

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

FOURTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, April 20, 2006

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Duplessis	Malone
Adley	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Uilo

Total - 36

ABSENT

Fontenot	Marionneaux	Schedler
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Total - 3

The President of the Senate announced there were 36 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Calvin Crowe, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

STATE OF LOUISIANA
Office of the Governor

April 19, 2006

To the Honorable President of the Senate:

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated through 3-11-2006 to 4-5-2006. In compliance with article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I hereby present them for your review.

Appreciatively,
KATHLEEN BABINEAUX BLANCO
Governor

Allen

Nora Kathryn Duncan
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Oakdale, La 71463

Bossier

Kelly S. Bryson
531 W. 61st Street
Shreveport, La 71106

Laurie L. Mitchell
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Haughton, La 71037

Caddo

Stephanie J. Knowles
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Joanne M. Page
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Kimberly L. Woodfield
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Lake Charles, La 70601

Martha Polk
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Stephanie E. Young
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Susan Rowland
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Desoto

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Evangeline

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Ville Platte, La 70586

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Ascension

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Shreveport, La 71137

Charles William Penrod
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Shreveport, La 71101

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Lake Charles, La 70611

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Gueydan, La 70542

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April 20, 2006

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Jeffrey S. Berkowitz
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Minden, La 71055

Mary Ann Mabile
2543-A Rosedale Rd.
Port Allen, La 70767

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 20, 2006

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. 30—
BY SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To recognize and commend Joe M. Gravelle for thirteen years of public service as a member of the board of commissioners of the Franklin Medical Center and for his continued commitment and contributions to the citizens of Franklin Parish.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To commend Coach Lenette Romero of the Mangham High School girls basketball team on being selected as the Class 1-A Coach of the Year and recognizes the players as the state runner-up in Class 1-A.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 34—
BY SENATOR ULLO AND REPRESENTATIVE TOOMY
A CONCURRENT RESOLUTION

To commend Tam Nguyen on her outstanding academic and research accomplishments and convey our support in her future endeavors as a representative of Louisiana State University and the State of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 35—
BY SENATOR DARDENNE
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to continue funding and operation of the United States Department of Agriculture's Agricultural Research Service located in Baton Rouge, Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR FIELDS
A CONCURRENT RESOLUTION

To urge and request the secretary of state to establish a "staging area" in the city of New Orleans for the mayoral election on April 22, 2006, and any subsequent runoff election day, at which displaced voters returning to New Orleans can vote or be provided information as to the current location where they can vote.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 37—
BY SENATOR MOUNT
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Nancy Stone Crowe and to record for posterity the enduring appreciation of the members of the Legislature of Louisiana for her lifetime of contributions to Louisiana, her family and her community.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 29—
BY SENATOR HINES
A CONCURRENT RESOLUTION

To create and establish a group to conduct an assessment of the security, evacuation and emergency procedures for the Capitol Complex and make recommendations to the Legislative Budgetary Control Council for implementation of such procedures.

Reported with amendments.

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

**Privilege Report of the
Legislative Bureau**

April 20, 2006

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 174—
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To amend and reenact Code of Civil Procedure Article 2453, relative to the examination of a judgment debtor; to provide for service of process on the counsel of record; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 413—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to the Greater New Orleans Mississippi River Bridges; to provide relative to deposits collected for Automatic Vehicular Identification tags; to authorize the Crescent City Connection Division within the Department of Transportation and Development to collect a deposit for such tags in a certain amount; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 419—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to tolls on the Greater New Orleans Mississippi River Bridges; to authorize the Crescent City Connection Division to sell Automatic Vehicular Identification tags for use on such bridges; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 423—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 48:255(B)(1), relative to public contracts let by the Department of Transportation and Development; to provide relative to the deadline for awarding certain contracts let by the department; to provide for certain exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 664—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 34:3452(A)(1)(introductory paragraph), (B), and (C), 3453, 3454, and 3455(A) and to enact R.S. 34:3457.1, relative to the Port Construction and Development Priority Program, to provide relative to the deadline for submission of applications to such program; to provide relative to the review and approval of applications; to authorize reimbursement of funds expended for project construction in certain circumstances; and to provide for related matters.

Reported without amendments.

April 20, 2006

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

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

Senator Bajoie in the Chair

Introduction of Senate Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 39— BY SENATOR QUINN

A CONCURRENT RESOLUTION

To express the intention of the legislature to further delay or repeal the anti-competitive provision in R.S. 47:6007(C)(4)(f) which injects the government into the private market for motion picture investor tax credits, discourages the location of needed movie infrastructure in the state, and drives away sorely needed sources of financing for independent movie producers; and to take such legislative action in the 2007 Regular Session of the Legislature or as soon as constitutionally permissible.

On motion of Senator Quinn, the resolution was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE CONCURRENT RESOLUTION NO. 40— BY SENATOR QUINN AND REPRESENTATIVE TOOMY

A CONCURRENT RESOLUTION

To commemorate the 230th anniversary of American Independence on July 4, 2006, and to urge the citizens of the state of Louisiana to honor this anniversary with appropriate observances.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Michot, Adley, Dupre, Mount, Amedee, Ellington, Murray, Bajoie, Gautreaux B, Nevers, Barham, Gautreaux N, Quinn, Boasso, Hollis, Romero, Broome, Jackson, Shepherd, Cain, Jones, Smith, Chaisson, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cheek, Heitmeier, Schedler, Fields, Marionneaux, Fontenot, McPherson. Total - 7

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

SENATE CONCURRENT RESOLUTION NO. 41— BY SENATOR QUINN

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to redirect and make available to Louisiana federal contingency funds that were set aside through the Temporary Assistance For Needy Families (TANF) Emergency Response and Recovery Act of 2005 to be drawn by states receiving and hosting residents of Louisiana, Alabama, and Mississippi that were displaced by Hurricane Katrina and Hurricane Rita which remains unused.

The resolution was read by title; lies over under the rules.

Senate Bills and Joint Resolutions on Second Reading

The following Senate Bills and Joint Resolutions were taken up and acted upon as follows:

SENATE BILL NO. 741— (Substitute of Senate Bill No. 50 by Senator Marionneaux)

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 14:103, relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace regarding funerals; to provide for additional penalties; and to provide for related matters.

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

Senate Resolutions on Second Reading

The following Senate Resolutions were read and acted upon as follows:

SENATE RESOLUTION NO. 38—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Sergeant Jens Eduard Schelbert upon his death in ground combat in Operation Iraqi Freedom.

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

SENATE RESOLUTION NO. 39—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Sergeant Troy S. Ezernack upon his death in ground combat operations in Afghanistan.

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 19, 2006

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:

HOUSE BILL NO. 655—

BY REPRESENTATIVES GRAY, ALARIO, DEWITT, DORSEY, HAMMETT, KATZ, RICHMOND, AND SALTER AND SENATORS BAJIOIE, HINES, AND MOUNT

AN ACT

To amend and reenact R.S. 40:49(B)(8)(a), relative to vital statistics laws; to provide for requirements in the preparation of a certificate of death or spontaneous fetal death certificate or stillbirth; and to provide for related matters.

HOUSE BILL NO. 988—

BY REPRESENTATIVES TRAHAN, BARROW, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON

AN ACT

To amend and reenact R.S. 51:1402(4), (5), and (6), 1404(A)(introductory paragraph) and (1)(b) and (6), (B), and (C), 1405, 1406(3), 1407, 1408, 1409(A), (B), and (D), 1410, 1411(A) and (C), 1412(A) and (C), 1416, and 1417, to enact R.S. 51:1403, and to repeal R.S. 51:1404(A)(5), relative to the Unfair Trade Practices and Consumer Protection Law; to provide for definitions; to provide for the duties of the Governor's Consumer Protection Division; to provide for penalties for violations against elder persons; to provide for additional relief; to provide for investigative demands; to provide for investigative depositions; to provide for civil penalties; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 994—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(26)(c) of the Constitution of 1921, continued as a statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2496(C), and to amend and reenact R.S. 33:2556(3), relative to temporary appointments in the fire and police civil service for municipalities, parishes, and fire protection districts; to increase the duration of emergency appointments; to provide for the duration of emergency appointments after a gubernatorially declared state of emergency; and to provide for related matters.

HOUSE BILL NO. 514—

BY REPRESENTATIVES BRUNEAU, SALTER, SCHNEIDER, BURNS, TOOMY, ALEXANDER, BEARD, BOWLER, CRANE, CROWE, DANIEL, DOVE, DOWNS, GEYMAN, GREENE, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SMILEY, JANE SMITH, STRAIN, TRAHAN, TUCKER, WADDELL, WALSWORTH, AND WINSTON AND SENATORS DARDENNE, MICHOT, SCHEDLER, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 13:1, 471, 474, 477(introductory paragraph), 691(A), 759, 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71, to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43, 621.44 through 621.46, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 841.3, 983, 1312.1, and R.S. 33:1500, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185, and to repeal R.S. 9:2745, R.S. 13:1136, 1137, 1211.1, 1212.1, 1312(B) through (D), 1335 through 1338, 1371, 1371.1, 1371.2, 1377(B) and (C), 1381.4(B) through (D), and 1595.2(B) and (C), R.S. 18:402(D)(3) and 514(B), R.S. 33:1501.1 and 1519.1, and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of the civil and criminal district courts and juvenile court, clerk of the civil and criminal district courts, and civil and criminal sheriffs in and for the parish of Orleans; to provide relative to the register of conveyances and recordation for the parish of Orleans; to

provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the civil and criminal sheriffs, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for the parish of Orleans; to create the Forty-First Judicial District Court, its subsequent divisions, magistrate, and commissioners; to abolish the Orleans Parish Juvenile Court and transfer its jurisdiction; to extend the terms of office of the judges of the juvenile court now in office; to transfer the jurisdiction of the juvenile court to the Forty-First Judicial District Court; to provide for the juvenile section of the Forty-First Judicial District Court; to create the Consolidated Judicial Expense Fund for certain courts; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single sheriff and clerk of court for the parish of Orleans commencing with the next election for parochial and municipal officers in Orleans Parish; to provide for the abolition of the separate offices of the civil and criminal sheriff; to provide for submission of a plan requesting preclearance of the election of the sheriff pursuant to the Voting Rights Act; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to provide for continuation of retirement system coverage; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to direct the Louisiana State Law Institute to change statutory references necessitated by this Act and to make recommendations it deems necessary to clarify or modify its provisions, including the elimination of antiquated provisions; to provide for effective dates; and to provide for related matters.

HOUSE BILL NO. 391—

BY REPRESENTATIVES BRUNEAU, SALTER, SCHNEIDER, BURNS, TOOMY, AND SCALISE

AN ACT

To enact R.S. 13:1312.1 and to repeal R.S. 13:1312(B) through (D), 1377(B) through (C), 1381.4(B) through (D), and 1595.2(B) and (C), relative to judicial expense funds; to create the Consolidated Judicial Expense Fund for the civil and criminal district courts, the juvenile court of the parish of Orleans, and the First and Second City Courts of the city of New Orleans; to provide for the transfer, collection, allocation, sources, control, disposition, and administration of monies in the fund by the judges of the courts, including the magistrate of the criminal district court, sitting en banc; to repeal provisions providing for the separate administration of funds by each court; to provide for the effect of laws governing existing funds applicable to the courts; to provide for exceptions; to provide for implementation; and to provide for related matters.

HOUSE BILL NO. 794—

BY REPRESENTATIVES M. POWELL, ALEXANDER, BAUDOIN, BAYLOR, BEARD, BRUCE, BURNS, CAZAYOUX, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMAN, GLOVER, GREENE, M. GUILLORY, HEBERT, HILL, HOPKINS, HUTTER, JACKSON, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LANCASTER, MCDONALD, MCVEA, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

AN ACT

To enact R.S. 29:731.2, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to require any person applying to receive or receiving disaster assistance to provide identification information when requested to do so by a sheriff of the jurisdiction; to provide for consent to provide certain information when applying for emergency assistance grants; to require a state or local agency who receives personal identification information to provide the information to a sheriff upon request; to provide for exceptions; and to provide for related matters.

April 20, 2006

HOUSE BILL NO. 56—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 9:2795.3(A)(1), (3)(a), (4), and (7), relative to civil liability; to provide a limitation of liability for horse racing; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 930—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact Paragraph 23(introductory paragraph) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2493 and 2553, relative to the municipal fire and police civil service; to provide relative to the qualifications of persons admitted to promotional and competitive employment tests; and to provide for related matters.

HOUSE BILL NO. 1037—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact Paragraph 22 of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2492 and 2552, relative to fire and police civil service boards; to provide relative to promotional and competitive employment tests provided by such boards; to provide relative to the administration of such tests by the state examiner; to provide relative to the notification of test scores; and to provide for related matters.

HOUSE BILL NO. 259—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 32:772(A)(1) and to enact Chapter 4-D of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:831 through 839, relative to the recreational and used motor vehicle commission; to provide for commission members; to provide for definitions; to provide for licensing automotive glass replacement technicians; to provide for automotive glass replacement or repair technician licenses; to provide for qualifications; to provide for fees; to provide for reciprocity; to provide for exemptions; to provide for penalties; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions on First Reading

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 56—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 9:2795.3(A)(1), (3)(a), (4), and (7), relative to civil liability; to provide a limitation of liability for horse racing; to provide definitions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 259—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 32:772(A)(1) and to enact Chapter 4-D of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:831 through 839, relative to the recreational and used motor vehicle commission; to provide for

commission members; to provide for definitions; to provide for licensing automotive glass replacement technicians; to provide for automotive glass replacement or repair technician licenses; to provide for qualifications; to provide for fees; to provide for reciprocity; to provide for exemptions; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 391—

BY REPRESENTATIVES BRUNEAU, SALTER, SCHNEIDER, BURNS, TOOMY, AND SCALISE

AN ACT

To enact R.S. 13:1312.1 and to repeal R.S. 13:1312(B) through (D), 1377(B) through (C), 1381.4(B) through (D), and 1595.2(B) and (C), relative to judicial expense funds; to create the Consolidated Judicial Expense Fund for the civil and criminal district courts, the juvenile court of the parish of Orleans, and the First and Second City Courts of the city of New Orleans; to provide for the transfer, collection, allocation, sources, control, disposition, and administration of monies in the fund by the judges of the courts, including the magistrate of the criminal district court, sitting en banc; to repeal provisions providing for the separate administration of funds by each court; to provide for the effect of laws governing existing funds applicable to the courts; to provide for exceptions; to provide for implementation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 514—

BY REPRESENTATIVES BRUNEAU, SALTER, SCHNEIDER, BURNS, TOOMY, ALEXANDER, BEARD, BOWLER, CRANE, CROWE, DANIEL, DOVE, DOWNS, GEYMAN, GREENE, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SMILEY, JANE SMITH, STRAIN, TRAHAN, TUCKER, WADDELL, WALSWORTH, AND WINSTON AND SENATORS DARDENNE, MICHOT, SCHEDLER, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 13:1, 471, 474, 477(introductory paragraph), 691(A), 759, 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71, to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43, 621.44 through 621.46, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 841.3, 983, 1312.1, and R.S. 33:1500, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185, and to repeal R.S. 9:2745, R.S. 13:1136, 1137, 1211.1, 1212.1, 1312(B) through (D), 1335 through 1338, 1371, 1371.1, 1371.2, 1377(B) and (C), 1381.4(B) through (D), and 1595.2(B) and (C), R.S. 18:402(D)(3) and 514(B), R.S. 33:1501.1 and 1519.1, and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of the civil and criminal district courts and juvenile court, clerk of the civil and criminal district courts, and civil and criminal sheriffs in and for the parish of Orleans; to provide relative to the register of conveyances and recordation for the parish of Orleans; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the civil and criminal sheriffs, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for the parish of Orleans; to create the Forty-First Judicial District Court, its subsequent divisions, magistrate, and commissioners; to abolish the Orleans Parish Juvenile Court and transfer its jurisdiction; to extend the terms of office of the judges of the juvenile court now in office; to transfer the jurisdiction of the juvenile court to the Forty-First Judicial District Court; to provide for the juvenile section of the Forty-First Judicial District Court; to create the Consolidated Judicial Expense Fund for certain courts; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single sheriff and clerk of court for

the parish of Orleans commencing with the next election for parochial and municipal officers in Orleans Parish; to provide for the abolition of the separate offices of the civil and criminal sheriff; to provide for submission of a plan requesting preclearance of the election of the sheriff pursuant to the Voting Rights Act; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to provide for continuation of retirement system coverage; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to direct the Louisiana State Law Institute to change statutory references necessitated by this Act and to make recommendations it deems necessary to clarify or modify its provisions, including the elimination of antiquated provisions; to provide for effective dates; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 655—

BY REPRESENTATIVES GRAY, ALARIO, DEWITT, DORSEY, HAMMETT, KATZ, RICHMOND, AND SALTER AND SENATORS BAJOE, HINES, AND MOUNT

AN ACT

To amend and reenact R.S. 40:49(B)(8)(a), relative to vital statistics laws; to provide for requirements in the preparation of a certificate of death or spontaneous fetal death certificate or stillbirth; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 794—

BY REPRESENTATIVES M. POWELL, ALEXANDER, BAUDOIN, BAYLOR, BEARD, BRUCE, BURNS, CAZAYOUX, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMANN, GLOVER, GREENE, M. GUILLORY, HEBERT, HILL, HOPKINS, HUTTER, JACKSON, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFLAUR, LANCASTER, MCDONALD, MCVEA, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

AN ACT

To enact R.S. 29:731.2, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to require any person applying to receive or receiving disaster assistance to provide identification information when requested to do so by a sheriff of the jurisdiction; to provide for consent to provide certain information when applying for emergency assistance grants; to require a state or local agency who receives personal identification information to provide the information to a sheriff upon request; to provide for exceptions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 930—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact Paragraph 23(introductory paragraph) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2493 and 2553, relative to the municipal fire and police civil service; to provide relative to the qualifications of persons admitted to promotional and competitive employment tests; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 988—

BY REPRESENTATIVES TRAHAN, BARROW, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON

AN ACT

To amend and reenact R.S. 51:1402(4), (5), and (6), 1404(A)(introductory paragraph) and (1)(b) and (6), (B), and (C), 1405, 1406(3), 1407, 1408, 1409(A), (B), and (D), 1410, 1411(A) and (C), 1412(A) and (C), 1416, and 1417, to enact R.S. 51:1403, and to repeal R.S. 51:1404(A)(5), relative to the Unfair Trade Practices and Consumer Protection Law; to provide for definitions; to provide for the duties of the Governor's Consumer Protection Division; to provide for penalties for violations against elder persons; to provide for additional relief; to provide for investigative demands; to provide for investigative depositions; to provide for civil penalties; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 994—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(26)(c) of the Constitution of 1921, continued as a statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2496(C), and to amend and reenact R.S. 33:2556(3), relative to temporary appointments in the fire and police civil service for municipalities, parishes, and fire protection districts; to increase the duration of emergency appointments; to provide for the duration of emergency appointments after a gubernatorially declared state of emergency; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1037—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact Paragraph 22 of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2492 and 2552, relative to fire and police civil service boards; to provide relative to promotional and competitive employment tests provided by such boards; to provide relative to the administration of such tests by the state examiner; to provide relative to the notification of test scores; and to provide for related matters.

The bill was read by title; lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 40—

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 33:381(C)(17), relative to the village of Grand Cane; to authorize the board of aldermen in the village, upon recommendation of the mayor, to abolish the office of chief of police; to provide relative to police services within the village; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

April 20, 2006

HOUSE BILL NO. 203—
BY REPRESENTATIVES PINAC AND M. POWELL
AN ACT

To enact Chapter 25 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1601 through 1606, relative to organization of business entities; to authorize conversion of domestic business entities; to provide for application and approval requirements; to provide for certificates of conversion and for certain filing requirements; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 206—
BY REPRESENTATIVES R. CARTER, M. POWELL, AND SMILEY
A JOINT RESOLUTION

Proposing to amend Article V, Section 15(A) of the Constitution of Louisiana, to authorize the legislature by law to establish new judgeships for district courts with the new division having limited or specialized jurisdiction within the territorial jurisdiction of the district court and subject matter jurisdiction over family or juvenile matters as provided by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 328—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(h), relative to the Department of Labor, including provisions to provide for the re-creation of the Department of Labor and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 365—
BY REPRESENTATIVES FANNIN AND TOWNSEND AND SENATOR SMITH
AN ACT

To enact R.S. 33:1236(31)(b)(iii) and R.S. 30:2057(B)(5)(c), relative to the regulation of burning by certain parish governing authorities; to provide for ordinances regulating the burning of certain flammable materials in certain parishes under certain circumstances; to provide exceptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 371—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(g), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 453—
BY REPRESENTATIVES TOOMY, JOHNS, AND WALKER
AN ACT

To enact R.S. 29:735.1, relative to emergency assistance during disasters; to provide a limitation of liability for health care providers; to provide an exception for gross negligence; to provide relative to the licensing of certain health care providers; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 511—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2411(B)(1), 2412(3), (4), (5), (20), and (26), 2413(A)(8), 2415(A), (C), (D), and (E), 2417(A)(5), 2420(B), and 2421(B), to enact R.S. 30:2413(A)(10), and to repeal R.S. 30:2412(1.1) and (4.1) and 2417(A)(6) and (7) and (E)(4), relative to solid waste and recycling; to provide for purpose; to provide for definitions; to provide for powers and duties of the secretary of the Department of Environmental Quality; to provide for used oil, batteries, and white goods; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 586—
BY REPRESENTATIVES GREENE, BARROW, BAYLOR, CRANE, DANIEL, DOVE, GLOVER, HONEY, KATZ, KENNARD, LAMBERT, MARTINY, RITCHIE, ROMERO, JACK SMITH, STRAIN, WHITE, WINSTON, AND WOOTON AND SENATORS CHEEK, DARDENNE, AND FONTENOT
AN ACT

To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C), relative to financial security of survivors of certain firemen and law enforcement officers; to increase payments to surviving spouses and children in certain cases; to increase the time limitation relative to notifying the Law Enforcement Officers and Firemen's Survivor Benefit Review Board of the death of a fireman or law enforcement officer; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 634—
BY REPRESENTATIVES WHITE AND GLOVER
AN ACT

To amend and reenact R.S. 33:2501(C)(1), relative to fire and police civil service; to provide relative to the modification of disciplinary action by certain municipal fire and police civil service boards; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 678—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:1020, relative to the obligations and requirements for the payment and receipt of workers' compensation benefits; to provide relative to the ratification of Executive Orders KBB 2005-52, 74, 88, 100, and KBB 2006-10; to provide for retroactive application; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 870—
BY REPRESENTATIVES DAMICO AND SALTER
AN ACT

To enact R.S. 30:2014.5, relative to expedited permits; to authorize the secretary of the Department of Environmental Quality to develop and implement an expedited permitting processing program; to provide for fees paid to the Department of

Environmental Quality for processing certain permits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 876—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 13:1875(14), relative to the City Court of Houma; to prohibit a judge of the City Court of Houma from practicing law; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 887—
BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, RITCHIE, GARY SMITH, STRAIN, THOMPSON, TRAHAN, WHITE, AND WINSTON
AN ACT

To enact R.S. 10:9-109(c)(6) and Part V-B of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1230 through 1240, relative to electric utilities; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide relative to a utility's interest in a financing order; to provide with respect to storm recovery property; to provide for the sale of storm recovery property; to provide for the perfection and true sale status of a sale of storm recovery property; to provide with respect to subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in storm recovery property; to provide a state pledge of non-impairment of storm recovery bonds; to provide that storm recovery bonds are not public debt; to provide an exclusion from secured transactions provisions of the uniform commercial laws; to provide that the jurisdiction of the commission is not impaired; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 937—
BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 33:2491(I) and 2551(9), relative to fire and police civil service boards; to provide relative to employment lists established and maintained by such boards; to provide relative to the qualifications of persons placed on such lists; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 939—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 33:2531.1, relative to the municipal fire and police civil service; to provide relative to the continuation of applicability of certain provisions relative to the municipal fire and police civil service; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 970—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 30:2189(A) and R.S. 45:163(A), relative to transportation of hazardous waste; to provide for exemptions from permitting requirements for transporting hazardous waste in certain circumstances; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

Mr. President in the Chair

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE GEYMANN
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to formulate a sound energy policy that will provide for the long-term economic and national security needs of the United States of America.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Michot
Amedee	Ellington	Mount
Bajoie	Fields	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Total - 35		

NAYS

Total - 0

ABSENT

Fontenot	McPherson
Marionneaux	Schedler
Total - 4	

The Chair declared the Senate had 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

NATURAL RESOURCES

Senator Malone, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

April 20, 2006

To the President and Members of the Senate:

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

April 20, 2006

SENATE CONCURRENT RESOLUTION NO. 16—

BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to allow an incidental catch of spoonbill catfish.

Reported favorably.

SENATE BILL NO. 30—

BY SENATOR MCPHERSON
AN ACT

To enact R.S. 41:16 and R.S. 56:109.2, relative to public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas; to provide for no net loss of acreage of certain public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to require an annual report of public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to provide definitions, terms, conditions and procedures; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 65—

BY SENATOR DUPRE
AN ACT

To amend and reenact R.S. 56:2(D), relative to the Wildlife and Fisheries Commission; to authorize the chairman of the commission to cancel meetings under certain circumstances; to provide for actions by the secretary; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 146—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 56:116.4(A)(3), to provide relative to turkey hunting; to provide for the method of taking turkeys; to establish distance requirements for taking of turkeys over a baited area; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 162—

BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 56:325(A)(11)(a), and to repeal R.S. 56:320(A)(5), relative to the taking and possessing of undersized catfish while fishing with wire nets; to provide certain conditions and requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 163—

BY SENATOR CAIN
AN ACT

To enact R.S. 56:643(C), relative to dependents of military personnel; to authorize the dependants of military personnel to purchase hunting and fishing licenses for the same price that military personnel may purchase such license; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 171—

BY SENATOR MCPHERSON
AN ACT

To enact R.S. 56:116.5, relative to wildlife and fisheries; to prohibit internet hunting or computer-assisted remote hunting; to provide terms, conditions, definitions, and penalties; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 329—

BY SENATOR MCPHERSON
AN ACT

To enact R.S. 56:699.8, relative to wildlife and fisheries; to provide for hunting licenses; to provide certain exemptions to firearm and hunter education; to authorize issuance of a temporary hunter education deferral license; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 553—

BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 56:578.11(B)(1), relative to the labeling of catfish packaging; to provide relative to the sale of certain fish as catfish; to provide for approved species of catfish; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 692—

BY SENATOR ADLEY
AN ACT

To authorize the state of Louisiana, acting through the Military Department, and the secretary of the Department of Wildlife and Fisheries to sell, convey, transfer, assign, and deliver to each other certain state property located in Webster Parish.

Reported favorably.

SENATE BILL NO. 694—

BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 56:104(A)(1)(b), relative to license fees; to provide relative to dedication of certain fees; to provide for the funding of the development and preservation of breeding grounds for migratory waterfowl; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MAX T. MALONE
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

April 20, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 245—

BY SENATOR MICHOT
AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain governing authorities of certain parishes to increase the rate of their sales tax if approved by the electorate of the parish; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 639—
BY SENATOR NEVERS

AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721 through 130.729, relative to special districts; to create the Washington Parish Economic Development District; to provide for a board of commissioners of the district and for the district's powers, duties, and limitations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 709—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.55(D), (E), (F)(1), 4720.57(F), 4720.71(1) through (21) and to enact R.S. 33:4720.57(G), 4720.71(22) through (30), and 4720.71.1, relative to the composition of the board of commissioners of the New Orleans Redevelopment Authority; to provide for the number of commissioners; to provide for the method of appointment of commissioners; to provide for the terms of commissioners; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Ellington, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

April 20, 2006

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE BILL NO. 252—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:381(C)(3), relative to utilities and facilities; to provide for the relocation of utilities and facilities for highway widening, relocation, or improvement purposes; to provide for utility relocation agreements; to provide relative to delays; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 256—
BY SENATOR ADLEY

AN ACT

To enact Part XVI of Chapter 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:681, relative to motor vehicles; to require post accident drug testing for certain persons involved in a fatal collision; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 269—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:321 and to enact R.S. 38:2212.7, relative to levees; to except from the public bid law certain projects providing for the construction, restoration and rehabilitation of levees under certain circumstances; to provide

for the sunset of such exception; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 653—
BY SENATOR CHEEK

AN ACT

To enact R.S. 47:470, relative to license plates; to establish the logo plate program for certain commercial fleet vehicles; to provide for qualifications; to provide restrictions; to provide for the design of logo templates; to authorize a one-time charge to create the plate template; to provide for promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 67—
BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to construct an overpass at the intersection of U.S. Highway 90 and Louisiana Highway 318 and to present to the St. Mary Parish council a progress report on Interstate 49 South in St. Mary Parish.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 71—
BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of incorporating the new Mississippi River Bridge, which is included in the Transportation Infrastructure Model for Economic Development (TIMED) Program, as a component in a northern Baton Rouge loop and to include in its study options for possible routes and the possibility of implementing tolls along portions of the loop in order to finance its construction.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE CAZAYOUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of incorporating the new Mississippi River Bridge, which is included in the Transportation Infrastructure Model for Economic Development (TIMED) Program, and which, when complete will connect New Roads and St. Francisville as a component in a northern Baton Rouge loop and to include in its study the possibility of implementing tolls along portions of the loop in order to finance its construction.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

REPORT OF COMMITTEE ON

EDUCATION

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

April 20, 2006

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To establish a group to study as a state entity and make recommendations regarding creating the Louisiana Virtual Library Council as a state entity and to require such group to make recommendations regarding such creation.

Reported with amendments.

SENATE BILL NO. 448—
BY SENATOR BROOME

AN ACT

To enact R.S. 17:170.1, relative to school systems providing information regarding meningococcal meningitis; to require that healthcare information to be disseminated to parents and guardians on meningococcal diseases with updated information if available; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 505—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 17:3361(A)(2), relative to public facilities; to require certain oversight of the construction of improvements on college or university property which is leased to a nonprofit organization; to authorize the collection of certain fees by the office of facility planning and control with respect to such oversight activities, and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 867—
BY REPRESENTATIVES MCDONALD AND FANNIN

AN ACT

To enact R.S. 17:85.11, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former principal; to provide limitations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 886—
BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 41:901, relative to the exchange of school lands; to authorize the Concordia Parish School Board to exchange certain school lands, including but not limited to sixteenth section lands, indemnity for school lands, or other immovable property; to provide procedures for such exchange; to provide for the land description; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 33—
BY SENATORS NEVERS, N. GAUTREAUX, ROMERO AND SCHEDLER

AN ACT

To amend and reenact R.S. 14:87, to enact R.S. 40:1299.30 and to repeal R.S. 40:1299.31 through R.S. 40:1299.35.18, relative to abortion; to prohibit abortion of a human being, except when necessary to save the life of the mother; to provide for criminal consequences for violations; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 33 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 5 after "violations;" insert the following:
"to provide for the act to only become effective upon the occurrence of certain events; to provide for severability;"

AMENDMENT NO. 2

On page 1, between lines 8 and 9 insert the following:
"A. Except as provided in Subsection B, the provisions of this Section shall become effective immediately upon, and to the extent permitted, by the occurrence of any of the following circumstances:

(1) Any decision of the United States Supreme Court which reverses, in whole or in part, *Roe v. Wade*, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby, restoring to the state of Louisiana the authority to prohibit abortion.

(2) Adoption of an amendment to the United States Constitution which, in whole or in part, restores to the state of Louisiana the authority to prohibit abortion.

B. The provisions of this Section shall not become effective until the promulgation of an executive order by the President of the United States, or the enactment of a federal statute or appropriation rider, or the adoption of a federal regulation, that authorizes the state to receive federal medicaid funds, pursuant to 42 U.S.C. 1396, et seq., even if the state prohibits the expenditure of medicaid funds for abortion, except when necessary to save the life of the mother."

AMENDMENT NO. 3

On page 1, line 9, change "A." to "C."

AMENDMENT NO. 4

On page 1 line 15 change "B." to "D."

AMENDMENT NO. 5

On page 1, line 17 change "C." to "E."

AMENDMENT NO. 6

On page 2, line 6 change "D." to "F."

AMENDMENT NO. 7

On page 2, line 12 change "E." to "G."

AMENDMENT NO. 8

On page 2, at the end of line 14, change "this statute" to "Subsection C of this Section"

AMENDMENT NO. 9

On page 2, line 15 change "F." to "H."

AMENDMENT NO. 10

On page 2, delete line 18 and insert the following:
"I. The following terms as used in this Section shall have the following meanings:"

AMENDMENT NO. 11

On page 2, line 19, after "**Pregnant**" delete the comma "," and before "**the human female**" insert "**means**"

AMENDMENT NO. 12

On page 2, line 22, change the semi-colon ";" to a period "."

AMENDMENT NO. 13

On page 2, line 23, after "**being**" delete the comma "," and before "**an individual**" insert "**means**"

AMENDMENT NO. 14

On page 2, line 25, change the semi-colon ";" to a period "."

AMENDMENT NO. 15

On page 2, line 26, after "**Fertilization**" delete the comma "," and before "**that point**" insert "**means**"

AMENDMENT NO. 16

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

AMENDMENT NO. 17

On page 3, line 2 change "**I.**" to "**J.**"

AMENDMENT NO. 18

On page 3, line 9 change "**J.**" to "**K.**"

AMENDMENT NO. 19

On page 5, after line 17 insert the following:

"Section 4. The provisions of this Act are severable. If any provision, item, sentence, or word of this Act, or application thereof, is held invalid, such invalidity shall not effect other provisions, items, sentences, or words of this Act which are to be given effect without the invalid provision, item, sentence, or word of the Act."

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

SENATE BILL NO. 39—

BY SENATOR B. GAUTREUX

AN ACT

To amend and reenact R.S. 11:2258(C), relative to the Firefighters' Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. On motion of Senator B. Gautreaux, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 43—

BY SENATOR B. GAUTREUX

AN ACT

To amend and reenact R.S. 11:779(C), 780(A), and 783(I)(1)(a), relative to the Teachers' Retirement System of Louisiana; to provide with respect to benefits; to provide for disability retirement; to provide for benefits for a survivor of a disability retiree; to provide for reexamination; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. On motion of Senator B. Gautreaux, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 140—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(3), relative to unclaimed property; to reduce the time period under which certain stocks are presumed abandoned; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 140 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 3 after "stocks" insert "and related distributions"

AMENDMENT NO. 2

On page 2, between lines 5 and 6, insert the following:

"(c) Any dividend, profit, distribution, interest, redemption, payment on principal, or other sum held or owing by a business association for or to a shareholder, certificate holder, member, bond holder, or other security holder, who has not claimed it, or corresponded in writing with the business association concerning it, within three years after the date prescribed for payment or delivery, is presumed unclaimed."

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

SENATE BILL NO. 147—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 40:1235.2(A)(1), relative to ambulance providers; to provide relative to licensure of ambulance services; to provide for exceptions; to expand the allowable distance to transport patients between hospital campuses without licensure as an ambulance provider; to provide definitions; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator McPherson, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 160—

BY SENATOR JONES

AN ACT

To enact 4-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1051 through 1054, relative to establishing an alliance among states effected by hurricanes Katrina and Rita; to provide for the purpose of restoring and revitalizing the states of Alabama, Louisiana and Mississippi; to provide for an alliance between states and agree to the alliance on behalf of Louisiana; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 160 by Senator Jones

AMENDMENT NO. 1

On page 1, line 5, change "Alabama, Louisiana and Mississippi" to "Mississippi, Alabama, Louisiana, and Texas"

AMENDMENT NO. 2

On page 1, delete line 11, and insert "**CHAPTER 4-C, MISSISSIPPI, ALABAMA, LOUISIANA AND TEXAS SUPERCOMMITTEE**"

AMENDMENT NO. 3

On page 1, line 13, after "**The**" delete the remainder of the line and insert "**Mississippi, Alabama, Louisiana and Texas Supercommittee, to be known**"

AMENDMENT NO. 4

On page 1, line 14, change "**ALMS**" to "**MALTS**"

AMENDMENT NO. 5

On page 1, line 15, change "**and Mississippi**" to "**Mississippi, and Texas**"

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 2, line 6, change "**and Mississippi**" to "**Mississippi, and Texas**"

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AMENDMENT NO. 8

On page 2, line 7, after "state," insert "However, prior to the governor exercising such authority each such agreement shall have been presented to the legislature and shall have been approved by a majority of the elected members of each house of the legislature. Such approval shall be provided by the adoption of a concurrent resolution by such vote if approval is sought during a time the legislature is in legislative session. Such approval shall be provided by mail ballot using the same procedure for the distribution, return, and counting of such ballots as is provided for the ballots of the Interim Emergency Board if such approval is sought during a time when the legislature is not meeting in legislative session."

AMENDMENT NO. 9

On page 2, line 21, after "projects of" delete the remainder of the line and delete lines 22 and 23 and insert "MALTS."

AMENDMENT NO. 10

On page 2, at the end of line 24, insert "; cooperation with the Louisiana Recovery Authority"

AMENDMENT NO. 11

On page 2, at the beginning of line 25, insert "A."

AMENDMENT NO. 12

On page 2, line 27, change "ALMS" to "MALTS"

AMENDMENT NO. 13

On page 2, after line 27, insert the following: "B. The Mississippi, Alabama, Louisiana and Texas Supercommittee shall operate in concert with and with full recognition of the role, scope, and mission of the Louisiana Recovery Authority and shall cooperate with such authority in all regards."

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

SENATE BILL NO. 215—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(1), relative to unclaimed property; to reduce the time period under which travelers checks are presumed abandoned; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Hollis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 251—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 37:583(B)(2), 585(A), 586(A)(1), 601, 604(A), and 605(B), relative to cosmetology; to provide for qualifications to teach cosmetology, esthetics, or manicuring; to provide for conducting of examinations; to provide for fines and penalties; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 251 by Senator Fontenot

AMENDMENT NO. 1

On page 1, at the end of line 2, after "605(B)," insert "and to enact R.S. 37:392(C),"

AMENDMENT NO. 2

On page 1, line 3, delete "cosmetology" and insert "barbers and cosmetologists"

AMENDMENT NO. 3

On page 1, line 4, after "examinations;" insert "to provide for inspections and citations issued by the Board of Barber Examiners;"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following: "Section 1. R.S. 37:392(C) is hereby enacted to read as follows: §392. Penalty * * *

C. An inspector may issue a citation and collect a fine of one hundred dollars per violation of any provision of this Chapter or any rule promulgated by the board, up to a maximum of five hundred dollars per week from any person, school, or facility provided that the registrant waives his rights to a hearing in writing. Each day a violation exists shall be considered a separate violation."

AMENDMENT NO. 5

On page 1, at the beginning of line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 3, after line 4, insert the following: "Section 3. If any provision of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or applications, and to this end the provisions of this act are hereby declared severable."

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

SENATE BILL NO. 316—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and enact R.S. 11:1732 (introductory paragraph) and (15), and 1763(J)(1) and (2), and to repeal R.S. 11:231(A)(7), relative to the Municipal Employees' Retirement System; to provide for average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for definition of terms; to provide for implementation; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. On motion of Senator B. Gautreaux, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 317—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2179, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefit limits; to provide for maximum benefits; to provide for benefit adjustment based on age and years of service; to authorize the board of trustees to establish a trust for compliance with requirements of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 317 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 7, delete lines 1 through 5 in their entirety and insert in lieu thereof "415(m) of the Internal Revenue Code, as amended, and as implemented by R.S. 11:2180.5."

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

SENATE BILL NO. 397—

BY SENATORS ELLINGTON AND ULLO
AN ACT

To enact R.S. 44:4(41), relative to applicability of public records laws; to provide that such laws shall not apply to the preconstruction estimates for projects of the Department of Transportation and Development prior to the time for receipt of bids; to provide for procedures; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 397 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 44:4(41)," to "R.S. 44:23,"

AMENDMENT NO. 2

On page 1, line 2, after "to provide" delete the remainder of the line and delete lines 3 and 4 and insert "for the application of such laws to preconstruction estimates for projects of the Department of Transportation and Development ; to provide"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 44:4(41)" to "R.S. 44:23"

AMENDMENT NO. 4

On page 1, delete lines 8 through 15 and insert the following:

§23. Department of Transportation and Development; preconstruction estimates

Notwithstanding the provisions of R.S. 44:31, 32, or 33, a preconstruction estimate for a project advertised and let or for a project to be advertised and let by the Department to Transportation and Development shall not be available for examination, inspection, copying, or reproduction until the date that the bids for such project are opened. If the custodian of such a record receives a request for a preconstruction estimate prior to the date the bids for such project are opened, the custodian shall notify the requestor that the record is not available and shall specify the date that the record will be available. Notwithstanding the provisions of this Section, the estimated cost range for a department project shall be available, upon request.

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

SENATE BILL NO. 525—

BY SENATOR N. GAUTREUX
AN ACT

To enact Subpart G of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4694 through 4698, relative to the establishment of the term "Cajun" as a certification mark; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 525 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 4, delete " term "Cajun" as a certification mark" and insert "terms "Cajun" and "Louisiana Creole" as certification marks"

AMENDMENT NO. 2

On page 1, line 9, between "**CAJUN**" and "**GOODS**" insert "**AND LOUISIANA CREOLE**"

AMENDMENT NO. 3

On page 1, line 12, between "**Cajun**" and "**Goods**" insert "**and Louisiana Creole**"

AMENDMENT NO. 4

On page 1, line 15, delete "**the term "Cajun" is a term**" and insert "**the terms "Cajun" and "Louisiana Creole" are terms**"

AMENDMENT NO. 5

On page 1, line 16, delete "**is connected**" and insert "**are connected**"

AMENDMENT NO. 6

On page 1, at the beginning of line 17, delete "**and has**" and insert "**and have**"

AMENDMENT NO. 7

On page 2, line 1, delete "**the term "Cajun"**" and insert "**the terms "Cajun" and "Louisiana Creole"**"

AMENDMENT NO. 8

On page 2, at the beginning of line 3, delete "**is generally**" and insert "**are generally**"

AMENDMENT NO. 9

On page 2, line 5, delete "**culture and lifestyle**" and insert "**Cajun and Louisiana Creole cultures and lifestyles**"

AMENDMENT NO. 10

On page 2, line 6, delete "**is connected with and has**" and insert "**are connected with and have**"

AMENDMENT NO. 11

On page 2, line 8, delete "**term "Cajun"**" and insert "**terms "Cajun" and "Louisiana Creole"**"

AMENDMENT NO. 12

On page 2, line 12, delete "**culture and lifestyle that originated in, is**" and insert "**and Louisiana Creole cultures and lifestyles that originated in, are**"

AMENDMENT NO. 13

On page 2, at the end of line 19 delete "**term**" and delete line 20 in its entirety and insert "**terms "Cajun" and "Louisiana Creole" and any derivative or combination of either term as certification marks, to**"

AMENDMENT NO. 14

On page 2, at the beginning of line 13, delete "**and has**" and insert "**and have**"

AMENDMENT NO. 15

On page 2, at the end of line 13, delete "**Louisiana, is**" and insert "**Louisiana, are**"

AMENDMENT NO. 16

On page 2, line 14, delete "**and is**" and insert "**and are**"

AMENDMENT NO. 17

On page 2, line 25, change "**mark**" to "**marks**"

AMENDMENT NO. 18

On page 2, line 28, change "**mark**" to "**marks**"

AMENDMENT NO. 19

On page 3, line 3, change "**mark**" to "**marks**"

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AMENDMENT NO. 20

On page 3, delete line 4, and insert "The terms "Cajun", "Louisiana Creole", and any derivative or combination of either term are hereby""

AMENDMENT NO. 21

On page 3, line 5, change "a certification mark" to "certification marks"

AMENDMENT NO. 22

On page 3, line 7, delete "term "Cajun"" and insert "terms "Cajun" and "Louisiana Creole""

AMENDMENT NO. 23

On page 3, line 10, between ""Cajun"" and "unless" insert "or "Louisiana Creole""

AMENDMENT NO. 24

On page 3, delete lines 19 and 20 in their entirety and insert the following:

"the terms "Cajun" and "Louisiana Creole" and any derivative or combination of either term as certification marks owned by the state of Louisiana;"

AMENDMENT NO. 25

On page 3, line 22, change "mark" to "marks"

AMENDMENT NO. 26

On page 3, line 24, change "mark" to "marks"

AMENDMENT NO. 27

On page 3, line 26, change "mark" and "marks"

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

SENATE BILL NO. 562—

BY SENATORS BAJOIE, CHEEK, N. GAUTREAUX, HINES, JACKSON, MCPHERSON, MOUNT, NEVERS AND SCHEDLER AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER

AN ACT

To amend and reenact R.S. 28:22.7(B) and R.S. 36:251(C)(1) and 258(F),(G),(H), and (I) and to enact R.S. 36:258(J) and to repeal R.S. 36:254(G), relative to the office of aging and adult services; to place the office within the Department of Health and Hospitals; to transfer the Villa Feliciana Medical Complex to the office of aging and adult services; to provide for the purpose and function of the office of aging and adult services; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 562 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 13, change "state" to "Department of Health and Hospitals"

AMENDMENT NO. 2

On page 2, line 13, delete "protection and"

AMENDMENT NO. 3

On page 2, line 14, after "elderly and" and before "persons" insert "the protection and long-term care of"

AMENDMENT NO. 4

On page 2, line 16, after "services program" delete ", the" and insert "of adults from ages eighteen to fifty-nine, the department's"

AMENDMENT NO. 5

On page 2, line 17, change "of the state" to "within the department"

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

SENATE BILL NO. 573—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 3:4617(F), relative to the Louisiana Weights and Measures Law; to provide for the commercial use of the term "Cajun"; to provide the legislative determinations; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 573 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 3, delete "term "Cajun"" and insert "terms "Cajun" and "Louisiana Creole""

AMENDMENT NO. 2

On page 1, line 10, delete "term "Cajun" is a term" and insert "terms "Cajun" and "Louisiana Creole" are terms"

AMENDMENT NO. 3

On page 1, line 11, delete "is connected with, and has" and insert "are connected with, and have"

AMENDMENT NO. 4

On page 1, at the end of line 13, delete "term" and at the beginning of line 14, delete ""Cajun,"" and insert "terms "Cajun" and "Louisiana Creole,""

AMENDMENT NO. 5

On page 1, line 15, delete "and is" and insert "and are"

AMENDMENT NO. 6

On page 2, at the end of line 1, delete "is connected" and insert "are connected"

AMENDMENT NO. 7

On page 2, line 2, delete "and has" and insert "and have"

AMENDMENT NO. 8

On page 2, at the beginning of line 4, delete "term "Cajun,"" and insert "terms "Cajun" and "Louisiana Creole,""

AMENDMENT NO. 9

On page 2, line 8, delete "is connected with, and has" and insert "are connected with, and have"

AMENDMENT NO. 10

On page 2, line 9, delete "Louisiana, is" and insert "Louisiana, are"

AMENDMENT NO. 11

On page 2, at the beginning of line 10, delete "and is" and insert "and are"

AMENDMENT NO. 12

On page 2, line 15, delete "term "Cajun,"" and insert "terms "Cajun" or "Louisiana Creole,""

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

SENATE BILL NO. 575—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 49:257(B), (C), (D), (E) and (F) and to enact R.S. 49:257(G), to provide for requiring reporting of state entities contracts with private legal counsel to the Louisiana attorney general; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 575 by Senator Barham

AMENDMENT NO. 1

On page 1, line 2, after "(G)" insert "and (H), relative to legal representation of certain state agencies;"

AMENDMENT NO. 2

On page 1, line 4, after "general;" insert "to provide for the reporting of such contracts entered into by the attorney general; to provide with regard to the settlement of certain litigation disputes;"

AMENDMENT NO. 3

On page 1, line 7, change "(G) is" to "(G) and (H) are"

AMENDMENT NO. 4

On page 1, line 10, after "commission" insert ", including levee boards,"

AMENDMENT NO. 5

On page 1, line 12, after "commission" insert ", including levee boards," and change "R.S. 49:258," to "R.S. 49:258 or Subsection (E) of this Section"

AMENDMENT NO. 6

On page 1, line 14, after "commission," insert "including levee boards,"

AMENDMENT NO. 7

On page 1, line 16, after "quarterly," insert "The Department of Justice shall implement procedures to carry out the provisions of this Subsection no later than July 1, 2007."

AMENDMENT NO. 8

On page 2, line 10, after "E." insert "(1)"

AMENDMENT NO. 9

On page 2, between lines 17 and 18, insert the following:
"(2) A report regarding any contract for private legal counsel entered into by the office of the attorney general shall be submitted to the Litigation Subcommittee of the Joint Legislative Committee on the Budget on a monthly basis."

AMENDMENT NO. 10

On page 4, after line 3, insert
"H. In any matter involving litigation in which the office of the attorney general and the office of risk management are in dispute concerning the settlement of such litigation, the matter shall be brought to the Litigation Subcommittee of the Joint Legislative Committee on the Budget for a review of the matter and the dispute concerning the matter. The subcommittee may take action to resolve the dispute."

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

SENATE BILL NO. 579—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 37:3288, relative to professions and occupations; to provide relative to private security; to provide for fines and penalties; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 579 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 13 between "day" and the period "." insert "and shall subject such person to revocation of his license"

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

SENATE BILL NO. 580—

BY SENATOR AMEDEE

AN ACT

To enact R.S. 37:3276.1, relative to professions and occupations; to provide relative to private security companies; to provide suitability requirements for licensees; to provide procedures for application to the board; to require certain persons to meet suitability requirements; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 580 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 16 between "good" and "character" insert "moral"

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

SENATE BILL NO. 587—

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 37:3276(F) and (G), 3284(E)(3), (F)(2), and (J), and to enact R.S. 37:3274(B)(11) and 3291(B)(12), relative to professions and occupations; to provide for powers of the Louisiana State Board of Private Security Examiners; to provide for application for licensure; to provide for qualifications for licensure; to provide for training of security officers; to provide for unlawful commissions; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 587 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2 after "(G)," delete "3284(E)(3)," and insert "3284(B)(3), (E)(3),"

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AMENDMENT NO. 2

On page 1, line 9 after "(G)," delete "3284(E)(3)," and insert "3284(B)(3), (E)(3),"

AMENDMENT NO. 3

On page 2, between lines 24 and 25 insert the following:

"B. * * * * *
(3) Marksmanship requirement shall be a minimum of ~~seventy-five~~ **eighty** percent on any silhouette target course approved by the board.
* * * * *

AMENDMENT NO. 4

On page 3, line 1 after "agency" change "s;" to ";" and after "or" delete the remainder of the line and delete line 2 in its entirety.

AMENDMENT NO. 5

On page 3, delete line 10 and insert "**certification by a branch of the United States military.**"

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

SENATE BILL NO. 588—

BY SENATORS MCPHERSON, BAOJIE, CHEEK, JACKSON AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:2116(B)(1) and to enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.48, relative to adult residential care service providers; to provide for purposes and definitions; to provide licensure, rules, regulations, standards and fees; to provide for license issuance, inspection and on-site application; to provide for operation without a license and penalties; to provide for community service provider fees and their disposition; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 588 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 4, change "48" to "47"

AMENDMENT NO. 2

On page 1, line 4, after "relative to" and before "adult" insert "only"

AMENDMENT NO. 3

On page 1, line 4, after "service providers" and before the semi-colon ";," insert "who are enrolled as medicaid providers"

AMENDMENT NO. 4

On page 1, line 5, after "regulations," and before "standards" insert "and"

AMENDMENT NO. 5

On page 1, line 5, after "standards" delete "and fees"

AMENDMENT NO. 6

On page 1, line 7, after "penalties;" delete the remainder of the line and at the beginning of line 8, delete "fees and their disposition;"

AMENDMENT NO. 7

On page 1, line 13, change "48" to "47"

AMENDMENT NO. 8

On page 2, line 8, change "**SERVICE PROVIDERS**" to "**SERVICES**"

AMENDMENT NO. 9

On page 2, line 10, after "**Service**" and before "**Provider**" insert "**Medicaid**"

AMENDMENT NO. 10

On page 2, line 15, after "**service**" and before "**and to**" insert "**from Medicaid providers**"

AMENDMENT NO. 11

On page 2, line 16, after "**service**" and before the period "." insert "**through the Medicaid program**"

AMENDMENT NO. 12

On page 2, line 23, after "**compensation**" and before "**to two**" insert "**through the Medicaid program**"

AMENDMENT NO. 13

On page 2, line 25, after "**meals,**" and before "**medication administration**" insert "**intermittent nursing services**"

AMENDMENT NO. 14

On page 3, line 1, after "**that the**" and before "**provider**" insert "**Medicaid**"

AMENDMENT NO. 15

On page 3, line 8, after "**provider**" and before the period "." insert "**that is enrolled in the Medicaid program**"

AMENDMENT NO. 16

On page 3, line 9, at the end of the line add "**enrolled in the Medicaid program**"

AMENDMENT NO. 17

On page 3, line 12, after "**service**" and before "**may**" insert "**as a Medicaid provider**"

AMENDMENT NO. 18

On page 3, line 15, after "**provider**" and before "**shall**" insert "**enrolled in the Medicaid program**"

AMENDMENT NO. 19

On page 3, line 26, after "**provider**" and before "**shall**" insert "**enrolled in the Medicaid program**"

AMENDMENT NO. 20

On page 3, line 28, after "**standards**" delete "**; fees**"

AMENDMENT NO. 21

On page 4, line 3, after "**providers**" and before the comma "," insert "**who are enrolled Medicaid providers**"

AMENDMENT NO. 22

On page 4, line 20, after "**viability**" and before the period "." insert "**and Medicaid enrollment**"

AMENDMENT NO. 23

On page 5, delete lines 3 through 19

AMENDMENT NO. 24

On page 5, line 22, after "**provider**" and before "**shall**" insert "**that is enrolled in the Medicaid program**" and on line 23, after "as" and before "the", delete "that"

AMENDMENT NO. 25

On page 5, delete lines 26 through 28

AMENDMENT NO. 26

On page 5, line 29, after "**application**" delete "**and licensing fee**"

AMENDMENT NO. 27

On page 6, delete line 8 and at the beginning of line 9, delete "**annual renewal application.**"

AMENDMENT NO. 28

On page 6, line 10, after "application" delete "and the annual renewal licensing fee"

AMENDMENT NO. 29

On page 6, line 20, after "provider" and before "shall" insert "enrolled in the Medicaid program"

AMENDMENT NO. 30

On page 6, line 26, after "provider" and before "is" insert "enrolled in the Medicaid program"

AMENDMENT NO. 31

On page 7, delete lines 8 through 29, and on page 8, delete lines 1 through 20

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

SENATE BILL NO. 649—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 44:1(A)(2)(a), and to enact R.S. 44:32.1, relative to the public records law; to provide for the disclosure of the name, current address and phone number of persons displaced as a result of natural disasters; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 649 by Senator Fields

AMENDMENT NO. 1

On page 1, line 3 and line 4, change ", current address and phone number" to "and current address"

AMENDMENT NO. 2

On page 1, at the end of line 12, delete the comma

AMENDMENT NO. 3

On page 1, line 13, change "temporary address and phone number" to "and temporary address"

AMENDMENT NO. 4

On page 2, line 10, after "contrary" insert "except as prohibited by federal law or regulation with regard to programs administered, operated, or managed by the Department of Social Services,"

AMENDMENT NO. 5

On page 2, line 12, change ", current temporary address and phone number" to "and current temporary address"

AMENDMENT NO. 6

On page 2, line 15, change ", current temporary address and phone number" to "and current temporary address"

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

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 730 from the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 730—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:3288(A), relative to prohibited acts and administrative penalties under the Private Security Regulatory and Licensing Law; to prohibit certain egregious acts; to provide for penalties for egregious acts; to increase certain administrative penalties; and to provide for related matters.

On motion of Senator Amedee, the bill which was designated a duplicate of Senate Bill No. 579, was read by title and lies over under the rules.

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 841 from the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 841—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:3276(F) and (G) and 3284(B)(3), (E)(3), (F)(2), and (J) and to enact R.S. 37:3274(B)(11) and 3291(B)(12), relative to the Private Security Regulatory and Licensing Law; to authorize out-of-state private security companies to operate in this state during certain emergencies; to provide relative to the training and experience requirements for licensees and instructors; to prohibit the engagement of services of unlicensed private security businesses upon notice by the board; and to provide for related matters.

On motion of Senator Amedee, the bill which was designated a duplicate of Senate Bill No. 587, was read by title and lies over under the rules.

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 858 from the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 858—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 37:3276.1, relative to the Private Security Regulatory and Licensing Law; to provide for suitability requirements for applicants for licensure; and to provide for related matters.

On motion of Senator Amedee, the bill which was designated a duplicate of Senate Bill No. 580, was read by title and lies over under the rules.

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

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 2—

BY SENATORS N. GAUTREAUX, CHAISSON, AMEDEE, BROOME, CAIN, DUPLESSIS, ELLINGTON, HOLLIS, JACKSON, MICHOT, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH, ADLEY, BAJOIE, BARHAM, BOASSO, CHEEK, CRAVINS, DARDENNE, DUPRE, B. GAUTREAUX, JONES, I. LENTINI, MCPHERSON, MURRAY, QUINN, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 14:43.1(C), 43.2(C), 43.3(C), 78.1(D), 81(C), and 81.1(E), and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen; and to provide for related matters.

April 20, 2006

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

SENATE BILL NO. 67— BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 33:130.532(A)(2)(e) and 130.535(D)(1)(g), relative to the Hopkins Street Economic Development District; to provide for the board of commissioners and the senate member who serves on the board; to provide with respect to projects constructed in the district; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Malone
Adley Dupre McPherson
Amedee Ellington Michot
Bajoie Gautreaux B Mount
Barham Gautreaux N Murray
Boasso Heitmeier Romero
Broome Hollis Smith
Chaisson Jackson Theunissen
Cheek Jones Ullo
Cravins Kostelka
Dardenne Lentini
Total - 31

NAYS

Total - 0

ABSENT

Cain Marionneaux Schedler
Fields Nevers Shepherd
Fontenot Quinn
Total - 8

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 121— BY SENATOR MURRAY AND REPRESENTATIVE BRUNEAU AN ACT

To amend and reenact Code of Civil Procedure Article 2453, relative to the examination of a judgment debtor; to provide for service of process on the counsel of record; and to provide for related matters.

The bill, which was designated a duplicate of House Bill No. 174, was read by title. Senator Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Malone
Adley Dupre McPherson
Amedee Ellington Michot
Bajoie Gautreaux B Mount
Barham Gautreaux N Murray
Broome Heitmeier Nevers
Cain Hollis Romero
Chaisson Jackson Shepherd

Cheek Jones Smith
Cravins Kostelka Theunissen
Dardenne Lentini Ullo
Total - 33

NAYS

Total - 0

ABSENT

Boasso Fontenot Quinn
Fields Marionneaux Schedler
Total - 6

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 156— BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the jurisdiction of city courts; to provide relative to the City Court of Winnboro; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Amedee Ellington Michot
Bajoie Gautreaux B Mount
Barham Gautreaux N Murray
Broome Heitmeier Nevers
Cain Hollis Romero
Chaisson Jackson Smith
Cheek Jones Theunissen
Cravins Kostelka Ullo
Dardenne Lentini
Duplessis Malone
Total - 31

NAYS

Total - 0

ABSENT

Adley Fontenot Schedler
Boasso Marionneaux Shepherd
Fields Quinn
Total - 8

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 168— BY SENATOR SHEPHERD AN ACT

To amend and reenact R.S. 27:93(A)(4), relative to the allocation of riverboat boarding fees; to provide for the allocation of riverboat boarding fees in Jefferson Parish; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 229—
 BY SENATORS DARDENNE, BAJOIE AND DUPRE
 A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.11(C) of the Constitution of Louisiana, relative to the Louisiana Coastal Restoration Fund; to provide for the uses of monies in the fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Amedee	Fontenot	Shepherd
Boasso	Marionneau	
Fields	Schedler	
Total - 7		

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 253—
 BY SENATORS N. GAUTREUX, CHAISSON, AMEDEE, KOSTELKA,
 NEVERS AND SMITH

AN ACT

To amend and reenact R.S. 14:44.2(A), relative to aggravated kidnapping of a child; increases the child's age requirement; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Michot
Amedee	Ellington	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Fields	Marionneau
Fontenot	Schedler
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 338—
 BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 13:4207, relative to judges; to provide relative to rendition of judgments; to provide relative to oral judgment in open court; to require written judgments when oral reasons for judgment are not rendered; to provide for an extension of such time limits under certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Michot
Amedee	Ellington	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Fields	Marionneau
Fontenot	Schedler
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Amedee moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 369—
 BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:9038.28, relative to special districts; to authorize the governing authority of the town of Washington to create a special district; to grant to such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed Senate Bill No. 369 by Senator Cravins

April 20, 2006

AMENDMENT NO. 1

On page 4, on line 23 delete "only" and on line 24, between "increment" and "if" insert "only"

On motion of Senator Cravins, the amendments were adopted.

The bill was read by title. Senator Cravins 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, Duplessis, McPherson, Adley, Dupre, Michot, Amedee, Ellington, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone. Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Fields, Marionneaux, Fontenot, Schedler. Total - 4

The Chair declared the amended bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 393—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1497, relative to the requirement of a cost-benefit analysis for the procurement of professional, personal, consulting, and social services; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, McPherson, Adley, Dupre, Michot, Amedee, Ellington, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone. Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Fields, Marionneaux, Fontenot, Schedler. Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 412—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 51:2133(A)(1) and (3) and (C), relative to the Child Performance Trust Act; to provide for the placing of a portion of gross earnings of a minor under contract for artistic or creative services in a trust account; to provide for financial institutions in which such a trust fund may be created; to provide for the charging of reasonable fees by a financial institution providing services as a fiduciary or trustee; to provide for which institutions operating in Louisiana may serve as a trustee of such a trust fund; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, McPherson, Adley, Dupre, Michot, Amedee, Ellington, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone. Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Fields, Marionneaux, Fontenot, Schedler. Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 428—

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 13:691(B)(3), relative to district court judges; to provide with regard to the level of payment of premiums for health insurance for such judges; and to provide for related matters.

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

SENATE BILL NO. 517—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 15:542.1(H)(8), relative to sex offenders; to require certain offenders to wear a location tracking electronic monitoring device; to provide for payment of costs to monitor

such offenders; to provide penalties for violations; and to provide for related matters.

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

SENATE BILL NO. 607—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 29:726(E)(21) and 729(E)(14), relative to emergency preparedness; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

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

SENATE BILL NO. 611—
BY SENATOR ADLEY

AN ACT

To enact R.S. 27:306(A)(6) and (9), relative to the Video Draw Poker Devices Control Law; to provide relative to the licensing of qualified truck stop facilities; to require notice to the public prior to application of a truck stop facility for a license to operate video draw poker devices; to provide for signage and zoning requirements; and to provide for related matters.

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

SENATE BILL NO. 621—
BY SENATOR MURRAY

AN ACT

To enact R.S. 9:2800(H), relative to limitations of liability for public entities; to provide for a limitation of liability for public bodies when damage is a result of conditions caused by either hurricanes Katrina or Rita; to provided terms and conditions; to provide for the expiration of such limitation of liability; to provide for retroactivity of such limitation of liability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Michot
Amedee	Ellington	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Cravins	Lentini	
Dardenne	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Fields	Marionneaux	Shepherd
Fontenot	Schedler	
Total - 5		

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 643—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 13:996.52(A), relative to courts; to provide for the judicial expense fund for the Thirty-Eighth Judicial District Court; to increase court costs collected from a defendant who is convicted after trial, after plea of guilty, or who forfeits bond; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Lentini
Adley	Duplessis	Malone
Amedee	Dupre	McPherson
Bajoie	Ellington	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Fields	Marionneaux	Schedler
Fontenot	Quinn	Shepherd
Total - 6		

The Chair declared the bill was passed. The title was read and adopted. Senator Theunissen 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**

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator N. Gautreaux asked that Senate Bill No. 2 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 2—

BY SENATORS N. GAUTREAU, CHAISSON, AMEDEE, BROOME, CAIN, DUPLESSIS, ELLINGTON, HOLLIS, JACKSON, MICHOT, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH, ADLEY, BAJOIE, BARHAM, BOASSO, CHEEK, CRAVINS, DARDENNE, DUPRE, B. GAUTREAU, JONES, LENTINI, MCPHERSON, MURRAY, QUINN, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 14:43.1(C), 43.2(C), 43.3(C), 78.1(D), 81(C), and 81.1(E), and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal

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penalties for certain offenses involving persons under the age of thirteen; and to provide for related matters.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed Senate Bill No. 2 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, at the end of line 1, delete "If an" and delete lines 2 through 5 in their entirety and insert the following:

"Upon completion of the term of imprisonment imposed in accordance with this Paragraph of this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-sentence"

AMENDMENT NO. 2

On page 2, line delete lines 17 through 21 in their entirety and insert the following:

"suspension of sentence. Upon completion of the term of imprisonment imposed in accordance with this Paragraph of this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-sentence investigation and report shall be"

AMENDMENT NO. 3

On page 3, delete lines 4 through 7 in their entirety and insert the following:

"Upon completion of the term of imprisonment imposed in accordance with this Paragraph of this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-"

AMENDMENT NO. 4

On page 3, at the end of line 19, delete "If an" and delete lines 20 through 23 in their entirety and insert the following:

"Upon completion of the term of imprisonment imposed in accordance with this Paragraph of this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-sentence"

AMENDMENT NO. 5

On page 4, delete lines 9 through 13 in their entirety and insert the following:

"suspension of sentence. Upon completion of the term of imprisonment imposed in accordance with this Paragraph of this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-sentence investigation and report shall be"

AMENDMENT NO. 6

On page 4, delete lines 25 through 28 in their entirety and insert the following:

"Upon completion of the term of imprisonment imposed in accordance with this Paragraph of this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-"

AMENDMENT NO. 7

On page 5, delete lines 12 through 16 in their entirety and insert the following:

"parole, probation, or suspension of sentence. Upon completion of the term of imprisonment imposed in accordance"

with this Subsection, the offender shall be monitored by the Department of Public Safety and Corrections through the use of electronic monitoring equipment for the remainder of his natural life. A pre-sentence investigation and"

On motion of Senator N. Gautreaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEA, NAY. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Dupre, Ellington, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, YEA, NAY. Lists names: Fields, Fontenot, Marionneaux, Schedler. Total - 4.

The Chair declared the amended bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Jones asked that Senate Bill No. 210 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 210— BY SENATOR JONES

AN ACT

To enact R.S. 42:111(A)(4), relative to the Code of Governmental Ethics; to provide relative to the prohibition on the payment from nonpublic sources; to permit certain government employees to receive participate in a program established to reduce the burden of student loan debt; to provide relative to such program and such participation; and to provide for related matters.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed Senate Bill No. 210 by Senator Jones

AMENDMENT NO. 1

On page 1, delete line 11 and insert the following:

"(4) Up to no more than three thousand dollars per year to be credited against qualified student loan debt that is provided to a former law student who is an attorney"

On motion of Senator Jones, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	McPherson
Adley	Dupre	Michot
Amedee	Ellington	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Malone	
Total - 32		

NAYS

Ullo
Total - 1

ABSENT

Duplessis	Fontenot	Marionneaux
Fields	Lentini	Schedler
Total - 6		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Adley asked that Senate Bill No. 611 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 611—
BY SENATOR ADLEY

AN ACT

To enact R.S. 27:306(A)(6) and (9), relative to the Video Draw Poker Devices Control Law; to provide relative to the licensing of qualified truck stop facilities; to require notice to the public prior to application of a truck stop facility for a license to operate video draw poker devices; to provide for signage and zoning requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 611 by Senator Adley

AMENDMENT NO. 1

On page 1, line 13, after "shall" delete the remainder of the line and insert "have, prior to any required re-zoning, construction application, or construction of the truck stop which the applicant seeks to establish as a qualified truck stop facility,"

AMENDMENT NO. 2

On page 1, delete line 14, and insert "publish a notice of his intention to build a truck stop that may qualify for a license to operate video draw poker devices as a"

On motion of Senator Adley, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Duplessis	McPherson
Amedee	Dupre	Michot
Bajoie	Ellington	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Mr. President	Fontenot	Marionneaux
Fields	Lentini	Schedler
Total - 6		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Adley moved to reconsider the vote by which the bill was passed and laid the motion on the table.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 1035—

BY REPRESENTATIVES FRITH AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 3:556.12(C), relative to the Louisiana Crawfish Promotion and Research Board; to remove certain restrictions on use of funds by the board; to provide that funds can be used for certain purposes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Adley	Dupre	Mount
Amedee	Ellington	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Cravins	Malone	
Dardenne	McPherson	
Total - 34		

NAYS

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Total - 0

ABSENT

Fields	Lentini	Schedler
Fontenot	Marionneaux	
Total - 5		

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 41—

BY SENATOR CHEEK

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of Legislature of Louisiana upon the death of Joe Franklin Prock and to commemorate his life and his dedication to public service and fire protection.

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 20, 2006

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:

HOUSE BILL NO. 68—

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 9:2800.16, relative to a limitation of liability for the members of indigent defender boards; and to provide for related matters.

HOUSE BILL NO. 267—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 47:463.109(D)(3), relative to motor vehicle prestige license plates; to provide relative to the In God We Trust prestige license plate; to provide relative to the distribution of the annual fee for such plates; and to provide for related matters.

HOUSE BILL NO. 352—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 12:142.1(A), relative to dissolution of a corporation; to provide for the qualifications for dissolution by affidavit; and to provide for related matters.

HOUSE BILL NO. 358—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1406(1), relative to the unfair trade practices and consumer protection law; to provide for an exemption for federally insured financial institutions and licensees of the Office of Financial Institutions; and to provide for related matters.

HOUSE BILL NO. 393—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, and Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

HOUSE BILL NO. 394—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1602(A)(2), relative to the filing of state tax returns; to provide that penalties for late payment of certain taxes are not due if at least ninety percent of the total tax due on the return is paid on or before the due date of the return; to provide that extensions are to be taken into consideration when determining whether the payments are delinquent; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 418—

BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 17:3361(A)(2), relative to public facilities; to require certain oversight of the construction of improvements on college or university property which is leased to a nonprofit organization; to provide for the adoption of standards; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 433—

BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 39:128(B)(4), relative to the exemption from the Capital Outlay Act for certain university and higher education facility contracts; to provide that funding for such projects be made available to the office of facility planning and control; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 434—

BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

To enact R.S. 38:2212(D)(1)(c), relative to public contracts; to except projects for repairs of hurricane damage to state buildings from certain requirements of the Public Bid Law; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 438—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

HOUSE BILL NO. 449—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1601(A)(2), relative to the Department of Revenue; to provide relative to the interest rate on unpaid state taxes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 452—

BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 38:301.1, relative to levee districts in the coastal zone; to require such levee districts to prepare and submit levee elevation reports; to provide relative to the preparation of such reports; to provide relative to the frequency of submission of such reports; and to provide for related matters.

HOUSE BILL NO. 475—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 38:3086.23(A)(2) as amended by Section 1 of Act No. 2 of the 2005 Regular Session of the Legislature, relative to the Ascension Parish members of the Bayou Lafourche Fresh Water District board of commissioners; to provide for the continued effectiveness of certain provisions; and to provide for related matters.

HOUSE BILL NO. 648—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 40:1724, relative to the Louisiana Building Code for state-owned buildings; to provide relative to the authority of the office of facility planning and control to approve plans and specifications for state-owned buildings; to clarify that local permitting and review laws do not apply to state buildings; to allow rulemaking; to authorize the office of facility planning and control to impose fees on permitting and plan review; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 684—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1978.1, 1992(F)(1) and (G), and 1997(C), relative to property assessment; to provide for listing and assessment procedures; and to provide for related matters.

HOUSE BILL NO. 773—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To enact R.S. 25:900.1(B)(5), relative to the Percent for Art program; to provide for state building projects necessitated by a natural catastrophe; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 787—

BY REPRESENTATIVE PINAC
AN ACT

To enact Part VIII of Chapter 10-B of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:969.51, relative to the Louisiana Motor Vehicle Sales Finance Act; to authorize a uniform retail installment sales contract; to provide for certain protections for lenders and sellers; and to provide for related matters.

HOUSE BILL NO. 829—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Civil Code Article 665, relative to legal public servitudes; to provide that public servitudes exist for the making and repairing of certain levees; and to provide for related matters.

HOUSE BILL NO. 856—

BY REPRESENTATIVES KATZ, WALSWORTH, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, GREENE, M. GUILLORY, HUTTER, LAMBERT, QUEZAIRE, SMILEY, AND ST. GERMAIN AND SENATOR KOSTELKA

AN ACT

To name the bridge along Interstate 20 which crosses the Ouachita River the World War II Memorial Bridge; and to provide for related matters.

HOUSE BILL NO. 932—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:73(1)(a) and (b), (3), (7), and (11), 74(B)(1), (E)(5), (H)(2) and (3), (J)(introductory paragraph), (3), and (4), 74.1, 75(E), 76(A)(2), (C)(1)(introductory paragraph), (a), and (2), (D)(1) and (2), 77(C)(1) and (D), 79(A)(introductory paragraph), 81(A), (B), (C), (I), and (K), 83(B), (C), (E), and (F)(2), 86(A) and (D), 88, 94(A)(1) and (2), 101(1), 105, 111(A), 112(A), 115, and 121(A) and (B) and to enact R.S. 37:109(C), and 121(F), (G), and (H), and to repeal R.S. 37:125, relative to the board of certified public accountants; to provide for distinction between holders of active and inactive CPA certificates; to provide for mandatory compliance with review panel process; to provide for consistency with respect to the review panel process; to provide for the selection, compensation, and requirements of members of review panels; to provide for the payment and award of costs; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

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

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 68—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 9:2800.16, relative to a limitation of liability for the members of indigent defender boards; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 267—

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 47:463.109(D)(3), relative to motor vehicle prestige license plates; to provide relative to the In God We Trust prestige license plate; to provide relative to the distribution of the annual fee for such plates; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 352—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 12:142.1(A), relative to dissolution of a corporation; to provide for the qualifications for dissolution by affidavit; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 358—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 51:1406(1), relative to the unfair trade practices and consumer protection law; to provide for an exemption for federally insured financial institutions and

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licensees of the Office of Financial Institutions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 393—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, and Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 394—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1602(A)(2), relative to the filing of state tax returns; to provide that penalties for late payment of certain taxes are not due if at least ninety percent of the total tax due on the return is paid on or before the due date of the return; to provide that extensions are to be taken into consideration when determining whether the payments are delinquent; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 418—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 17:3361(A)(2), relative to public facilities; to require certain oversight of the construction of improvements on college or university property which is leased to a nonprofit organization; to provide for the adoption of standards; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 433—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:128(B)(4), relative to the exemption from the Capital Outlay Act for certain university and higher education facility contracts; to provide that funding for such projects be made available to the office of facility planning and control; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 434—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To enact R.S. 38:2212(D)(1)(c), relative to public contracts; to except projects for repairs of hurricane damage to state buildings from certain requirements of the Public Bid Law; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

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BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with

services performed by the commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 449—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1601(A)(2), relative to the Department of Revenue; to provide relative to the interest rate on unpaid state taxes; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 452—
BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 38:301.1, relative to levee districts in the coastal zone; to require such levee districts to prepare and submit levee elevation reports; to provide relative to the preparation of such reports; to provide relative to the frequency of submission of such reports; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 475—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 38:3086.23(A)(2) as amended by Section 1 of Act No. 2 of the 2005 Regular Session of the Legislature, relative to the Ascension Parish members of the Bayou Lafourche Fresh Water District board of commissioners; to provide for the continued effectiveness of certain provisions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 648—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 40:1724, relative to the Louisiana Building Code for state-owned buildings; to provide relative to the authority of the office of facility planning and control to approve plans and specifications for state-owned buildings; to clarify that local permitting and review laws do not apply to state buildings; to allow rulemaking; to authorize the office of facility planning and control to impose fees on permitting and plan review; to provide an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 684—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1978.1, 1992(F)(1) and (G), and 1997(C), relative to property assessment; to provide for listing and assessment procedures; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 773—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To enact R.S. 25:900.1(B)(5), relative to the Percent for Art program; to provide for state building projects necessitated by a natural catastrophe; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 787—

BY REPRESENTATIVE PINAC
AN ACT

To enact Part VIII of Chapter 10-B of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:969.51, relative to the Louisiana Motor Vehicle Sales Finance Act; to authorize a uniform retail installment sales contract; to provide for certain protections for lenders and sellers; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 829—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Civil Code Article 665, relative to legal public servitudes; to provide that public servitudes exist for the making and repairing of certain levees; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 856—

BY REPRESENTATIVES KATZ, WALSWORTH, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, GREENE, M. GUILLORY, HUTTER, LAMBERT, QUEZAIRE, SMILEY, AND ST. GERMAIN AND SENATOR KOSTELKA

AN ACT

To name the bridge along Interstate 20 which crosses the Ouachita River the World War II Memorial Bridge; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 932—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:73(1)(a) and (b), (3), (7), and (11), 74(B)(1), (E)(5), (H)(2) and (3), (J)(introductory paragraph), (3), and (4), 74.1, 75(E), 76(A)(2), (C)(1)(introductory paragraph), (a), and (2), (D)(1) and (2), 77(C)(1) and (D), 79(A) (introductory paragraph), 81(A), (B), (C), (I), and (K), 83(B), (C), (E), and (F)(2), 86(A) and (D), 88, 94(A)(1) and (2), 101(1), 105, 111(A), 112(A), 115, and 121(A) and (B) and to enact R.S. 37:109(C), and 121(F), (G), and (H), and to repeal R.S. 37:125, relative to the board of certified public accountants; to provide for distinction between holders of active and inactive CPA certificates; to provide for mandatory compliance with review panel process; to provide for consistency with respect to the review panel process; to provide for the selection, compensation, and requirements of members of review panels; to provide for the payment and award of costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

Motion to Recommit

Senator Smith asked for and obtained a suspension of the rules and recommitted Senate Bill No. 644 from the Committee on Finance to the Committee on Judiciary B.

Motion to Make Special Order

Senator Nevers asked for and obtained a suspension of the rules for the purpose of making Senate Bill No. 33, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 1 on Wednesday, April 26, 2006, immediately following the Morning Hour.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 20, 2006

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 Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 27—

BY SENATOR BAJOIE
A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate April 19, 2006, as Delta Sigma Theta Sorority "Red and White" Day at the Legislature of Louisiana.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Fields	½ Day	Fontenot	1 Day
Marionneaux	1 Day	Schedler	1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Monday, April 24, 2006, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Monday, April 24, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk

