

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

ELEVENTH DAY'S PROCEEDINGS

**Thirty-Sixth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Friday, February 22, 2008

The Senate was called to order at 10:00 o'clock A.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	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneau	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Total - 39		

ABSENT

Total - 0

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

Prayer

The prayer was offered by Senator Broome, 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 McPherson, the reading of the Journal was dispensed with and the Journal of February 21, 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

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

February 21, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 11—

BY SENATORS CHAISSON, ALARIO, AMEDEE, BROOME, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAU, MARTINY, MICHOT, MORRISH, MOUNT, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 24:51(2) and (5)(a), 53(A), (G) and (H), 54(A)(2), 55(B), (C) and (D), and R.S. 49:72(5), 74(A), (E) and (F), 75(A)(2), 76(B), (C) and (D) and to enact R.S. 24:57(3) and (4), and 58(D)(3), (4) and (5), and R.S. 49:77(4) and (5), and 78(D)(3),(4) and (5), relative to lobbying; to provide relative to legislative lobbying; to provide relative to executive branch lobbying; to provide relative to regulations affecting lobbyists; to provide relative to restrictions affecting lobbyists; to provide relative to the electronic filing of registrations and expenditure reports; to require certain information relative to lobbyist registrations; to provide relative to the content of expenditure reports; to provide for monthly filing of expenditure reports; to provide for the electronic storage and access of filings; to provide for the definition of a statewide elected official; to provide for the definition of an executive branch department head; to clarify the definition of lobbyist; to provide for the consequences of inaccurate or incomplete filings; to provide for failure to amend a registration or expenditure report; to provide for the filing of a false statement or false representation of a material fact; to provide for fines; to provide for penalties; and to provide for related matters.

Reported with amendments.

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

**Senate Concurrent Resolutions
on Second Reading**

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

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 5 of the Joint Rules of Order of the Senate and House of Representatives, relative to appropriations, allocations, or distributions requested in the executive budget or supporting documents submitted to the legislature; to require supplemental information for any requested appropriation, allocation, or distribution of funds through the General Appropriation Act to certain non-government entities; and to provide for related matters.

On motion of Senator Jackson, 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 CONCURRENT RESOLUTIONS**

February 21, 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. 22—
BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend Malavika Balachandran as a winner of the Siemens Award for Advanced Placement.

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

House Concurrent Resolutions

Senator Broome asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 22—
BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend Malavika Balachandran as a winner of the Siemens Award for Advanced Placement.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Total - 27; Duplessis, Dupre, Erdey, Heitmeier, Jackson, Kostelka, Long, Martiny, McPherson; Morrish, Mount, Murray, Nevers, Riser, Shaw, Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cassidy, Dorsey, Gautreaux B, Gautreaux N, Total - 12; Gray, Hebert, LaFleur, Marionneaux; Michot, Quinn, Scalise, Shepherd

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

Senator Broome in the Chair

Special Order of the Day

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

HOUSE BILL NO. 1—

BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, BARRAS, BARROW, BILLIOT, TIM BURNS, CAZAYOUX, CONNICK, DANAHAY, DOERGE, DOVE, GISCLAIR, HENRY, HILL, HINES, LABRUZZO, LIGI, PEARSON, PONTI, PUGH, RICHARD, ROY, SCHRODER, SMILEY, JANE SMITH, WILLIAMS, ABRAMSON, ANDERS, ARNOLD, AUBERT, AUSTIN, BADON, BOBBY BADON, BALDONE, BURFORD, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, CROMER, DIXON, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GEYMANN, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HAZEL, HENDERSON, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, KATZ, KLECKLEY,

LAMBERT, LEBAS, LEGER, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTOU CET, MORRELL, MORRIS, NORTON, NOWLIN, PERRY, POPE, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, SIMON, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WADDELL, WHITE, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact R.S. 42:1124, 1124.1, 1157(A)(4)(a), and 1167, to enact R.S. 18:1495.7 and R.S. 42:1124.2 and 1124.3, and to repeal R.S. 18:463(B) and R.S. 42:1114.1, relative to financial disclosure; to require certain disclosures by certain public servants; to require certain disclosures by candidates for certain offices; to provide for the content of such disclosures; to provide for certain actions by the Board of Ethics relative to such disclosures; to remove certain specific financial disclosure provisions applicable to members of the legislature; to provide for penalties; to provide relative to the application of certain provisions of the Code of Governmental Ethics; to provide for effectiveness; 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 Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 37 of the Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on February 20, 2008, change "Paragraph (4)" to "R.S. 42:1124(C)(6)"

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 Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on February 20, 2008, on line 29, delete the "" and insert the following:

"(iii) Notwithstanding any other provision of this Section to the contrary, the specific amount of any such income required to be reported in this Paragraph shall be reported."

AMENDMENT NO. 2

On page 12, between lines 4 and 5 insert the following:

"(iii) Notwithstanding any other provision of this Section to the contrary, the specific amount of any such income required to be reported in this Paragraph shall be reported."

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 Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, change "1124.1" to "1124.1(A)(1)"

AMENDMENT NO. 2

On page 1, line 3, change "and 1124.3" to "1124.3, and 1124.4"

AMENDMENT NO. 3

On page 2, delete lines 9 through 29 and on page 3, delete lines 1 through 9 and insert the following:

"B. Failure to file the financial statement required in Subsection A of this Section, failure to timely file such statement, omitting required information from such statement or inaccurately disclosing required information in such statement shall be penalized as provided in R.S. 42:1124.4."

AMENDMENT NO. 4

On page 3, line 10, change "1124.1" to "1124.1(A)(1)"

AMENDMENT NO. 5

On page 3, line 11, change "and 1124.3" to "1124.3, and 1124.4"

AMENDMENT NO. 6

On page 9, delete lines 7 through 14

AMENDMENT NO. 7

On page 9, line 16, after "Part" insert ", except for statements required by R.S. 42: 1124, 1124.2, and 1124.3"

AMENDMENT NO. 8

On page 9, delete lines 21 through 29 and on page 10, delete lines 1 through 21 and insert the following:

* * *

AMENDMENT NO. 9

On page 16, delete lines 6 through 13

AMENDMENT NO. 10

On page 16, line 14, change "J." to "I."

AMENDMENT NO. 11

On page 17, between lines 19 and 20, insert the following:

"§1124.4. Penalties

A.(1) If a person fails to timely file a financial statement as required by R.S. 42:1124, 1124.2, or 1124.3, or a candidate fails to timely file a financial statement as required by R.S. 18:1495.7, or such person or candidate omits any required information, or the board has reason to believe information provided is inaccurate, the board shall notify him of such failure, omission, or inaccuracy by sending him by certified mail a notice of delinquency immediately upon discovery of the failure, omission, or inaccuracy.

(2) Such notice shall inform him that the financial statement must be filed or that the information must be disclosed or accurately disclosed, or that a written answer contesting the allegation in the notice of such a failure, omission or an inaccuracy must be deposited in the mail no later than fourteen business days after receipt of the notice of delinquency.

(3) The person or candidate shall be informed that further failure to file the statement, disclose the information, correct the inaccuracy, or contest the allegation in writing in the time required shall result in the imposition of penalties as provided for in Subsection (C) of this Section.

B.(1) A person who fails to file a financial statement shall be assessed the penalty provided for in Subsection C of this Section until the statement is filed unless waived by the board as authorized in R.S. 42:1157.2.

(2) If the person provides the omitted information or corrects the inaccurate information prior to the deadline contained in the notice of delinquency, no penalties shall be assessed against the person. Further, no penalties shall be assessed if an answer contesting the allegations is filed until a determination is made by the board in response to the contest that results in the imposition of penalties.

(3) A failure to provide the omitted information, correct the inaccurate information, or file a written answer prior to the deadline contained in the notice of delinquency, or upon a finding by the board after a written answer that the information is still omitted or inaccurate, shall subject the person to the assessment of the penalty provided for in Subsection C of this Section for each day until such

omitted information, corrected information, or written answer is filed.

C. Penalties shall be assessed as follows:

(1) Five hundred dollars per day for persons whose financial statements are required by R.S. 42:1124.

(2) One hundred dollars per day for persons whose financial statements are required by R.S. 42:1124.2.

(3) Fifty dollars per day for persons whose statements are required by R.S. 42:1124.3.

(4) The penalties to be assessed candidates shall be assessed according to which financial statement the candidate is required to file as provided in R.S. 18:1495.7.

D.(1)(a) A finding by the board after the notice provided for in Paragraph (A)(1) of this Section that a person or candidate has willfully or knowingly failed to file a statement, willfully and knowingly failed to timely file a statement, willfully or knowingly omitted information from a statement, or has willfully and knowingly provided inaccurate information in a statement, shall subject such person or candidate to prosecution for a misdemeanor.

(b)(i) Upon first conviction thereof, such person or candidate shall be fined not less than one thousand dollars nor more than five thousand dollars.

(ii) Upon a second or subsequent convictions thereof, the person or candidate shall be fined not less than one thousand dollars nor more than ten thousand dollars or imprisoned in parish prison for not more than six months, or both.

(2) Any person prosecuted under this Subsection shall have a right to be tried before a jury of six persons, all of whom shall concur to render a verdict.

(3) To make such a finding, the board shall provide the person or candidate an opportunity for a hearing.

(4) Upon the making of such a finding the board shall forward its findings to the district attorney in the parish in which the violation occurred for action.

E.(1) The Board of Ethics shall post on its web site on the Internet a list of all persons or candidates who have failed to file, or failed to timely file, or who have failed to provide omitted information or failed to provide accurate information as required by this Section.

(2)(a) No person or candidate shall be included on the list unless he fails to file, provide omitted information, or provide accurate information by the deadline nor shall he be included if he has filed an answer contesting the allegations included in the notice of delinquency.

(b) A person shall be removed from the list within two business days after filing or accurately disclosing the required information."

AMENDMENT NO. 12

On page 17, line 27, change "1124.1(B)" to "1124.4"

AMENDMENT NO. 13

Delete Senate Committee Amendments No. 2, 15, 16 and 17 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on February 20, 2008

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 Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on February 20, 2008 on page 2, line 12, after "universal life insurance," insert "whole life insurance, and any other similar life insurance product"

AMENDMENT NO. 2

On page 13, line 3, after "universal life insurance," insert "whole life insurance, and any other similar life insurance product"

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

Delete amendments No. 18, No. 20, No. 24, No. 30 of committee amendments designated SCAHB1 Burkhard 527 adopted by the Louisiana Senate Committee on Governmental Affairs February 20, 2008.

AMENDMENT NO. 2

On page 18 between lines 7 and 8, insert the following: "Section 3. The provisions of this Act relative to judges shall remain in effect until the Louisiana Judiciary Commission promulgates rules applicable to and requiring financial disclosure for judges in the Code of Judiciary Conduct that are equal to or more stringent to the requirements of this Act for other persons required to make disclosures in R.S. 42:1124.2."

AMENDMENT NO. 3

On page 18, line 8, change "Section 3." to "Section 4."

AMENDMENT NO. 4

On page 18, line 9, change "Section 4." to "Section 5."

AMENDMENT NO. 5

On page 18, line 11, change "Section 5." to "Section 6."

Senator Hebert moved adoption of the amendments.

Senator Martiny objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nevers. Includes Adley, Cravins, Dupre, Gautreaux B, Gautreaux N, Hebert, LaFleur, McPherson, Morrish, Mount, Nevers, Quinn, Scalise.

NAYS

Table with 3 columns: Name, Yeas, Nevers. Includes Mr. President, Alario, Amedee, Broome, Cassidy, Cheek, Crowe, Donahue, Dorsey, Duplessis, Erdey, Gray, Heitmeier, Jackson, Kostelka, Long, Marionneaux, Martiny, Murray, Riser, Shaw, Smith, Thompson, Walsworth.

ABSENT

Table with 2 columns: Name, Absent. Includes Michot, Shepherd.

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 4, after "candidate," delete the remainder of the line

AMENDMENT NO. 2

On page 2, line 5, delete "statement required by R.S. 42:1124."

AMENDMENT NO. 3

On page 6, line 1, after "Oil" and before "exploration" insert "and gas"

AMENDMENT NO. 4

On page 6, line 2, after "(iv)" delete the remainder of the line and insert "Oil and gas production."

AMENDMENT NO. 5

On page 10, line 27, change "ten thousand" to "one million"

AMENDMENT NO. 6

On page 11, line 7, after "reporting," and before "provided" insert "taking into consideration any extensions filed by the individual."

AMENDMENT NO. 7

On page 13, line 15, after "life insurance," insert "Nothing in this Paragraph shall require the reporting of any information excluded under the provisions of Paragraph (7) of this Subsection."

AMENDMENT NO. 8

On page 13, line 16, after "(9)" delete "(a)"

AMENDMENT NO. 9

On page 13, line 19, change "(b)" to "(a)"

AMENDMENT NO. 10

On page 13, line 21, change "(c)" to "(b)"

AMENDMENT NO. 11

On page 13, line 25, after "business" and before the period ";" insert ", other than normal operating expenses"

AMENDMENT NO. 12

On page 13, line 26, change "(d)" to "(c)"

AMENDMENT NO. 13

On page 14, line 1, change "(e)" to "(d)"

AMENDMENT NO. 14

On page 14, line 3, change "(f)" to "(e)"

AMENDMENT NO. 15

On page 14, line 9, after "D." delete "(1)"

AMENDMENT NO. 16

On page 14, delete lines 16 through 18

AMENDMENT NO. 17

On page 16, delete lines 14 through 18

AMENDMENT NO. 18

In Senate Committee Amendments proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on February 20, 2008, on page 3, delete Senate Committee Amendment No. 19

AMENDMENT NO. 19

In Senate Committee Amendments proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on February 20, 2008, on page 4, delete Senate Committee Amendment No. 27

AMENDMENT NO. 20

In Senate Committee Amendments proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on February 20, 2008, on page 4, line 13, change "K." to "J."

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 3, line 12, after "governor" delete the remainder of the line and line 13, and insert the following: "; certain public servants"

AMENDMENT NO. 2

On page 4, between lines 14 and 15 insert the following:

- (11) The deputy chief of staff to the governor.
- (12) The legislative director to the governor.

On motion of Senator Murray, the amendments were adopted.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 6, change "thirty" to "ten"

On motion of Senator Nevers, the amendments were adopted.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 13, line 11 after "certificates," and before "including" delete "stocks, bonds, or commodities futures," and insert the following: "excluding variable annuities, variable life insurance, variable universal life insurance, mutual funds, education investment accounts, retirement investment accounts, government bonds, and cash or cash equivalent investments."

AMENDMENT NO. 2

On page 13, line 13 after "certificates" and before the comma "," insert a period "." and delete the remainder of the line and lines 14 and 15 in their entirety

On motion of Senator Heitmeier, the amendments were adopted.

Floor Amendments Sent Up

Senator Alario sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 14, line 13, change "\$49,999" to "\$100,000"

AMENDMENT NO. 2

On page 14, delete lines 14 and 15 and insert the following:

"(d) Category IV, more than \$100,000."

On motion of Senator Alario, the amendments were adopted.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendments proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on February 20, 2008, on page 3, delete Senate Committee Amendment Nos. 1, 3, 18, 20, 24, 25, 26, and 30 in their entirety.

Senator Marionneaux moved the previous question on the amendment.

Senator B. Gautreaux objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Amedee	Dupre	Nevers
Broome	Erdey	Riser
Cassidy	Gray	Scalise
Cheek	Heitmeier	Shaw
Cravins	Jackson	Smith
Crowe	Kostelka	Walsworth
Donahue	LaFleur	
Dorsey	Long	
Total - 25		

NAYS

Adley	Hebert	Shepherd
Alario	McPherson	Thompson
Gautreaux B	Morrish	
Gautreaux N	Murray	
Total - 10		

ABSENT

Martiny	Mount
Michot	Quinn
Total - 4	

The Chair declared the previous question was called on the amendment.

Senator B. Gautreaux moved adoption of the amendments.

Senator Chaisson objected.

February 22, 2008

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Cassidy, Cravins, Dupre, Total - 10; Gautreaux B, Hebert, McPherson, Morrish; Scalise, Thompson

NAYS

Mr. President, Alario, Amedee, Broome, Cheek, Crowe, Donahue, Dorsey, Total - 24; Duplessis, Erdey, Gray, Heitmeier, Jackson, Kostelka, LaFleur, Long; Marionneaux, Murray, Nevers, Riser, Shaw, Shepherd, Smith, Walsworth

ABSENT

Gautreaux N, Martiny, Total - 5; Michot, Mount; Quinn

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 6, between lines 21 and 22, insert the following: "This exemption shall not apply if the client is a business, legal entity, corporation, or LLC."

Senator Chaisson moved the previous question on the amendment.

Without objection, so ordered.

Senator Hebert moved adoption of the amendments.

Senator Chaisson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Amedee, Cassidy, Gautreaux B, Hebert, Total - 13; Marionneaux, McPherson, Murray, Riser, Scalise; Smith, Thompson, Walsworth

NAYS

Mr. President, Alario, Broome, Cheek, Cravins, Crowe; Dupre, Erdey, Gautreaux N, Gray, Heitmeier, Jackson; Martiny, Michot, Morrish, Mount, Nevers, Shaw

Donahue, Dorsey, Duplessis, Total - 25; Kostelka, LaFleur, Long; Shepherd

ABSENT

Quinn, Total - 1

The Chair declared the amendments were rejected.

Recess

On motion of Senator McPherson, the Senate took a recess until 1:45 o'clock P.M.

After Recess

The Senate was called to order at 1:45 o'clock P.M. by the President Pro Tempore 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, Total - 39; Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson; Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth

ABSENT

Total - 0

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

Senate Business Resumed

Special Order of the Day, Resumed

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

HOUSE BILL NO. 1—

BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, BARRAS, BARROW, BILLIOT, TIM BURNS, CAZAYOUX, CONNICK, DANAHAY, DOERGE, DOVE, GISCLAIR, HENRY, HILL, HINES, LABRUZZO, LIGI, PEARSON, PONTI, PUGH, RICHARD, ROY, SCHRODER, SMILEY, JANE SMITH, WILLIAMS, ABRAMSON, ANDERS, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BURFORD, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, CROMER, DIXON, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GEYMAN, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HAZEL, HENDERSON, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, KATZ, KLECKLEY, LAMBERT, LEBAS, LEGER, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTOUCET, MORRELL, MORRIS, NORTON, NOWLIN, PERRY, POPE, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, SIMON, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WADDELL, WHITE, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact R.S. 42:1124, 1124.1, 1157(A)(4)(a), and 1167, to enact R.S. 18:1495.7 and R.S. 42:1124.2 and 1124.3, and to repeal R.S. 18:463(B) and R.S. 42:1114.1, relative to financial disclosure; to require certain disclosures by certain public servants; to require certain disclosures by candidates for certain offices; to provide for the content of such disclosures; to provide for certain actions by the Board of Ethics relative to such disclosures; to remove certain specific financial disclosure provisions applicable to members of the legislature; to provide for penalties; to provide relative to the application of certain provisions of the Code of Governmental Ethics; to provide for effectiveness; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In Senate Floor Amendments, proposed by Senator Chaisson and adopted by the Senate on February 22, 2008, designated as SFAHB1 JONESJO 694, in Senate Floor Amendment No. 11, on page 3, between lines 8 and 9, insert the following:

"F. If a person, who is required to disclose information required by R.S. 42:1124, 1124.2 or 1124.3 discovers an error or inaccuracy in the information he disclosed and files an amendment to such disclosure correcting such error or inaccuracy prior to the receipt of a notice of delinquency, no penalties shall be assessed against the person, and the board shall replace the initial disclosure with the amendment thereto in the official records of the board."

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 10, line 26, between "persons," and "and" insert "each member of a state board or commission who receives a salary or other compensation for such public service in the amount of sixteen thousand eight hundred dollars or more per year."

On motion of Senator Nevers, the amendments were adopted.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In Senate Floor Amendment No. 11, in the set designated as SFAHB1 JONESJO 694, proposed by Senator Chaisson and adopted by the Senate on February 22, 2008, on page 2, at the end of line 58, delete "in which the violation occurred for action" and insert "which is the domicile of the person who filed the report"

On motion of Senator Murray, the amendments were adopted.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 12, line 22, after "ad valorem taxes" delete the remainder of the line

On motion of Senator Donahue, the amendments were adopted.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 18, line 11, after "2009" delete the remainder of the line and insert ", and the first report shall be filed in May, 2010, except as otherwise provided in this Act."

AMENDMENT NO. 2

On page 18, delete lines 12 through 14

On motion of Senator Jackson, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 4, delete lines 7 and 8

AMENDMENT NO. 2

On page 4, line 9, change "(6)" to "(5)"

AMENDMENT NO. 3

On page 4, line 11, change "(7)" to "(6)"

AMENDMENT NO. 4

On page 4, line 12, change "(8)" to "(7)"

AMENDMENT NO. 5

On page 4, line 13, change "(9)" to "(8)"

AMENDMENT NO. 6

On page 4, line 14, change "(10)" to "(9)"

AMENDMENT NO. 7

On page 10, line 26, after "persons," insert "each member of the State Board of Elementary and Secondary Education."

AMENDMENT NO. 8

In Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on February 20, 2008, on page 3, delete Senate Committee Amendment No. 19

AMENDMENT NO. 9

In Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the

Senate on February 20, 2008, on page 4, delete Senate Committee Amendment No. 29

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 12, line 21, after "(6)" insert "(a)"

AMENDMENT NO. 2

On page 12, after line 28, insert the following:

"(b) Any immovable property which is disclosed in any public record shall not be subject to the requirements of this Paragraph."

Senator Duplessis moved adoption of the amendments.

Senator Chaisson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Adley, Cassidy, Duplessis, Gautreaux B, Total - 10, etc.

NAYS

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Total - 27, etc.

ABSENT

Table with 2 columns: Name, Absent. Includes Erdey, Total - 2

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In Senate Floor Amendment No. 11, proposed by Senator Chaisson and adopted by the Senate on February 22, 2008, identified as JonesJo694, on page 2, line 50, change "thereof" to "for violation of the same reporting requirement"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 3 delete "and 1124.3," and insert ", 1124.3 and 1124.4,"

AMENDMENT NO. 2

On page 3, between lines 9 and 10 insert the following:

"D. If a gubernatorially declared emergency or disaster is in effect for an area which includes a candidate's domicile upon the last day in which a candidate is required to file a financial disclosure statement, the filing deadline shall be extended for a period of thirty days from the day the gubernatorially declared emergency or disaster terminates. However, the extension of the filing deadline shall not exceed a period of one hundred twenty days from the last day in which a candidate would normally be required to file a financial disclosure statement had there not been a gubernatorially declared emergency or disaster."

AMENDMENT NO. 3

On page 17, between lines 19 and 20 insert the following:

"§1124.4 Extension of Filing Deadline: Gubernatorially Declared Disaster

If a gubernatorially declared emergency or disaster is in effect for an area which includes a person's domicile, who is required to file a financial disclosure statement pursuant to R.S. 42:1124.1, 1124.2, and 1124.3, upon the last day in which such person is required to file a financial disclosure statement, the filing deadline shall be extended for a period of thirty days from the day the gubernatorially declared emergency or disaster terminates. However, the extension of the filing deadline shall not exceed a period of one hundred twenty days from the last day in which such person would normally be required to file a financial disclosure statement had there not been a gubernatorially declared emergency or disaster."

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

In the Senate Floor Amendments, designated as SFAHB1 BURKHARD 694, proposed by Senator Chaisson and adopted by the Senate on February 22, 2008, in Amendment No. 11:

On page 2, delete line 52 and insert a period "."

On page 3, line 8, after "information," insert the following:

"F. If there is a final judgment convicting a person of the offense provided for in Subsection D(1)(b), such person shall be automatically suspended from his public office without compensation until he has filed the required statement, provided the required accurate information, and paid any fine assessed."

Senator McPherson moved adoption of the amendments.

Senator Kostelka objected.

ROLL CALL

The roll was called with the following result:
YEAS

Adley	Gautreaux B	Michot
Amedee	Gautreaux N	Morrish
Cassidy	Gray	Mount
Cheek	Hebert	Murray
Cravins	Heitmeier	Quinn
Crowe	Jackson	Riser
Donahue	LaFleur	Scalise
Dorsey	Long	Shaw
Duplessis	Marionneaux	Shepherd
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Total - 33		

NAYS

Alario	Kostelka	Smith
Total - 3		

ABSENT

Mr. President	Broome	Nevers
Total - 3		

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, between lines 8 and 9, insert the following:
"(2) Any media entities, outlets, consultants, news persons, entertainers, media personalities, any other type of mass media communications entities, and Internet web sites that publicly endorse a candidate for public office shall also be required to file financial disclosure statements with the Board of Ethics within five days of such an endorsement and shall list any and all funds derived from the candidate or their campaign that this entity is endorsing."

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

The Chair ruled that the amendments were not germane to the bill.

The amendment was withdrawn.

Floor Amendments Sent Up

Senator Cassidy sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cassidy to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 3, between lines 9 and 10, insert the following:
 "C.(1) Notwithstanding any provision of law to the contrary, this Section shall not require a report by an individual when the individual's activities are limited to exploring the feasibility of seeking nomination or election to public office.

(2) Paragraph (1) shall not apply if an individual does any of the following:

(a) Conducts activities for such purpose or for seeking such nomination or election to public office less than six months from the opening of qualifying for such office.

(b) Receives contributions or incurs expenditures in excess of five thousand dollars for such purpose or for seeking such nomination or election to public office.

(c) Conducts activities for a period in excess of thirty days after the first contribution is received or the first expenditure is incurred for such purpose or for seeking such nomination or election to public office.

(d) Prints or distributes campaign literature that publicizes the individual's interest in, or that the individual is, seeking nomination or election to public office.

(e) Uses public political advertising to publicize the individual's interest or intention in, or is, seeking nomination or election to public office.

(f) Makes or authorizes public statements referring to the individual as a nominee or candidate for public office.

(g) Solicits signatures on a nominating petition to qualify as a candidate.

(h) Organizes a political committee for the primary purpose of supporting the individual's nomination or election to public office."

Senator Cassidy moved adoption of the amendments.

Senator Quinn objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Erdey	Riser
Alario	Gautreaux B	Shaw
Broome	Heitmeier	Shepherd
Cassidy	Long	Smith
Cheek	McPherson	Thompson
Crowe	Mount	Walsworth
Dorsey	Murray	
Dupre	Nevers	
Total - 22		

NAYS

Amedee	Jackson	Michot
Cravins	Kostelka	Morrish
Gautreaux N	LaFleur	Quinn
Gray	Marionneaux	Scalise
Hebert	Martiny	
Total - 14		

ABSENT

Mr. President	Donahue	Duplessis
Total - 3		

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Re-Reengrossed House Bill No. 1 by Representative Tucker

AMENDMENT NO. 1

On page 4, line 5, change "Each member of the State Civil Service Commission and the" to "The"

AMENDMENT NO. 2

On page 10, line 24, after "legislature," insert "each member of the State Civil Service Commission."

On motion of Senator Mount, 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	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
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.

Mr. President in the Chair

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

February 22, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 56 by Representative Tucker, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Tucker, Gallot and Downs.

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

February 22, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 1—

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

AN ACT

To amend and reenact R.S. 42:1113(A) and (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. 14—

BY SENATORS MARIONNEAUX AND LAFLEUR AN ACT

To amend and reenact R.S. 18:1463(C)(2) and (E) and 1505.3(D)(3) and to enact R.S. 18:1463(C)(4) and (F), relative to political advertisements; to require certain statements involving authorized and unauthorized communications paid by certain persons; to provide for certain requirements with respect to oral, visual, and written material constituting a paid political advertisement distributed on behalf of a candidate for political office; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 29—

BY SENATORS MARIONNEAUX, N. GAUTREAU AND LAFLEUR AN ACT

To amend and reenact R.S. 18:1483(14)(b) and to enact R.S. 18:1483(14)(c) and 1501.2, relative to campaign finance; to define certain political organizations to be included as political committees for purposes of filing campaign finance reports; to provide for reporting by such political organizations of campaign contributions and expenditures; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 37—

BY SENATORS CHAISSON, AMEDEE, BROOME, CHEEK, DONAHUE, DUPLESSIS, JACKSON, KOSTELKA, MICHOT, SCALISE, SMITH AND WALSWORTH

AN ACT

To enact R.S. 39:6(C), relative to the duties of 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. 47—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 18:1501.1(A) and 1511.6(A) and to enact R.S. 18:1483(9.1), and 1505.6(D), relative to election campaign finance; to provide relative to reports by persons not candidates or committees; to provide relative to prohibited practices and limitations; to provide relative to criminal penalties for violations of election campaign finance law; to provide penalties for engaging in prohibited practices or for failure to submit certain information to candidates or committees; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 58—
BY SENATORS MARTINY, MURRAY AND N. GAUTREAUX

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.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

February 22, 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. 2—
BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To create a special committee to study heirship property and to develop recommendations for facilitating the ability of co-owners of heirship property to make their titles merchantable; to review the rights and obligations of co-owners of heirship property in order to prevent undue hardship resulting from partition sales; and to review the costs of probate and of intrafamily transfers of real estate to determine whether such costs might be reduced for co-owners and heirs of property with a small value.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATORS ALARIO, CASSIDY, CRAVINS, CROWE, B. GAUTREAUX, NEVERS AND SCALISE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 27—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To designate the Smokin' Oldies Cook-Off in West Baton Rouge Parish as an official Louisiana State barbeque championship.

Reported without amendments.

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

Rules Suspended

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

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. 16—
BY SENATORS THOMPSON, RISER AND WALSWORTH

A RESOLUTION

To urge and request the United States Department of Agriculture (USDA) to study ways to address the decline in numbers of minority and small farmers in Louisiana and throughout the Southeast region.

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

SENATE RESOLUTION NO. 17—
BY SENATORS CASSIDY AND THOMPSON

A RESOLUTION

To commend the Soil and Water Research Unit of the United States Department of Agriculture's Agricultural Research Service in Baton Rouge, Louisiana, for the importance of its work and its benefits to agriculture and the environment in Louisiana and the Mississippi River Basin.

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

SENATE RESOLUTION NO. 18—
BY SENATOR MURRAY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Odell "Butch" Lawson.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Michael J. "Mike" Michot, Chairman on behalf of the Committee on Finance, submitted the following report:

February 21, 2008

To the President and Members of the Senate:

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

HOUSE BILL NO. 41—

BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, ABRAMSON, ANDERS, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, GISCLAIR, GUINN, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, GIROD JACKSON, ROSALIND JONES, KATZ, LABRUZZO, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 42:1141(C), (D), (E), and (F) and to enact R.S. 49:992.1 and 994(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide for proceedings related to such enforcement; to provide for the powers, functions, and duties of the board relative to such enforcement; to provide for the Ethics Adjudicatory Board; to provide for the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law relative to such enforcement; to provide for the conduct of hearings and procedures related thereto; to provide relative to appeals; to provide relative to effectiveness; and to provide for related matters.

Reported favorably.

Respectfully submitted,
MICHAEL J. "MIKE" MICHOT
Chairman

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

Senator Michot asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 41—

BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, ABRAMSON, ANDERS, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, GISCLAIR, GUINN, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, GIROD JACKSON, ROSALIND JONES, KATZ, LABRUZZO, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 42:1141(C), (D), (E), and (F) and to enact R.S. 49:992.1 and 994(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide for proceedings related to such enforcement; to provide for the powers, functions, and duties of the board relative to such enforcement; to provide for the Ethics Adjudicatory Board; to provide for the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law relative to such enforcement; to provide for the conduct of hearings and procedures related thereto; to provide relative to appeals; to provide relative to effectiveness; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**Privilege Report of the
Legislative Bureau**

February 22, 2008

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. 41—

BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, ABRAMSON, ANDERS, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, GISCLAIR, GUINN, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, GIROD JACKSON, ROSALIND JONES, KATZ, LABRUZZO, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 42:1141(C), (D), (E), and (F) and to enact R.S. 49:992.1 and 994(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide for proceedings related to such enforcement; to provide for the powers, functions, and duties of the board relative to such enforcement; to provide for the Ethics Adjudicatory Board; to provide for the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law relative to such enforcement; to provide for the conduct of hearings and procedures related thereto; to provide relative to appeals; to provide relative to effectiveness; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

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

Motion to Make Special Order

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of making House Bill No. 41, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 1 on Monday, February 25, 2008, immediately following the Morning Hour.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

February 20, 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. 17—

BY REPRESENTATIVES LAFONTA, AUBERT, AUSTIN BADON, BARROW, BURRELL, DIXON, FRANKLIN, GALLOT, ELBERT GUILLORY, HARDY, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, MARCHAND, MORRELL, NORTON, PETERSON, RICHMOND, PATRICIA SMITH, AND WILLIAMS AND SENATORS BROOME, CRAVINS, DORSEY, DUPLESSIS, GRAY, JACKSON, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend former state senator Charles D. Jones upon being named the 2008 Humanitarian of the Year by the Monroe Metropolitan Alumnae Chapter of Delta Sigma Theta Sorority, Incorporated.

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVE NOWLIN AND SENATOR LONG
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Claude Hamilton "Grits" Gresham, Jr., of Natchitoches.

HOUSE CONCURRENT RESOLUTION NO. 19—
BY REPRESENTATIVES RICHMOND, AUBERT, AUSTIN BADON, BARROW, BURRELL, DIXON, FRANKLIN, GALLOT, ELBERT GUILLORY, HARDY, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, MARCHAND, MORRELL, NORTON, PETERSON, PATRICIA SMITH, AND WILLIAMS AND SENATORS BROOME, CRAVINS, DORSEY, DUPLESSIS, GRAY, JACKSON, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend the George and Leah McKenna Museum of African American Art in New Orleans upon its grand reopening celebration on February 22 and 23, 2008.

HOUSE CONCURRENT RESOLUTION NO. 20—
BY REPRESENTATIVES HONEY, PATRICIA SMITH, BARROW, AND MICHAEL JACKSON AND SENATORS BROOME, CASSIDY, DORSEY, AND ERDEY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Shannon Veal of Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 21—
BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To commend Chancellor Alex Johnson upon his retirement from Delgado Community College and to recognize and record his myriad accomplishments and remarkable contributions to the educational community.

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.

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

February 21, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 7—
BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, BILLIOT, TIM BURNS, CARTER, CHAMPAGNE, DOERGE, DOVE, HENRY, HINES, KATZ, LABRUZZO, LIGI, NOWLIN, PEARSON, RICHARD, SCHRODER, SMILEY, JANE SMITH, TALBOT, AND WILLIAMS AND SENATORS MARIONNEAUX, NEVERS, SCALISE, AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1125(A), relative to gubernatorial transition and inauguration; to provide contribution limits; to provide relative to contribution reports; and to provide for related matters.

HOUSE BILL NO. 8—
BY REPRESENTATIVES TUCKER, PETERSON, GALLOT, ABRAMSON, ANDERS, ARMES, ARNOLD, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, DOWNS, FANNIN, FRANKLIN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, HARRISON, HAZEL, HENRY, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, ROSALIND JONES, KATZ, LABRUZZO, LAMBERT, LEGER, LIGI, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY,

GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS NEVERS, SCALISE, AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1169, relative to public employees who report acts of impropriety within governmental entities; to prohibit threats of reprisal against employees for disclosing such information; to provide for penalties; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

February 22, 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:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 25—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to permit the United States Small Business Administration to convert Economic Injury Disaster Loans and Physical Disaster Loans to grants in order to provide an additional economic stimulus to small businesses in the Gulf Coast region.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Adjournment

Senator Broome moved that the Senate adjourn until Monday, February 25, 2008, at 10:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 10:00 o'clock A.M. on Monday, February 25, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk

