The Senate was called to order at 1:30 o'clock P.M., by Hon. Joel T. Chaissen II, President of the Senate.

ROLL CALL

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

PRESENT

Mr President
Adley
Alario
Amedee
Broome
Cassidy
Cheek
Cravins
Crowe
Donahue
Dorsey
Duplessis
Dupre

Michot
Morrish
Mount
Murray
Never
Quinn
Riser
Scalise
Shaw
Shepherd
Smith
Thompson
Walsworth

ABSENT

Total - 0

The President of the Senate announced there were 39 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Brad McKenzie, 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 B. Gautreaux, the reading of the Journal was dispensed with and the Journal of February 12, 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

CONCERRING IN
SENATE CONCURRENT RESOLUTIONS

February 12, 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. 6—
BY SENATOR SCALISE AND REPRESENTATIVE HENRY
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Revenue to take every possible action within the boundaries of the law to ensure that no additional individual income tax burden is placed on the Louisiana taxpayers as a result of the enactment of the 2008 federal economic stimulus income tax relief legislation and to urge and request the governor to include in any proclamation for a Second Extraordinary Session this year the power to enact legislation to accomplish such purpose, if necessary.

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. 67—
BY SENATOR SHEPHERD
AN ACT
To amend and reenact R.S. 44:4.1(B)(18) and to enact Chapter 44 of Title 33 of the Louisiana Revised Statutes of 1950, consisting of R.S. 33:9611 through 9616, relative to the ethics administration by municipalities; to authorize and provide for local ethics entities, ethics review boards, and offices of inspector general in certain municipalities; and to provide for related matters.

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

SENATE BILL NO. 68—
BY SENATOR ADLEY
AN ACT
To amend and reenact R.S. 24:51(2), (3), (4), and (5), and the introductory paragraph of R.S. 24:51(6) and to enact R.S. 24:51(7) and 55.1, relative to expenditure reports, to provide for expenditure reports by executive branch officials; 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. 7—
BY SENATOR MARIONNEAUX
A RESOLUTION
To commend Judge Eldon E. Fallon upon receiving the Thomas Jefferson Justice By The People Award.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:
SENATE BILL NO. 65—
BY SENATOR SCALISE
AN ACT
To amend and reenact R.S. 18:1505.2(C), relative to campaign finance; to provide for the receipt of campaign contributions; 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. 66—
BY SENATOR ADLEY
AN ACT
To enact R.S. 42:1123.1, relative to the Code of Governmental Ethics; to provide for related exceptions to such code; to require an effective date; 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.

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 13, 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. 10—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTIN, MICHT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH
AN ACT
To enact R.S. 24:56(H), (I), and (J), and R.S. 49:78.1(E), (F), and (G), relative to lobbyists; to prohibit contingency contracts; to prohibit the instigation of legislation so as to lobby such legislation; 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. 37—
BY SENATORS CHAISSON, AMEDEE, BROOME, DONAHUE, JACKSON, KOSTELKA, JOHN SMITH AND WALSWORTH
AN ACT
To enact R.S. 39:87.7, relative to the commissioner of administration; to require the commissioner of administration to establish and maintain a website to post reports of state spending; to provide for the contents of the website; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 35—
BY SENATORS CHAISSON, AMEDEE, BROOME, DONAHUE, JACKSON, KOSTELKA, JOHN SMITH AND WALSWORTH
AN ACT
To amend and reenact R.S. 42:1117.1, relative to the Code of Governmental Ethics; 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.

On page 1, delete lines 9 through 14, and insert the following:

AMENDMENT NO. 1

A. No person from whom a public servant is prohibited by R.S. 42:1117.1 to receive a thing of economic value shall give or offer, either directly or indirectly, to such a public servant any food, drink, or refreshment the total value of which exceeds fifty dollars per occasion.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 8 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 42:1151.1," delete the remainder of the line, and delete lines 3 through 5 and insert the following: "relative to the Code of Governmental Ethics; to restrict the provision of food, drink, or refreshments acceptable by public servants per occasion from certain sources; to provide for annual increases in the food, drink or refreshment limit based on increases in the consumer price index; to provide for duties of the Board of Ethics; and to provide for related matters.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

SENATE AND GOVERNMENTAL AFFAIRS

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

SENATE BILL NO. 8—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAX, N. GAUTREAX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTIN, MICHT, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH
AN ACT
To enact R.S. 42:1115.1, relative to the acceptance of food, drink or refreshment by public servants; to limit the value of food, drink or refreshments acceptable by public servants per occasion from certain sources; to provide for annual increases in the food, drink or refreshment limit based on increases in the consumer price index; to provide for duties of the Board of Ethics; and to provide for related matters.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

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

SENATE BILL NO. 39—
BY SENATORS CHAISSON, AMEDEE, BROOME, DONAHUE, JACKSON, KOSTELKA, JOHN SMITH AND WALSWORTH
AN ACT
To amend and reenact R.S. 42:13 and R.S. 44:37, relative to penalties for violations of laws relative to the business of public bodies; to provide relative to civil and criminal penalties for violations of laws relative to meetings of public bodies and public records; to provide for discipline and termination or removal of public employees and certain public officials for certain violations of such laws; and to provide for related matters.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman
B. No person from whom a public employee is prohibited by R.S. 42:1111 or 1115(B) from receiving a thing of economic value shall give or offer, either directly or indirectly, to such a public employee any food, drink, or refreshment the total value of which exceeds fifty dollars per occasion.

AMENDMENT NO. 3
On page 1, line 15, change “B.” to “C.”

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

SENATE BILL NO. 9—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUFRE, EROEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RIDER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH.
AN ACT
To amend and reenact R.S. 24:55(B) and (E), and R.S. 49:76(B) and(E), all relative to expenditures on public servants and the reporting of such expenditures by lobbyists; to provide for the monthly reporting of expenditures by lobbyists; to provide for the reporting of monthly aggregate expenditures by lobbyists; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Kostelka, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 11—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUFRE, EROEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MICHOT, MOUNT, NEVERS, QUINN, RIDER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH.
AN ACT
To amend and reenact R.S. 24:55(B) and (E), and R.S. 49:76(B) and(E), all relative to expenditures on public servants and the reporting of such expenditures by lobbyists; to provide for the monthly reporting of expenditures by lobbyists; to provide for the reporting of monthly aggregate expenditures by lobbyists; 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. 11 by Senator Chaisson

AMENDMENT NO. 1
On page 1, line 7, change "affecting lobbyist" to "affecting lobbyists"

AMENDMENT NO. 2
On page 1, line 13, before "inaccurate" insert "for the consequences of"
On motion of Senator McPherson, the resolution was read by title and returned to the Calendar, subject to call.

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.

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 Resolution No. 6 by Senator Chaisson

AMENDMENT NO. 1
On page 1, line 16, change "Canons" to "canons"

AMENDMENT NO. 2
On page 2, line 7, change "code of governmental ethics" to "Code of Governmental Ethics"

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

On motion of Senator Chaisson the amended Senate Resolution was read by title and adopted.

Senate Concurrent Resolutions on Second Reading Reported by Committees

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

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.

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 Concurrent Resolution No. 5 by Senator Chaisson

AMENDMENT NO. 1
On page 1, line 16, change "Canons" to "canons"

AMENDMENT NO. 2
On page 2, line 18, change "or" to "and" and on line 19, between "department" and "shall" insert "or person holding an office or position included in Item (iv) of this Subparagraph"

AMENDMENT NO. 3
On page 2, between lines 25 and 26, insert the following:

(iv) This Subparagraph shall apply to persons holding the following offices or positions:

(aa) The members of the State Civil Service Commission and the director of state civil service.

(bb) The secretary of the Department of Economic Development.

(cc) The secretary of the Department of Culture, Recreation and Tourism.

(dd) The secretary of the Department of Environmental Quality.

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

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 CHAISSON, ALARIO, AMEDEE, BROOME, CHERIE, CRAWINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON AND WALSWORTH
AN ACT
To amend and reenact R.S. 42:1111(E)(1) and (2)(a), relative to conflicts of interest; to prohibit certain public servants from receiving or agreeing to receive any thing of economic value for assistance to persons in certain transactions related to lobbying; to prohibit certain former public servants from receiving compensation for assistance to persons in certain transactions related to lobbying; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 2 by Senator Chaisson

AMENDMENT NO. 1
On page 2, line 14, change "or" to a comma "and" and on line 15, between "department" and "shall insert" or person holding an office or position included in Item (iv) of this Subparagraph

AMENDMENT NO. 2
On page 2, line 18, change "or" to "and" and on line 19, between "department" and "shall insert" or person holding an office or position included in Item (iv) of this Subparagraph

AMENDMENT NO. 3
On page 2, between lines 25 and 26, insert the following:

(iv) This Subparagraph shall apply to persons holding the following offices or positions:

(aa) The members of the State Civil Service Commission and the director of state civil service.

(bb) The secretary of the Department of Economic Development.

(cc) The secretary of the Department of Culture, Recreation and Tourism.

(dd) The secretary of the Department of Environmental Quality.
(ee) The secretary of the Department of Health and Hospitals.

(ii) The secretary of the Department of Labor.

(gg) The secretary of the Department of Natural Resources.

(hh) The secretary of the Department of Public Safety and Corrections.

(ii) The secretary of the Department of Revenue.

(jj) The secretary of the Department of Social Services.

(kk) The secretary of the Department of Transportation and Development.

(ll) The secretary of the Department of Wildlife and Fisheries.

(mm) The secretary of the Department of Veterans Affairs.

(nn) The state superintendent of education.

(oo) The executive secretary of the Public Service Commission.

(pp) The commissioner of the division of administration.

(qq) The executive counsel to the governor.

(rr) The chief of staff of the office of the governor.

(ss) Members of the Public Service Commission.

(tt) Members of the State Board of Elementary and Secondary Education.

(uu) Members of the Board of Regents.

(vv) Members of the Board of Supervisors of the University of Louisiana System.

(ww) Members of the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College.

(xx) Members of the Board of Supervisors of Southern University and Agricultural and Mechanical College.

(yy) Members of the Board of Supervisors of Community and Technical College.

(zz) Members of the Wildlife and Fisheries Commission.

(aaa) Members of the State Police Commission.

(bbb) Members of the Board of Ethics.

AMENDMENT NO. 5
On page 3, line 3, change "or" to "," and on line 4, between "department" and "shall insert", or person holding an office or position included in Item (iv) of this Subparagraph.

AMENDMENT NO. 6
On page 3, between lines 11 and 12, insert the following: "(iv) This Subparagraph shall apply to persons holding the following offices or positions:

(aa) The members of the State Civil Service Commission and the director of state civil service.

(bb) The secretary of the Department of Economic Development.

(cc) The secretary of the Department of Culture, Recreation and Tourism.

(dd) The secretary of the Department of Environmental Quality.

(ee) The secretary of the Department of Health and Hospitals.

(ff) The secretary of the Department of Labor.

(gg) The secretary of the Department of Natural Resources.

(hh) The secretary of the Department of Public Safety and Corrections.

(ii) The secretary of the Department of Revenue.

(jj) The secretary of the Department of Social Services.

(kk) The secretary of the Department of Transportation and Development.

(ll) The secretary of the Department of Wildlife and Fisheries.

(mm) The secretary of the Department of Veterans Affairs.

(nn) The state superintendent of education.

(oo) The executive secretary of the Public Service Commission.

(pp) The commissioner of the division of administration.

(qq) The executive counsel to the governor.

(rr) The chief of staff of the office of the governor.

(ss) Members of the Public Service Commission.

(tt) Members of the State Board of Elementary and Secondary Education.

(uu) Members of the Board of Regents.

(vv) Members of the Board of Supervisors of the University of Louisiana System.

(ww) Members of the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College.

(xx) Members of the Board of Supervisors of Southern University and Agricultural and Mechanical College.

(yy) Members of the Board of Supervisors of Community and Technical College.

(zz) Members of the Wildlife and Fisheries Commission.

(aaa) Members of the State Police Commission.

(bbb) Members of the Board of Ethics."
Floor Amendments Sent Up
Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Murray to Engrossed Senate Bill No. 2 by Senator Chaisson

AMENDMENT NO. 1
On page 2, between lines 25 and 26 and on page 3, between lines 11 and 12, insert the following:

(iv) This Subparagraph shall apply to persons holding the following offices or positions:

(ccc) The Louisiana Gaming Control Board.
(ddd) The Louisiana Board of Parole.
(eee) The Louisiana Board of Pardons.  
(ggg) The Louisiana Lottery Commission.
(hhh) The Governor’s Legislative Director.
(iii) The Board of Commerce and Industry.

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Adley Gautreaux B Mount
Alario Gautreaux N Murray
Amedee Gray Nevers
Broome Hebert Quinn
Cassidy Heitmeier Riser
Cheek Jackson Scalice
Cravins Kostelka Shaw
Crowe LaFleur Shepherd
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis McPherson Walsworth
Dupre Michot

Total - 38

NAYS

Total - 0

ABSENT

Martin
Total - 1

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

Notice Regarding Vote
Senator Martiny stated he appeared as absent on the vote on Senate Bill No. 2. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 3—

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.

Floor Amendments Sent Up
Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 3 by Senator Chaisson

AMENDMENT NO. 1
On page 1, line 15, following "accounts" insert "," and after "account" insert ","

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up
Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 3 by Senator Chaisson

AMENDMENT NO. 1
On page 2, line 9, delete "when the value exceeds ten dollars"

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up
Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 3 by Senator Chaisson

AMENDMENT NO. 1
On page 2, line 9, delete "when the value exceeds ten dollars"

On motion of Senator Chaisson, the amendments were adopted.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hebert Nevers
Cassidy Heitmeier Quinn
Cheek Jackson Riser
Cravins Kostelka Scalice
Crowe LaFleur Shepherd
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis McPherson Walsworth
Dupre Michot

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 4—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAW'S, CROWLEY, DAWAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, MURRAY, 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.

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

SENATE BILL NO. 5—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAW'S, CROWLEY, DAWAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, MURRAY, 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 would otherwise present a conflict of interest; to require filing of a statement of recusal; and to provide for related matters.

Floor Amendments Sent Up
Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 5 by Senator Chaisson

AMENDMENT NO. 1
On page 1, line 2, after "42:" insert "1102(13),"

AMENDMENT NO. 2
On page 1, line 5, after "recusal:" insert "to provide for the definition of an immediate family member;"

AMENDMENT NO. 3
On page 1, line 8, after "42;" insert "1102(13),"

AMENDMENT NO. 4
On page 1, between lines 9 and 10 insert the following: "§1102. Definitions

"* * *"

(13) "Immediate family" as the term relates to a public servant means his children, the children of his spouse, the spouses of his children, his brothers and their spouses, his sisters and their spouses, his parents, his spouse, and the parents of his spouse. * * *

Senator Chaisson asked for a ruling from the Chair as to whether the amendment was germane to the bill.

The Chair ruled that the amendment was not germane to the bill.

The amendment was withdrawn.

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

SENATE BILL NO. 44—
BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAW'S, CROWLEY, DAWAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, MURRAY, 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 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.

Floor Amendments Sent Up
Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 44 by Senator Chaisson

AMENDMENT NO. 1
On page 3, between lines 25 and 26, insert the following:

"(rr) Members of the Public Service Commission," (ss) Members of the State Board of Elementary and Secondary Education.

(ttt) Members of the Board of Regents.

(uuu) Members of the Board of Supervisors of the University of Louisiana System.

(vvv) Members of the Board of Supervisors of the Louisiana State University and Agricultural and Mechanical College.

(ww) Members of the Board of Supervisors of Southern University and Agricultural and Mechanical College.

(xxx) Members of the Board of Supervisors of Community and Technical College.

(yy) Members of the Wildlife and Fisheries Commission.

(zz) Members of the State Police Commission.

(aaa) Members of the Board of Ethics.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President
Adley
Alario
Amedee
Amidex

Adley
Alario
Amedee
Amidex

Erdey
Michot
Morrish
Mount
Quinn
Riser

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.
AMENDMENT NO. 2
On page 4, between lines 19 and 20 insert the following:

“(4) Nothing in this Subsection shall prohibit a legislator from an appearance in connection with a transaction relating to review and approval of an item before the State Bond Commission not otherwise secured or guaranteed by state revenue.”

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up
Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 44 by Senator Chaisson

AMENDMENT NO. 1
On page 2, line 29, after “with the” insert “ministerial”

AMENDMENT NO. 2
On page 3, line 1, after “agencies” insert “and receive or agree to receive anything of economic value for doing so”

On motion of Senator Chaisson, the amendments were adopted.

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

Motion to Make Special Order
Senator Chaisson asked for a suspension of the rules for the purpose of reverting to the order of

Senate Bills and Joint Resolutions on Second Reading to be Referred, Subject to Call

The following Senate Bills and Joint Resolutions on second reading, subject to call, were read and referred to committee as follows:

Called from the Calendar
Senator Broome asked that Senate Bill No. 53 be called from the Calendar at this time.

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 referred to the Committee on Judiciary C.

Called from the Calendar
Senator Broome asked that Senate Bill No. 58 be called from the Calendar at this time.

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 referred to the Committee on Judiciary C.

Called from the Calendar
Senator Broome asked that Senate Bill No. 59 be called from the Calendar at this time.

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 Broome, the bill was read by title and referred to the Committee on Judiciary C.

Called from the Calendar
Senator Broome asked that Senate Bill No. 60 be called from the Calendar at this time.

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 an elected official; 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 Broome, the bill was read by title and referred to the Committee on Judiciary C.

Message from the House
SIGNED 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 Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVES TUCKER, PETERSON, CARTER, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONNE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CAZAYOUX, CHAMPAIGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMIER, DANAHAY, DIXON, DOERGE, DOWE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKIE GUILLORY, GUINN, HARDY, HARRISON, HAZEL HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, SAM JONES, ROSALIND JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEE, LEE, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTOCET, MORRELL, MORGAN, MORRIS, MORTON, NOWLIN, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY,
SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION
To commend and congratulate the LSU Tigers football team and Coach Les Miles upon winning the 2007 Bowl Championship Series national championship.

HOUSE CONCURRENT RESOLUTION NO. 2—
BY REPRESENTATIVE BURRELL
A CONCURRENT RESOLUTION
To commend Centenary College of Louisiana upon the occasion of Founders' Day and the celebration of its first one hundred years of excellence in the Shreveport-Bossier community.

HOUSE CONCURRENT RESOLUTION NO. 3—
BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Jefferson J. DeBlanc, Medal of Honor recipient, of St. Martinville.

HOUSE CONCURRENT RESOLUTION NO. 4—
BY REPRESENTATIVE CARTER AND SENATORS ADLEY, ALARIO, AMDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SCALIFE, SHAW, SHEPHERD, JOHN SMITH, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Gustave Anthony "Gus" Piazza, Sr., of Baton Rouge.

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.

and asked that the President of the Senate affix his signature to the same.

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Adjournment

Senator Broome moved that the Senate adjourn until Thursday, February 14, 2008, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Thursday, February 14, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk