The Senate was called to order at 5:00 o'clock P.M., by Hon. Joel T. Chaisson II, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President  Duplessis  Morrish
Adley  Dupre  Mount
Alario  Erdey  Murray
Amedee  Gautreaux B  Nevers
Broome  Gautreaux N  Riser
Cassidy  Gray  Scalise
Cheek  Heitmeier  Shaw
Cravins  Jackson  Smith
Crowe  Kostelka  Thompson
Donahue  Long  Walsworth
Dorsey  Michot
Total - 32

ABSENT

Hebert  Martiny  Shepherd
LaFleur  McPherson
Marionncaux  Quinn
Total - 7

The President of the Senate announced there were 32 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Donavon Hill, 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 Broome, the reading of the Journal was dispensed with and the Journal of February 10, 2008, was adopted.

Morning Hour

Messages from the House

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

Message from the House

CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

February 11, 2008

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. 4—
BY SENATOR CROWE AND REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION

To commend and congratulate the South Plaquemines High School Hurricanes football team for winning the Class 1A State Football Championship.

Reported without amendments.

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

Introduction of Senate Bills and Joint Resolutions

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

SENATE BILL NO. 64—
BY SENATOR DONAHUE
AN ACT

To amend and reenact R.S. 42:1113(D)(1) and 1114.3 and to enact R.S. 42:1113(D)(2)(g), (3), and (4), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to provide exceptions and waivers; to provide for effectiveness; and to provide for related matters.

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

Introduction of Senate Resolutions

Senator Broome 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. 5—
BY SENATOR CHAISSON
A RESOLUTION

To adopt Senate Rule 8.4 of the Rules of Order of the Senate, relative to amendments to any appropriations bill; to require supplemental information forms with amendments proposing appropriations to certain non-government entities.

On motion of Senator Broome, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

Senate Bills and Joint Resolutions on Second Reading

The following Senate Bills and Joint Resolutions were read and acted upon as follows:
SENATE BILL NO. 48—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:119(B), relative to offenses affecting organized government; to provide relative to the crime of bribery of voters; to provide for the increased penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 49—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:135(B), relative to official misconduct and corrupt practices; to provide relative to the crime of public salary deduction; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 50—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:136(B), relative to official misconduct and corrupt practices; to provide relative to the crime of public salary extortion; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 51—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:134, relative to official misconduct and corrupt practices; to provide relative to the crime of malfeasance in office; to provide for the increase in penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 52—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:139(2), relative to official misconduct and corrupt practices; to provide relative to the crime of political payroll padding; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 53—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:120, relative to offenses affecting organized government; to provide relative to the crime of corrupt influencing; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 54—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:118(C), relative to bribery and intimidation; to provide relative to the crime of public bribery; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 55—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 14:138(C), relative to official misconduct and corrupt practices; to provide relative to the crime of public payroll fraud; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 56—
BY SENATOR ADLEY
AN ACT
To enact R.S. 42:1121.2, relative to conflicts of interest; to prohibit assistance to certain persons by certain public servants within two years after termination of public service; and to provide for related matters.

On motion of Senator Broome, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 57—
BY SENATOR MARTINY
AN ACT
To enact R.S. 42:1121(A)(1), relative to conflicts of interest; to prohibit assistance to certain persons by certain public servants within two years after termination of public service; and to provide for related matters.

On motion of Senator Broome, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 58—
BY SENATOR MARTINY
AN ACT
To enact R.S. 14:134.3, relative to official misconduct and corrupt practices; to provide for the crime of abuse of office; to provide for the prosecution of such crime; to provide penalties; and to provide for related matters.

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

SENATE BILL NO. 59—
BY SENATOR MARTINY
AN ACT
To enact R.S. 14:139.3, relative to official misconduct and corrupt practices; to create the crime of concealment of a financial conflict of interest by a legislator; to provide for definitions; to provide for the prosecution of such crime; to provide for penalties; and to provide for related matters.

On motion of Senator Martiny, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 60—
BY SENATOR MARTINY
AN ACT
To enact R.S. 14:139.3, relative to official misconduct and corrupt practices; to create the crime of concealment of a financial conflict of interest by a legislator; to provide for definitions; to provide for the prosecution of such crime; to provide for penalties; and to provide for related matters.

On motion of Senator Martiny, the bill was read by title and returned to the Calendar, subject to call.
SENATE BILL NO. 61—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 14:118(C), relative to bribery and intimidation; to provide relative to the crime of public bribery; to provide for the increase of penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 62—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 14:119(B), relative to offenses affecting organized government; to provide relative to the crime of bribery of voters; to provide for the increased penalties for such crime; and to provide for related matters.

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

SENATE BILL NO. 63—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 14:120, relative to offenses affecting organized government; to provide relative to the crime of corrupt influencing; to provide for the increase of penalties for such crime; and to provide for related matters.

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

Messages from the House

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

Message from the House
ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS
February 11, 2008
To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 7—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to review and consider eliminating provisions of law which reduce social security benefits for those receiving benefits from federal, state, or local government retirement systems.

On motion of Senator Broome, the resolution was read by title and referred to the Committee on Retirement.

Senator Amedee in the Chair

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVE WOOTON AND SENATOR CROWE
A CONCURRENT RESOLUTION
To commend and congratulate the South Plaquemines High School Hurricanes football team for winning the Class 1A state football championship.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Duplessis Morrish
Adley Dupre Mount
Alario Erdey Murray
Amedee Gautreaux B Nevers
Broome Gautreaux N
Cassidy Gray Scalise
Cheek Heitmeier Shaw
Cravins Jackson Smith
Crowe Kostelka Thompson
Donahue Long Walsworth
Dorsey Michot
Total - 32

NAYS
Total - 0

ABSENT
Hebert Martiny Shepherd
LaFleur McPherson
Marionneaux Quinn
Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVES CONNICK, HENRY, LIGI, MORRELL, PETERSON, AND TEMPLET
A CONCURRENT RESOLUTION
To urge and request the legislative auditor to conduct a performance audit on the Crescent City Connection Division within the Louisiana Department of Transportation and Development.
On motion of Senator Broome, the resolution was read by title and referred to the Committee on Transportation, Highways and Public Works.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON SENATE AND GOVERNMENTAL AFFAIRS

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

February 11, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 1—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAWINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, R. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1113(D)(1), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to provide exceptions and waivers; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 2—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAWINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, R. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1113(D)(1) and 1114.3 and to enact R.S. 42:1113(D)(2)(g) and (h), (3), and (4), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to provide exceptions and waivers; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 3—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAWINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, R. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 24:51(2) and R.S. 49:72(5) and to repeal R.S. 42:1123(13), relative to the Code of Governmental Ethics; to repeal certain exceptions relative to the acceptance by an elected official of certain things of economic value for certain cultural or sporting events; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 4—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAWINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, R. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH

A JOINT RESOLUTION

Proposing to amend Article X, Section 21 of the Constitution of Louisiana, to provide relative to exceptions to the code of ethics; to require the approval of two-thirds of the elected members of each house of the legislature to enact an exception to any provision of the code of ethics; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 5—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAWINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, R. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1112(A), the introductory paragraph of R.S. 42:1112(B), and 1120, relative to recusal from voting for certain elected officials; to eliminate authorization for certain elected officials to vote upon certain matters which the code otherwise present a conflict of interest; to require filing of a statement of recusal; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 44—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAWINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, R. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1111(E), relative to conflicts of interest; to prohibit certain public servants from receiving or agreeing to receive any thing of economic value for assisting persons in certain transactions; to prohibit certain former public servants from receiving or agreeing to receive any thing of economic value for assisting persons in certain transactions; to provide for exceptions; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

ROBERT W. KOSTELKA
Chairman

Rules Suspended

Senator Broome asked for and obtained a suspension of the rules for the purpose of reverting to the order of

Introduction of Resolutions,
Senate and Concurrent

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

SENATE RESOLUTION NO. 6—

BY SENATOR CHAISSON

A RESOLUTION

To urge and request the Louisiana Supreme Court to adopt the same financial disclosure standards for judges that are applicable to other elected officials in the Code of Governmental Ethics.
On motion of Senator Broome, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 5—
BY SENATOR CHAISSON
A CONCURRENT RESOLUTION
To urge and request the Louisiana Supreme Court to adopt the same financial disclosure standards for judges that are applicable to other elected officials in the Code of Governmental Ethics.

On motion of Senator Broome, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

Leaves of Absence

The following leaves of absence were asked for and granted:

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<thead>
<tr>
<th>Name</th>
<th>Days</th>
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<tbody>
<tr>
<td>Hebert</td>
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<tr>
<td>Lafleur</td>
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<td>McPherson</td>
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<td>Quinn</td>
<td>1</td>
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<tr>
<td>Shepherd</td>
<td>1</td>
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</tbody>
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Adjournment

Senator Broome moved that the Senate adjourn until Tuesday, February 12, 2008, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Tuesday, February 12, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk