.S. 17:273.3 and to repeal Subpart D-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:286.1 through 286.7, relative to curriculum and instruction; to provide relative to foreign language immersion programs; to authorize local"

AMENDMENT NO. 2

On page 1, line 4, change "petition" to "request"

AMENDMENT NO. 3

On page 1, line 5, between "program;" and "and to" insert "to provide for certification of such programs; to repeal the Balanced Treatment for Creation-Science and Evolution-Science Act;"

AMENDMENT NO. 4

On page 2, line 9, change "and preserve" to "preserve, and develop"

AMENDMENT NO. 5

On page 2, line 16, delete "through a petition signed" and insert "in writing"

AMENDMENT NO. 6

On page 2, delete lines 19 and 20, and insert the following:

(i) The parent or legal guardian of each student commits, in writing, that the student will participate in the program.

(ii) The requisite number of written requests are submitted to the local school board not later than March first prior to the school year in which the program is to be established.

AMENDMENT NO. 7

On page 2, after line 22, insert the following:

(c) The local school board shall ensure that any foreign language immersion program established pursuant to this Section is designated as a Certified Foreign Language Immersion

Program by the State Board of Elementary and Secondary Education in accordance with R.S. 17:273.2.

Section 2. Subpart D-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:286.1 through 286.7, is hereby repealed."

On motion of Senator Appel, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 206—

BY SENATORS LAFLEUR AND GUILLORY
AN ACT

To enact Chapter 45 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4051 through 4057, relative to empowered community schools; to provide for the designation of such schools; to provide for the authority of principals of such schools; to provide for the applicability of school board policies; to provide for funding, reports, and audits; to provide for the liability of school boards; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 206 by Senator LaFleur

AMENDMENT NO. 1

On page 2, line 5, between "educators" and "who" delete the comma " , "

AMENDMENT NO. 2

On page 2, delete lines 17 through 19, and insert "secondary school principal who is rated "highly effective" pursuant to the performance evaluation program established by the State Board of Elementary and Secondary Education, hereinafter referred to as the "state board", in accordance with R.S. 17:3881 through 3905, may declare his school"

AMENDMENT NO. 3

On page 2, line 27, change "an effective rating" to "a rating of "highly effective""

AMENDMENT NO. 4

On page 3, delete line 3, and insert "recent evaluation rating is "highly effective" and who retains a rating of "highly effective" pursuant"

AMENDMENT NO. 5

On page 4, line 17, delete "any"

AMENDMENT NO. 6

On page 4, line 20, change "having" to "with"

AMENDMENT NO. 7

On page 5, delete line 4, and insert "request and shall be provided by the principal of each empowered school progress reports related to"

On motion of Senator Appel, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 252—

BY SENATOR CORTEZ
AN ACT

To amend and reenact R.S. 4:169(A)(2) and (B) and to enact R.S. 4:169(A)(3), relative to licenses, registrations, and fees for participating in racing; to provide for certain annual renewals; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 256—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 47:6035(B)(3) and to repeal R.S. 47:6035(B)(2)(c), relative to tax credits for vehicles using alternative fuels; to clarify the definition of qualified clean-burning motor vehicle fuel property; to exclude the cost of certain property related to the delivery or storage of alternative fuels; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 256 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." delete the remainder of the line and insert: "47:6035(C), relative to"

AMENDMENT NO. 2

On page 1, line 3, after "fuels;" delete the remainder of the line, and delete lines 4 and 5, and insert: "to specify the inapplicability of the credit for costs related to certain vehicles;"

AMENDMENT NO. 3

On page 1, line 8, change "47:6035(B)(3)" to "47:6035(C)"

AMENDMENT NO. 4

On page 1, delete lines 11 through 17, and on page 2, delete lines 1 through 10, and insert the following:

"C.(1)(a) The credit provided for in Subsection A of this Section shall be allowed against individual or corporate income tax for the taxable period in which the property is purchased and installed, if applicable, and shall be equal to fifty percent of the cost of the qualified clean-burning motor vehicle fuel property.

(b)Nothing in this Section shall be construed to authorize a tax credit for the costs of a purchase of, or conversion of a vehicle to, a flexible fuel vehicle which is designed to run on an alternative fuel and either petroleum gasoline or petroleum diesel if the vehicle has only a single fuel storage and delivery system and retains the capability to be propelled by petroleum gasoline or petroleum diesel.

AMENDMENT NO. 5

On page 2, line 11, change "Section 4." to "Section 2."

On motion of Senator Riser, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

Reconsideration

The vote by which Senate Bill No. 259 failed to pass on Monday, May 6, 2013, was reconsidered.

SENATE BILL NO. 259— (Substitute of Senate Bill No. 7 by Senator Peacock)

BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 11:2252(4), 2256(A), and 2257(K)(3) relative to statewide retirement systems; to provide relative to the Firefighters' Retirement System; to provide for definitions; to provide for eligibility, benefits, and accrual and contribution rates; to provide for an effective date; 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	Peacock
Allain	Guillory	Perry
Appel	Johns	Riser
Chabert	LaFleur	Smith, G.
Claitor	Martiny	Walsworth
Cortez	Mills	White
Crowe	Morrish	
Total - 20		

NAYS

Adeley	Erdey	Murray
Amedee	Gallot	Peterson
Broome	Heitmeier	Tarver
Brown	Kostelka	Thompson
Buffington	Long	Ward
Dorsey-Colomb	Morrell	
Total - 17		

ABSENT

Nevers	Smith, J.
Total - 2	

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.

Special Order of the Day No. 1

SENATE BILL NO. 199—
BY SENATOR WHITE

AN ACT

To enact R.S. 17:58.2(I), 67, and 67.1 through 67.4, relative to the Southeast Baton Rouge Community School System; to provide for the school system, including its establishment and geographic boundaries; to provide for the school board and an interim school board; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide relative to the collection and remittance of certain taxes; to provide relative to the provision of certain student services; to provide relative to certain applications for funding; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; 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. 199 by Senator White

AMENDMENT NO. 1

On page 5, line 25, following "**and**" and before "**school**" change "**non-public**" to "**nonpublic**"

AMENDMENT NO. 2

On page 11, line 25, following "**Parish**" and before "**Facilities**" insert "**Educational**"

AMENDMENT NO. 3

On page 12, line 6, following "**Parish**" and before "**Facilities**" insert "**Educational**"

May 7, 2013

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator White proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator White to Engrossed Senate Bill No. 199 by Senator White

AMENDMENT NO. 1

On page 1, line 11, between "Board;" and "to provide" insert "to provide with respect to certain costs related to retired employees;"

AMENDMENT NO. 2

On page 10, at the beginning of line 29, change "B." to "B.(1)"

AMENDMENT NO. 3

On page 11, between lines 13 and 14, insert the following:

"(2)(a) In the event the State Board of Elementary and Secondary Education does not implement a per pupil formula to calculate the amount of funds to be received by the East Baton Rouge Parish School Board on behalf of the East Baton Rouge Parish schools placed under the jurisdiction of the Recovery School District as provided in Paragraph (1) of this Subsection in a timely manner, a committee composed of the state superintendent of education, the superintendent of the East Baton Rouge Parish School System, and the superintendent of the Southeast Baton Rouge Community School System, or their respective designees, shall determine the per pupil amount to be used as the basis for determining the amounts to be deposited into the trust as provided in this Section. The committee may consult with or utilize such financial or actuarial experts as deemed necessary.

(b) The initial sum to be deposited into the trust pursuant to Paragraph (1) of this Subsection shall be equal to the total number of students enrolled in the East Baton Rouge Parish School System on the effective date of this Section who subsequently enroll in the Southeast Baton Rouge Community School System, multiplied by the per pupil amount developed pursuant to this Paragraph. The amount of subsequent deposits shall be determined utilizing the initial student enrollment data and the per pupil formula applicable to the employees who retired prior to the effective date of this Section."

On motion of Senator White, the amendments were adopted.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed Senate Bill No. 199 by Senator White

AMENDMENT NO. 1

On page 10, between lines 16 and 17, insert the following:

"§67.2.1. Unfunded accrued liability: payment In the event that the establishment of the Southeast Baton Rouge Community School District results in the elimination of one or more positions of current members of the Louisiana School Employees' Retirement System through privatizing, outsourcing, contracting the service with a private employer, or any other means, the Southeast Baton Rouge Community School District shall remit that portion of the unfunded accrued liability attributable to that position or positions pursuant to R.S. 11:1195.2."

On motion of Senator Guillory, the amendments were adopted.

The bill was read by title. Senator White 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, Donahue, Perry; Adley, Erdey, Riser; Allain, Guillory, Smith, G.; Appel, Johns, Tarver; Buffington, LaFleur, Walsworth; Chabert, Long, Ward; Claitor, Martiny, White; Cortez, Morrish; Crowe, Peacock

Total - 25

NAYS

Table with 3 columns: Amedee, Gallot, Morrell; Broome, Heitmeier, Murray; Brown, Kostelka, Nevers; Dorsey-Colomb, Mills, Peterson

Total - 12

ABSENT

Table with 2 columns: Smith, J., Thompson

Total - 2

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

Special Order of the Day No. 2

SENATE BILL NO. 73—

BY SENATOR WHITE

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D)(1) of the Constitution of Louisiana, to provide that for certain effects and purposes the Southeast Baton Rouge community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of certain funding and the raising of certain local revenues for the support of elementary and secondary schools; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Donahue, Morrish; Adley, Erdey, Peacock; Allain, Guillory, Perry; Appel, Johns, Riser; Buffington, Kostelka, Smith, G.; Chabert, LaFleur, Tarver; Claitor, Long, Walsworth; Cortez, Martiny, Ward; Crowe, Mills, White

Total - 27

NAYS

Table with 3 columns: Amedee, Gallot, Nevers; Broome, Heitmeier, Peterson; Brown, Morrell, Thompson; Dorsey-Colomb, Murray

Total - 11

ABSENT

Smith, J.
Total - 1

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

**Senate Resolutions
on Second Reading
Reported by Committees**

SENATE RESOLUTION NO. 42—
BY SENATOR PETERSON

A RESOLUTION

To denounce the Governor's Executive Budget for sweeping one hundred million dollars from the Morial Convention Center and to urge and request the Governor to restore these funds and support responsible budgeting through the use of stable, reoccurring funds and avoiding the reliance on one-time fund raids.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Resolution No. 42 by Senator Peterson

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 4, change "reoccurring" to "recurring"

AMENDMENT NO. 3

On page 1, line 7, change "a tax" to "a local tax"

AMENDMENT NO. 4

On page 2, line 6, change "denounce" to "reject"

AMENDMENT NO. 5

On page 2, line 10, change "reoccurring" to "recurring"

On motion of Senator Donahue, the committee amendment was adopted.

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

SENATE RESOLUTION NO. 53—
BY SENATOR PETERSON

A RESOLUTION

To direct the office of community development to follow certain recommendations of the legislative auditor and the Department of Housing and Urban Development, office of inspector general.

Reported favorably by the Committee on Finance.

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

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

SENATE CONCURRENT RESOLUTION NO. 28—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Department of Education to plan and conduct a Teacher Empowerment, Learning and Leading Survey (La TELLS) Initiative.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 28 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 10, change "shall" to "is urged to"

AMENDMENT NO. 2

On page 2, delete lines 12 and 13, and insert the following:
"(1) Administer such surveys on a pilot basis during the 2013-2014 fiscal year, in cooperation with nonprofit entities such as the New Teacher Center, and administer thereafter on a biennial basis if such is indicated by the results of the pilot;"

AMENDMENT NO. 3

On page 2, at the end of line 20, change "Board" to "Boards"

AMENDMENT NO. 4

On page 2, delete line 21, and insert "Association, the Louisiana Association of Public Charter Schools, and other education stakeholders as determined by the State Board of Elementary and Secondary Education;"

On motion of Senator Appel, the committee amendment was adopted.

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

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

SENATE BILL NO. 33—
BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 22:31 and R.S. 44:4.1(B)(11), relative to the division of minority affairs; to authorize a survey relative to the hiring practices of insurance companies; to provide for applicability of public records exemptions to the survey; 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. 33 by Senator Brown

AMENDMENT NO. 1

On page 2, line 13, change "which" to "that"

AMENDMENT NO. 2

On page 2, line 22, change "which" to "that"

AMENDMENT NO. 3

On page 3, line 8, delete "706,"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

May 7, 2013

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Smith, J.
Appel	White
Total - 4	

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

SENATE BILL NO. 58—

BY SENATORS BUFFINGTON, ALLAIN, CLAITOR, DORSEY-COLOMB, GUILLORY, HEITMEIER, MILLS, NEVERS AND RISER AND REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 40:4.13, relative to the Sanitary Code; to provide exceptions to the Sanitary Code; to allow a not-for-profit entity or charitable organization to receive or use certain meats or fish for food or meal distribution at no cost to an individual; 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. 58 by Senator Buffington

AMENDMENT NO. 1

On page 1, line 2, following "relative" and before "the" insert "to"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cortez	Martiny	Walsworth
Crowe	Mills	Ward
Total - 36		

NAYS

Total - 0

ABSENT

Peterson	Smith, J.	White
Total - 3		

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

SENATE BILL NO. 131—

BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 37:1973(A) and (C), relative to scrap metal recyclers; to provide for the forms of payment for copper or other metals; to provide terms and conditions; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 131 by Senator John Smith

AMENDMENT NO. 1

On page 1, line 16, change "**either**" to "**any**"

AMENDMENT NO. 2

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

"(c) **By electronic transfer.**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Crowe proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 131 by Senator John Smith

AMENDMENT NO. 1

On page 2, line 14, after "of a" insert "**check or**"

On motion of Senator Crowe, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Allain	Gallot	Morrish
Amedee	Guillory	Murray
Broome	Heitmeier	Nevers
Buffington	Johns	Peacock
Chabert	Kostelka	Perry
Cortez	LaFleur	Smith, G.
Crowe	Long	Tarver

Donahue Dorsey-Colomb Total - 30	Martiny Mills NAYS	Thompson Ward
Appel Claitor Total - 5	Peterson Riser ABSENT	Walsworth
Adley Brown Total - 4	Smith, J. White	

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

SENATE BILL NO. 139—
BY SENATOR WARD AND REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 30:148.9(B) and to enact R.S. 30:18(A)(6), relative to underground caverns for hydrocarbon storage or solution mining; to provide for penalties for violations of laws, regulations, or orders relative to drilling or use of such underground caverns; to provide factors for determining penalties; 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. 139 by Senator Ward

AMENDMENT NO. 1
On page 2, line 1, change "**which**" to "**that**"

AMENDMENT NO. 2
On page 2, line 5, delete "1"

AMENDMENT NO. 3
On page 2, line 5, change "**which**" to "**that**"

AMENDMENT NO. 4
On page 2, line 6, delete "1"

AMENDMENT NO. 5
On page 2, line 15, change "**which**" to "**that**"

AMENDMENT NO. 6
On page 3, line 21, change "**which**" to "**that**"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Ward 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 Buffington Chabert Claitor Cortez Crowe Donahue Total - 37	Kostelka LaFleur Long Martiny Mills Morrell Morrish	Smith, G. Tarver Thompson Walsworth Ward
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NAYS

Total - 0

ABSENT

Smith, J. Total - 2	White
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The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Ward moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 148—
BY SENATOR LAFLEUR
AN ACT

To amend and reenact R.S. 42:1102(18)(b), relative to the Code of Governmental Ethics; to provide an exception to the definition of public employee; to provide for professional services as a certified public accountant; 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. 148 by Senator LaFleur

AMENDMENT NO. 1
On page 1, line 15, change "U.S.C.A." to "U.S.C."

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Claitor Total - 2

Peterson

ABSENT

Smith, J. Total - 1

May 7, 2013

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

SENATE BILL NO. 153— BY SENATOR MURRAY

AN ACT

To enact Chapter 6-A of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:661 through 668, relative to payment of wages; to provide for definitions; to provide for prohibited acts constituting unequal pay; to provide for a complaint procedure; to provide for damages; to limit actions of employees; to require certain records be kept by employers; and to provide for related matters.

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

SENATE BILL NO. 184— BY SENATOR LONG AND REPRESENTATIVE DOVE AN ACT

To amend and reenact R.S. 36:610(E) and 801.1(A), and R.S. 56:10(B)(3), 578.2(A)(1) and (E), 578.3(10), 578.4 and 578.7, and to enact R.S. 56:578.3(11) and (12), and to repeal R.S. 36:802.5, relative to the Louisiana Seafood Promotion and Marketing Board; to provide for the transfer and retention of all functions; to provide for the powers, duties, and functions of the board; to provide certain terms, conditions and requirements; 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. 184 by Senator Long

AMENDMENT NO. 1

On page 1, line 3, following "578.7," and before "to" delete "and"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley Gallot Thompson
Amedee Kostelka Walsworth
Appel Long
Crowe Perry
Total - 10

NAYS

Mr. President Dorsey-Colomb Murray
Allain Erdey Nevers
Broome Heitmeier Peacock
Brown Johns Peterson
Buffington LaFleur Riser
Chabert Martiny Smith, G.
Claitor Mills Tarver
Cortez Morrell Ward
Donahue Morrish White
Total - 27

ABSENT

Guillory Smith, J.
Total - 2

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

SENATE BILL NO. 186— BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 33:130.166(B)(2), relative to the Grant Parish Economic and Industrial Development District; to provide for funding of the district; to provide for exemptions; 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 Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Heitmeier Peterson
Appel Johns Riser
Broome Kostelka Smith, G.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray

Total - 37

NAYS

Total - 0

ABSENT

Guillory Smith, J.
Total - 2

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

SENATE BILL NO. 195— BY SENATORS GALLOT, KOSTELKA AND LONG AN ACT

To enact R.S. 33:130.153(10), relative to the Grant Economic Development District; to provide for powers of the district; to provide for the levy and collection of a sales and use tax not to exceed two percent; to provide for exemptions; to require an election; 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	Gallot	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Crowe	Smith, J.
Claitor	LaFleur	
Total - 5		

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

SENATE BILL NO. 200—
BY SENATOR MILLS

AN ACT

To enact R.S. 30:23.1, relative to permits for solution mined cavern wells; to provide for the prohibition of certain permits on state owned water bottoms; to provide terms, conditions, and requirements; 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. 200 by Senator Mills

AMENDMENT NO. 1

On page 1, line 17, before "cavern" change "solution mined" to "solution-mined"

AMENDMENT NO. 2

On page 1, line 17, following "convert a" and before "cavern" change "solution mined" to "solution-mined"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Allain	Dorsey-Colomb	Morrell
Brown	Erdey	Morrish
Cortez	Heitmeier	Perry
Crowe	LaFleur	Peterson
Donahue	Mills	Ward
Total - 15		

NAYS

Mr. President	Gallot	Peacock
Adley	Johns	Riser
Amedee	Kostelka	Smith, G.
Appel	Long	Tarver
Broome	Martiny	Thompson
Buffington	Murray	Walsworth
Claitor	Nevers	
Total - 20		

ABSENT

Chabert	Smith, J.
Guillory	White
Total - 4	

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

SENATE BILL NO. 201—

BY SENATORS MILLS, ALLAIN, AMEDEE, APPEL, CHABERT, CORTEZ, DORSEY-COLOMB, GUILLORY, LAFLEUR, LONG, MURRAY, NEVERS, PEACOCK, PERRY, TARVER, WALSWORTH AND WARD

AN ACT

To enact R.S. 32:412(L) and R.S. 40:1321(L), relative to "I'm a Cajun" on a driver's license and identification card; to provide for the exhibition of the designation "I'm a Cajun" on a driver's license and identification card; to authorize collection of a fee for the "I'm a Cajun" designation; to provide for the disbursement of fees collected to the Council for the Development of French in Louisiana; 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. 201 by Senator Mills

AMENDMENT NO. 1

On page 2, line 15, following "establish" and before "rules" insert "such"

AMENDMENT NO. 2

On page 3, line 12, following "establish" and before "rules" insert "such"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver

May 7, 2013

Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Smith, J.
Total - 1

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

SENATE BILL NO. 209—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:4562.3 (C), (E), and (F), to enact R.S. 33:4562.3(H), and to repeal R.S. 33:4562.4, relative to the Evangeline-Ville Platte Recreation District; to provide for a board of commissioners; to provide for the appointments of the commissioners; to provide for duties of the board of commissioners; to provide for the allocation of revenue; to authorize advisory committees; to provide for an effective date; 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. 209 by Senator LaFleur

AMENDMENT NO. 1

On page 3, line 1, change "**presidents or their designees of**" to "**presidents, or their designees, of**"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator LaFleur moved the final passage of the amended 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	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	
Total - 37		

NAYS

Dorsey-Colomb
Total - 1

ABSENT

Smith, J.
Total - 1

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

SENATE BILL NO. 212—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 42:23(A) and to enact R.S. 44:36(F), relative to public meetings; to require proceedings of certain boards and commissions to be video or tape recorded, filmed or broadcast live; to provide for the preservation of certain records; and to provide for related matters.

Floor Amendments

Senator Gary Smith proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gary Smith to Engrossed Senate Bill No. 212 by Senator Gary Smith

AMENDMENT NO. 1

On page 1, delete lines 10 through 12, and insert the following: "tape recorded, filmed, or broadcast live. **However, any nonelected board or commission that has the authority to levy a tax shall video or audio record, film or broadcast live, all**"

On motion of Senator Gary Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dorsey-Colomb
Total - 1

ABSENT

Crowe
Morrell
Total - 4

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

SENATE BILL NO. 223—
BY SENATOR MILLS

AN ACT

To enact Chapter 51 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3551 through 3552, and R.S. 36:509(U), relative to ports; to create the Coastal Port Advisory Authority; to provide for the authority's membership and its officers; to provide for the duties and functions of the authority; 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. 223 by Senator Mills

AMENDMENT NO. 1

On page 2, line 1, following "**considered**" and before "**in the**" insert "**to be**"

AMENDMENT NO. 2

On page 4, line 14, following "**May**" and before "**annually**" change "**1**" to "**first**"

AMENDMENT NO. 3

On page 4, lines 15-16, following "**activities to the**" change "**house and senate committees on transportation, highways, and public works.**" to "**House and Senate Committees on Transportation, Highways, and Public Works.**"

AMENDMENT NO. 4

On page 4, lines 21-22, following "**Team**" and before "**Louisiana**" change "**Chambers of Commerce**" to "**chambers of commerce**"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Claitor
Total - 1

ABSENT

Morrell
Total - 2
Smith, J.

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Mills moved to

reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 236—

BY SENATOR DORSEY-COLOMB

AN ACT

To enact R.S. 38:2212(A)(1)(b)(ii)(cc), relative to the public bid process; to provide for bidding on public work projects let by East Baton Rouge Parish; to provide for implementation of certain rules; to provide for inclusion of certain documents; 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. 236 by Senator Dorsey-Colomb

AMENDMENT NO. 1

On page 1, line 16, following "**required**" and before "**but**" insert "**including**"

On motion of Senator Martiny, the amendments were adopted.

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

SENATE BILL NO. 238—

BY SENATOR CHABERT

AN ACT

To enact Chapter 35 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1321 through 1326, relative to establishing the Leeville Fishing Village and Cultural Preservation Commission; to provide for legislative intent; to provide for membership and domicile; to provide for powers and duties; to provide for donations and grants; to provide for operating funds; to provide for rules; 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. 238 by Senator Chabert

AMENDMENT NO. 1

On page 3, line 19, change "**tangible or intangible,**" to "**corporeal or incorporeal,**"

AMENDMENT NO. 2

On page 3, line 27, following "**Lafourche**" insert "**Parish**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Chabert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chabert to Engrossed Senate Bill No. 238 by Senator Chabert

AMENDMENT NO. 1

On page 3, delete lines 22 and 23, and insert "**(4) All public works contracted by the**"

May 7, 2013

On motion of Senator Chabert, the amendments were adopted.

Floor Amendments

Senator Chabert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chabert to Engrossed Senate Bill No. 238 by Senator Chabert

AMENDMENT NO. 1

On page 2, line 18, delete "precincts 10-1 through 10-16 in"

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

NAYS

Table with 2 columns: Claitor, Dorsey-Colomb, Total - 2

ABSENT

Table with 2 columns: Morrell, Smith, J., Total - 2

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

SENATE BILL NO. 239— BY SENATOR WARD

AN ACT

To amend and reenact R.S. 40:1503(A), (B), (E)(1), and (F), and to repeal R.S. 40:1503(G), (H), (I), (J), (K) and (L), relative to West Baton Rouge Fire Protection District No. 1; to provide for certain powers of the board of commissioners; to provide for the allocation of certain revenues; to provide specific dates to recalculate assessments; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Donahue, Erdey, Gallot, Murray, Nevers, Peacock

Table with 3 columns of names: Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Perry, Peterson, Riser, Smith, G., Tarver, Thompson, Walsworth, Ward, White, Total - 36

NAYS

Table with 2 columns: Dorsey-Colomb, Total - 1

ABSENT

Table with 2 columns: Morrell, Smith, J., Total - 2

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

SENATE BILL NO. 241— BY SENATOR JOHN SMITH

AN ACT

To enact R.S. 33:2740.70.2, relative to economic development in Vernon Parish; to create and provide for the Leesville Economic Development District; to provide relative to the powers, duties, boundaries, and governance of the district; to provide relative to district plans; to provide for funding; 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. 241 by Senator John Smith

AMENDMENT NO. 1

On page 5, line 25, change "exceeding" to "to exceed"

AMENDMENT NO. 2

On page 6, line 23, change "which" to "that"

AMENDMENT NO. 3

On page 6, line 23, following "Parish" delete "are now"

AMENDMENT NO. 4

On page 6, line 24, delete "or hereafter"

AMENDMENT NO. 5

On page 6, line 24, following "collect" insert "'on and after the effective date of this Section'"

AMENDMENT NO. 6

On page 6, line 26, change "which" to "that"

AMENDMENT NO. 7

On page 7, line 2, change "partly" to "in part"

AMENDMENT NO. 8

On page 7, line 3, change "partly" to "in part"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Dorsey-Colomb moved the final passage of the amended 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	Tarver
Buffington	LaFleur	Thompson
Chabert	Long	Walsworth
Claitor	Martiny	Ward
Cortez	Mills	White
Crowe	Morrish	
Donahue	Murray	
Total - 37		

NAYS

Total - 0

ABSENT

Morrell	Smith, J.
Total - 2	

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

SENATE BILL NO. 243—
BY SENATOR PERRY

AN ACT

To enact R.S. 33:4574.1.1(Q)(4), relative to Vermilion Parish Tourist Commission; to provide for expenditure of funds; to provide relative to certain municipalities; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Perry 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	Tarver
Buffington	LaFleur	Thompson
Chabert	Long	Walsworth
Claitor	Martiny	Ward
Cortez	Mills	White
Crowe	Morrish	
Donahue	Murray	
Total - 37		

NAYS

Total - 0

ABSENT

Morrell	Smith, J.
Total - 2	

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

SENATE BILL NO. 247—

BY SENATOR NEVERS

AN ACT

To enact R.S. 47:338.183.1, relative to sales and use taxes; to authorize the levy of an additional sales and use tax not to exceed one-half of one percent in certain parishes; to require voter approval of the parish ordinance authorizing the tax; to require that proceeds from the tax be deposited into the parish general fund; 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. 247 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 14, following "**thousand**" and before "**is**" insert "**according to the latest federal decennial census**"

AMENDMENT NO. 2

On page 1, line 17, and page 2, line 1, change "**Section 29(B) of Article VI of the Constitution of Louisiana**" to "**La. Const. Art. VI, Sec. 29(B)**"

AMENDMENT NO. 3

On page 2, lines 2-3, change "**Section 29(A) of Article VI of the Constitution of Louisiana**" to "**La. Const. Art. VI, Sec. 29(A)**"

AMENDMENT NO. 4

On page 2, line 9, change "**said**" to "**the**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 247 by Senator Nevers

AMENDMENT NO. 1

On page 2, lines 8 and 9, change "**R.S. 47:301 through 317**" to "**Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950**"

AMENDMENT NO. 2

On page 2, lines 16 and 17, change "**R.S. 47:301 through 317**" to "**Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950**"

On motion of Senator Nevers, the amendments were adopted.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 247 by Senator Nevers

May 7, 2013

AMENDMENT NO. 1

On page 1, line 4, after "authorizing the tax;" delete "to require that proceeds from the tax be deposited into the parish general fund;"

AMENDMENT NO. 2

On page 2, delete lines 18 and 19

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Broome, Brown, Buffington, Chabert, Cortez, Crowe, Donahue, Total - 32; Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills; Morrish, Murray, Nevers, Perry, Peterson, Smith, G., Tarver, Thompson, Ward, White.

NAYS

Riser
Total - 1

ABSENT

Table with 3 columns of names: Appel, Claitor, Total - 6; Morrell, Peacock; Smith, J., Walsworth.

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Nevers 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 Martiny asked that Senate Bill No. 164 be called from the Calendar.

SENATE BILL NO. 164— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:422(D)(1), relative to Video Draw Poker Devices Control Law; to provide for the location of truck stops; to provide for prohibited distances of truck stops from certain structures or areas; and to provide for related matters.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 164 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 27:422(D)(1)," and insert "R.S. 27:415 and 422(D)(1),"

AMENDMENT NO. 2

On page 1, line 3, after "Law;" delete the remainder of the line and delete line 4, and insert "to provide for the location of certain video draw poker facilities; to provide for prohibited distances of certain video draw poker facilities; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 6, delete "R.S. 27:422(D)(1) is" and insert "R.S. 27:415 and 422(D)(1) are"

AMENDMENT NO. 4

On page 1, between lines 6 and 7 insert: "§415. Pari-mutuel wagering facility or offtrack wagering facility; no minimum wager

A. A person owning a Louisiana State Racing Commission licensed pari-mutuel wagering facility or an offtrack wagering facility may be granted a license for the placement of video draw poker devices in his facility if all other requirements of this Chapter are met. There shall be no limit on the number of video draw poker devices which may be placed at the facility. Notwithstanding any provision of law to the contrary, video draw poker devices in these facilities may schedule games with no minimum wager.

B. No license shall be granted to a Louisiana State Racing Commission licensed pari-mutuel wagering facility or an offtrack wagering facility, at the time application is made for a license to operate video draw poker devices, within one mile from any property on the National Register of Historic Places, any public playground, any residential property, or a building used primarily as a church, synagogue, public library, or school. The measurement of the distance shall be a straight line from the nearest point of the Louisiana State Racing Commission licensed pari-mutuel wagering facility or the offtrack wagering facility to the nearest point of the property on the National Register of Historic Places, any public playground, any residential property, or a building used primarily as a church, synagogue, public library, or school.

C. "Residential property" shall mean any property which is wholly or partly used for or intended to be used for living or sleeping by human occupants and which includes one or more rooms, including a bathroom and complete kitchen facilities. Residential property shall include a mobile home or manufactured housing, provided that it shall have been in its present location for at least sixty days. Residential property shall not include any hotel or motel.

* * *

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Broome, Brown, Buffington, Chabert, Cortez, Crowe, Dorsey-Colomb, Total - 31; Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish; Murray, Nevers, Peacock, Perry, Riser, Smith, G., Tarver, Ward, White.

NAYS

Appel Claitor Donahue
Total - 3

ABSENT

Morrell Smith, J. Walsworth
Peterson Thompson
Total - 5

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

Called from the Calendar

Senator Ward asked that Senate Bill No. 18 be called from the Calendar.

SENATE BILL NO. 18—
BY SENATOR WARD

AN ACT

To enact R.S. 40:4.13, relative to cake and cookie products and the application of the state Sanitary Code; to provide for preparation of cakes and cookies in home for public consumption; to provide for annual registration with the Department of Health and Hospitals; to provide for a public registry; to require a certificate from the National Registry of Food Safety Professionals; to provide for penalties; and to provide for related matters.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 18 by Senator Ward

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert: "amend and reenact R.S. 40:4.9, relative to certain food products prepared in home for public consumption and the application of the state"

AMENDMENT NO. 2

On page 1, line 4, after "consumption" delete the remainder of the line and delete line 5, and on line 6 delete "Registry of Safety Professionals"

AMENDMENT NO. 3

On page 1, line 9, after "R.S." delete the remainder of the line and insert "40:4.9 is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 10 through 17, and on page 2, delete lines 1 through 17 and insert the following:

"§4.9. Jellies, preserves, jams, honey, ~~and~~ honeycomb, **cakes, and cookie** products; preparation in home for public consumption

A. No provision of the state sanitary code or any provision of any other law or regulation that requires any equipment, design, construction, utensils, supplies, preparation, or services shall apply to the preparation of jellies, preserves, jams, honey, ~~and~~ honeycomb, **cakes, and cookie** products in the home for sale. This Section shall not be construed to allow the sale or distribution of any unwholesome food.

B. This Section shall not apply to any preparers of jellies, preserves, jams, honey, ~~and~~ honeycomb, **cakes, and cookie** products which are made at a home for sale, whose gross annual sales equal **five twenty** thousand dollars or more.

C. The Department of Revenue shall provide to the Department of Health and Hospitals the names of all preparers of jellies, preserves, jams, honey, and honeycomb products which are made at home for sale, whose gross annual sales equal **five twenty** thousand dollars or more."

On motion of Senator Heitmeier, the amendments were adopted.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 18 by Senator Ward

AMENDMENT NO. 1

On page 1, line 6, after "Professionals;" add "to provide for exceptions;"

AMENDMENT NO. 2

In Senate Floor Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 7, 2013, on page 1, line 16, change "A." to "A.(1)(a)"

AMENDMENT NO. 3

In Senate Floor Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 7, 2013, on page 1, between lines 21 and 22, insert the following:

"(b) The provisions of Subparagraph (a) of this Paragraph shall not apply to any preparer of cakes and cookies who employs any individual to assist in the preparation of such cakes and cookies.

(2) Notwithstanding any provision of law to the contrary, the following provisions of the state Sanitary Code shall apply to the preparation of cakes and cookies in the home for sale:

(a) All outside openings shall be protected against flies and other vermin.

(b) The building shall be constructed so as to exclude rats, mice, roaches or other vermin. Domestic pets shall be excluded in any part of the establishment.

(c) All equipment used or connected in any way with the manufacture, baking, cooking or other processing, handling, packing or storing of any bakery or confectionery product shall comply with the following:

(i) Be maintained in a clean and sanitary manner, be free from cracks and wherever possible, be of non-corroding, metal or other smooth, impervious material giving an easily cleanable surface. Stationary or not readily movable equipment shall be so installed as to provide for easy cleaning.

(ii) Refrigeration shall be provided so that all perishable food products used in the manufacturer processing of any kind connected with the production, distribution or sale of bakery or confectionery products shall be maintained at a temperature not to exceed forty-five degrees Fahrenheit.

(iii) Equipment too large to permit washing in the sinks shall be cleaned in a manner approved by the state health officer.

(iv) All barrels, boxes, tubs, pails, kneading troughs, machines, racks, pans or other receptacles used for holding materials from which bakery or confectionery products are manufactured shall be kept clean and sanitary and shall be so constructed as to be easily cleanable.

(v) All food contact surfaces shall be cleaned and sanitized after each day's production.

(d) Only pasteurized milk or milk products shall be used in the preparation of custard and cream-filled bakery products.

(e) All custard or cream-filled mixtures shall be cooked, the temperature and time of heating of the mix, to be at a minimum, the equivalent of a temperature of one hundred forty-five degrees Fahrenheit for a period of not less than thirty minutes.

(f) Upon completion of the cooking of the mix, it shall be immediately transferred into previously sanitized containers, properly covered and chilled as rapidly as possible to forty-five

May 7, 2013

degrees Fahrenheit or below and maintained at such a temperature until used.

(g) The apparatus and food contact surfaces used in adding any custard or cream filling to a bakery product shall be of impervious material and shall be thoroughly cleaned and sanitized after each use, in a manner approved by the state health officer. No cloth filled bags shall be used.

(h) Preparers engaged in the preparation of custard or cream-filled bakery products shall not touch the custard or cream filling with their hands after it has been cooked."

AMENDMENT NO. 4

In Senate Floor Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 7, 2013, on page 1, between lines 24 and 25, insert the following:

"C. Any individual selling cookies and cakes from the home for sale to the public pursuant to this Section shall not sell such cakes and cookies to any retail business or individual for resale."

AMENDMENT NO. 5

In Senate Floor Amendment No. 4 proposed by Senator Heitmeier and adopted by the Senate on May 7, 2013, on page 1, line 25, change "C." to "D."

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under the YEAS category, including Mr. President, Cortez, Peacock, Adley, Gallot, Peterson, Allain, Guillory, Riser, Amedee, Heitmeier, Tarver, Appel, Johns, Thompson, Broome, LaFleur, Walsworth, Brown, Long, Ward, Buffington, Martiny, White, Chabert, Murray, Claitor, Nevers.

Total - 28

NAYS

Table listing names of senators under the NAYS category, including Crowe, Kostelka, Morrish, Dorsey-Colomb, Mills, Perry.

Total - 6

ABSENT

Table listing names of senators under the ABSENT category, including Donahue, Morrell, Smith, J., Erdey, Smith, G.

Total - 5

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

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 7, 2013

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. 61—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana Varsity Sports Women's Team and Men's Team on their participation and success in the 2013 Boston Marathon.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To recognize and commend Ray Castle, Derek Carter, Brendan Jacob, and Caitlyn McKinley for providing volunteer emergency medical assistance to the victims of the recent Boston Marathon bombing.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To recognize May 5th through 11th, 2013, as National Arson Awareness Week in Louisiana.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 89—

BY SENATOR CROWE

A RESOLUTION

To establish the St. Tammany Parish Inspector General Task Force to study the feasibility of creating an office of inspector general for St. Tammany Parish.

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

SENATE RESOLUTION NO. 90—

BY SENATOR MURRAY

A RESOLUTION

To commend the service and contributions of The Links, Incorporated and to recognize Wednesday, May 15, 2013, as Louisiana Links Day at the State Capitol.

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

SENATE RESOLUTION NO. 91—

BY SENATOR BROWN

A RESOLUTION

To urge and request the Senate Committee on Local and Municipal Affairs to study the need for legislation which would authorize a local business to agree with a local government in a cooperative endeavor confected and administered by the Department of Economic Development to bear the capital costs of needed local infrastructure in return for an offset of future tax liabilities of the local business.

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

SENATE RESOLUTION NO. 92—
BY SENATOR BROWN

A RESOLUTION

To authorize and direct the secretary of the Department of Economic Development and the executive director of the Louisiana Workforce Commission to provide contractual and employment information relative to businesses and employers pursuant to the Gulf Opportunity Zone and Quality Jobs Programs for the past three years.

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

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 67—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To commend STARC of St. Tammany Parish for more than forty years of helping people with developmental disabilities.

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

SENATE CONCURRENT RESOLUTION NO. 68—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the Department of Education to withdraw from the Common Core State Standards Initiative and the Partnership for Assessment of Readiness for College and Careers and to immediately terminate all plans, programs, activities, and expenditures relative to implementation of the common core state standards and any instruction and testing based upon such standards.

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

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR LONG AND REPRESENTATIVES BROWN, COX AND HOWARD

A CONCURRENT RESOLUTION

To commend and congratulate Northwestern State University Head Coach Mike McConathy for being the most winning coach in Louisiana men's collegiate basketball history.

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

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To recognize May 12-18, 2013, as "National Women's Health Week".

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

SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR PEACOCK AND REPRESENTATIVE SEABAUGH

A CONCURRENT RESOLUTION

To commend Ceara Johnson upon being named the 2013 Louisiana Public Schools Elementary School Student of the Year and to recognize her extraordinary accomplishments.

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

SENATE CONCURRENT RESOLUTION NO. 72—
BY SENATOR PEACOCK AND REPRESENTATIVE SEABAUGH

A CONCURRENT RESOLUTION

To commend Safa Michigan upon being named the 2013 Louisiana Public Schools Middle School Student of the Year and to recognize her extraordinary accomplishments.

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

SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Gerald Ray "Gerry" Lane and recognize his lifetime achievements.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Peacock
Adley	Heitmeier	Perry
Allain	Johns	Peterson
Appel	Kostelka	Riser
Broome	Long	Smith, G.
Brown	Martiny	Tarver
Buffington	Mills	Thompson
Cortez	Morrish	Ward
Crowe	Murray	White
Gallot	Nevers	
Total - 29		

NAYS

Total - 0

ABSENT

Amedee	Dorsey-Colomb	Smith, J.
Chabert	Erdey	Walsworth
Claitor	LaFleur	
Donahue	Morrell	
Total - 10		

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 7, 2013

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. 430

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

May 7, 2013

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 430—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 49:222(B)(1)(b), (c), and (g), (2)(a) and (d), (3)(a), (b), and (e), (5)(b), and (12)(c), relative to fees chargeable by secretary of state; to authorize the secretary of state to increase certain fees; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second 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 7, 2013

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. 51—

BY SENATOR CROWE AND REPRESENTATIVE CROMER

A CONCURRENT RESOLUTION

To commend Jon Mitchell, a Pearl River High School senior, upon being named Louisiana's 2013 High School Student of the Year.

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR MILLS

A CONCURRENT RESOLUTION

To commend the Louisiana Coalition for Violence Prevention upon its efforts as an independent, grassroots, multi-disciplinary coalition of behavioral health community members who are committed to the early detection of those at risk for interpersonal violence in order to prevent such violence and the terrible human tragedies that accompany such violence.

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR MILLS AND REPRESENTATIVES TERRY LANDRY AND BARRAS

A CONCURRENT RESOLUTION

To commend the city of New Iberia, Louisiana, for being nationally recognized as a 2013 historic rebound town by Cable News Network (CNN).

SENATE CONCURRENT RESOLUTION NO. 56—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend and publicly acknowledge a series of reform accomplishments of the Department of Public Safety and Corrections, Youth Services, Office of Juvenile Justice (OJJ).

Respectfully submitted, "JODY" AMEDEE Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Name, Name. Lists present members including Mr. President, Dorsey-Colomb, Murray, etc.

ABSENT

Smith, J. Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

John Smith 1 Day

Announcements

The following committee meetings for May 8, 2013, were announced:

Table with 3 columns: Committee Name, Time, Room. Lists meetings for Education, Labor and Ind. Rel., etc.

Adjournment

On motion of Senator Thompson, at 7:10 o'clock P.M. the Senate adjourned until Wednesday, May 8, 2013, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Wednesday, May 8, 2013.

GLENN A. KOEPP Secretary of the Senate

DIANE O' QUIN Journal Clerk