

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

TENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, April 15, 2008

The Senate was called to order at 2:15 o'clock P.M., by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Hebert	Murray
Adley	Heitmeier	Nevers
Broome	Jackson	Quinn
Cassidy	Kostelka	Riser
Cheek	LaFleur	Shaw
Cravins	Long	Shepherd
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Morrish	Walsworth
Dupre	Mount	
Total - 29		

ABSENT

Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Scalise
Crowe	Gray	
Erdey	Marionneaux	
Total - 10		

The President of the Senate announced there were 29 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Jim Rentz, 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 Nevers, the reading of the Journal was dispensed with and the Journal of April 14, 2008, was adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

**SENATE
STATE OF LOUISIANA**

April 15, 2008

Honorable Cheryl A. Gray
State Senator
1100 Poydras Street, Suite 2621
New Orleans, LA 70163

RE: Senate Committee on Local and Municipal Affairs

Dear Senator Gray:

In accordance with Senate Rule 13.2, and upon the resignation of Senator Derrick Shepherd, I hereby appoint you to serve as Chair of the Senate Committee on Local and Municipal Affairs.

I appreciate your willingness to serve in this important role. Please call if I can be of any assistance.

Sincerely,
JOEL T. CHAISSON II
President of the Senate

**Introduction of Senate Bills
and Joint Resolutions**

Senator Broome asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 693—

BY SENATOR SHEPHERD

AN ACT

To enact Chapter 30 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9100.1 through 9100.13, relative to New Orleans; to establish and provide for the membership, duties, powers and functions of the River Front Alliance Advisory Neighborhood Commission; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 694—

BY SENATOR MOUNT

AN ACT

To enact R.S. 40:2162 and Part XIV Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2200.1 through 2200.6, relative to dementia training; to provide for dementia training for certain persons; to provide for definitions; to provide for the approval of curriculum for dementia training; to provide for reporting of completed training; to provide for rules and regulations; and to provide for related matters.

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

**Introduction of Resolutions,
Senate and Concurrent**

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

SENATE RESOLUTION NO. 14—

BY SENATOR BROOME

A RESOLUTION

To commend the J. K. Haynes Elementary Charter School on its tenth year anniversary.

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

April 15, 2008

SENATE CONCURRENT RESOLUTION NO. 32—
BY SENATOR BROOME

A CONCURRENT RESOLUTION
To designate April 26 through May 4, 2008, as National Safe Kids Week throughout the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gray	Mount
Adley	Hebert	Murray
Broome	Heitmeier	Nevers
Cassidy	Jackson	Quinn
Cheek	Kostelka	Riser
Cravins	LaFleur	Shaw
Crowe	Long	Shepherd
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Dupre	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Alario	Gautreaux B	Scalise
Amedee	Gautreaux N	
Erdey	Marionneaux	
Total - 7		

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

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION
To highly and sincerely commend Leslie R. Jacobs for her service, dedication, and commitment to educational excellence and to developing and sustaining a high quality educational system that will afford every child in Louisiana the opportunity to learn and achieve at the highest possible level.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gray	Mount
Adley	Hebert	Murray
Broome	Heitmeier	Nevers
Cassidy	Jackson	Quinn
Cheek	Kostelka	Riser
Cravins	LaFleur	Shaw
Crowe	Long	Shepherd
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Dupre	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Alario	Gautreaux B	Scalise
Amedee	Gautreaux N	
Erdey	Marionneaux	
Total - 7		

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 14, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 53—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 29:735.2(A), relative to immunity of health care providers providing emergency health care during a declared state of emergency; to extend the immunity of health care providers when rendering such care anywhere in the state; to provide for limitations; and to provide for related matters.

HOUSE BILL NO. 190—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 40:6(G), relative to the state Sanitary Code; to authorize the Department of Health and Hospitals to make an order of the secretary and state health officer executory in a state district court; and to provide for related matters.

HOUSE BILL NO. 373—

BY REPRESENTATIVES HAZEL, ARMES, BILLIOT, HENRY BURNS, DIXON, DOERGE, FRANKLIN, GISCLAIR, GUINN, HILL, HOWARD, HUTTER, LITTLE, LORUSSO, MONTOUCET, NORTON, POPE, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:490.19(A), (B), and (D) and to enact R.S. 47:490.19(E) and (F), 490.20, and 490.21, relative to military honor license plates; to provide for the U.S. Army Airborne license plate; to provide for the establishment of a military honor license plate for recipients of the Iraq Campaign Medal; to provide for the establishment of a military honor license plate for the recipients of the Afghanistan Campaign Medal; and to provide for related matters.

HOUSE BILL NO. 402—

BY REPRESENTATIVES FOIL AND HARDY

AN ACT

To enact R.S. 32:289, relative to driving school buses; to prohibit the use of a cellular radio telecommunication device while driving a school bus; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 417—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 47:2101(A)(3), relative to the payment of ad valorem taxes; to change the deadline interest begins to accrue on delinquent ad valorem taxes; and to provide for related matters.

HOUSE BILL NO. 524—

BY REPRESENTATIVE LEBAS
AN ACT

To enact R.S. 47:1925.9, relative to assessment districts; to provide relative to the assessor in the Evangeline Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; and to provide for related matters.

HOUSE BILL NO. 544—

BY REPRESENTATIVES HUTTER AND DOWNS
AN ACT

To amend and reenact R.S. 48:250.2, relative to design-build contracts; to expand the authority of the Department of Transportation and Development for design-build contracts; to authorize the secretary to select projects or combine a program of projects utilizing the design-build method; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 608—

BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 47:463.103(E) and 490.19(A), relative to special prestige license plates; to remove certain provisions for certain specified plates requiring a minimum number of applicants; to provide relative to military honor license plates; and to provide for related matters.

HOUSE BILL NO. 616—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 47:532.1(A)(7)(c) and (C) and to enact R.S. 47:532.1(D), relative to public license tag agents; to provide for the maximum amount of convenience fees authorized to be collected for certain transactions; to require public license tag agents to disclose information to the consumer that license tags shall be purchased at the office of motor vehicles without payment of the convenience fee; and to provide for related matters.

HOUSE BILL NO. 784—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 32:408(A)(8)(introductory paragraph) and (b)(introductory paragraph), (B)(2)(e), and (3)(introductory paragraph) and (d) and to repeal R.S. 32:408(B)(4)(c), relative to the requirements of applicants for certain classes of commercial driver's licenses; to provide for exemptions from the requirements; to provide for the issuance of endorsements; to provide for restrictions to the classes of commercial driver's licenses; and to provide for related matters.

HOUSE BILL NO. 805—

BY REPRESENTATIVES HENRY BURNS, JANE SMITH, AND ST. GERMAIN
AN ACT

To enact R.S. 47:463.136, relative to motor vehicle special prestige license plates; to provide for the creation of the St. Jude Children's Research Hospital special prestige license plate; to provide for the issuance of such plate; to provide relative to the fee for such plate; to provide for the use of such fee; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 408—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 47:1907(G) and to enact R.S. 47:1907(F)(1)(d), relative to assessors certification and continuing education requirements; to require certain additional courses and examinations; to provide for an effective date; and to provide for related matters.

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

House Bills and Joint Resolutions

Senator Mount asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint 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 BILL NO. 53—

BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact R.S. 29:735.2(A), relative to immunity of health care providers providing emergency health care during a declared state of emergency; to extend the immunity of health care providers when rendering such care anywhere in the state; to provide for limitations; and to provide for related matters.

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

HOUSE BILL NO. 190—

BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 40:6(G), relative to the state Sanitary Code; to authorize the Department of Health and Hospitals to make an order of the secretary and state health officer executory in a state district court; and to provide for related matters.

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

HOUSE BILL NO. 373—

BY REPRESENTATIVES HAZEL, ARMES, BILLIOT, HENRY BURNS, DIXON, DOERGE, FRANKLIN, GISCLAIR, GUINN, HILL, HOWARD, HUTTER, LITTLE, LORUSSO, MONTOUCET, NORTON, POPE, AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 47:490.19(A), (B), and (D) and to enact R.S. 47:490.19(E) and (F), 490.20, and 490.21, relative to military honor license plates; to provide for the U.S. Army Airborne license plate; to provide for the establishment of a military honor license plate for recipients of the Iraq Campaign Medal; to provide for the establishment of a military honor license plate for the recipients of the Afghanistan Campaign Medal; and to provide for related matters.

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

HOUSE BILL NO. 402—

BY REPRESENTATIVES FOIL AND HARDY
AN ACT

To enact R.S. 32:289, relative to driving school buses; to prohibit the use of a cellular radio telecommunication device while driving a school bus; to provide for penalties; and to provide for related matters.

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

April 15, 2008

HOUSE BILL NO. 408—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 47:1907(G) and to enact R.S. 47:1907(F)(1)(d), relative to assessors certification and continuing education requirements; to require certain additional courses and examinations; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 417—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 47:2101(A)(3), relative to the payment of ad valorem taxes; to change the deadline interest begins to accrue on delinquent ad valorem taxes; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 524—
BY REPRESENTATIVE LEBAS
AN ACT

To enact R.S. 47:1925.9, relative to assessment districts; to provide relative to the assessor in the Evangeline Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; and to provide for related matters.

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

HOUSE BILL NO. 544—
BY REPRESENTATIVES HUTTER AND DOWNS
AN ACT

To amend and reenact R.S. 48:250.2, relative to design-build contracts; to expand the authority of the Department of Transportation and Development for design-build contracts; to authorize the secretary to select projects or combine a program of projects utilizing the design-build method; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 608—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 47:463.103(E) and 490.19(A), relative to special prestige license plates; to remove certain provisions for certain specified plates requiring a minimum number of applicants; to provide relative to military honor license plates; and to provide for related matters.

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

HOUSE BILL NO. 616—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 47:532.1(A)(7)(c) and (C) and to enact R.S. 47:532.1(D), relative to public license tag agents; to provide for the maximum amount of convenience fees authorized to be collected for certain transactions; to require public license tag agents to disclose information to the consumer that license tags shall be purchased at the office of motor vehicles without payment of the convenience fee; and to provide for related matters.

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

HOUSE BILL NO. 784—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 32:408(A)(8)(introductory paragraph) and (b)(introductory paragraph), (B)(2)(e), and (3)(introductory paragraph) and (d) and to repeal R.S. 32:408(B)(4)(c), relative to the requirements of applicants for certain classes of commercial driver's licenses; to provide for exemptions from the requirements; to provide for the issuance of endorsements; to provide for restrictions to the classes of commercial driver's licenses; and to provide for related matters.

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

HOUSE BILL NO. 805—
BY REPRESENTATIVES HENRY BURNS, JANE SMITH, AND ST. GERMAIN
AN ACT

To enact R.S. 47:463.136, relative to motor vehicle special prestige license plates; to provide for the creation of the St. Jude Children's Research Hospital special prestige license plate; to provide for the issuance of such plate; to provide relative to the fee for such plate; to provide for the use of such fee; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

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

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**

April 14, 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. 4—
BY REPRESENTATIVE MICKEY GULLORY
A CONCURRENT RESOLUTION

To urge and request the state health officer of the Department of Health and Hospitals to amend Part XIV (Plumbing) of the state sanitary code to require privacy partitions between urinals in male restrooms consistent with the International Plumbing Code.

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

House Concurrent Resolutions

Senator N. Gautreaux 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. 4—
BY REPRESENTATIVE MICKEY GULLORY
A CONCURRENT RESOLUTION

To urge and request the state health officer of the Department of Health and Hospitals to amend Part XIV (Plumbing) of the state

sanitary code to require privacy partitions between urinals in male restrooms consistent with the International Plumbing Code.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Mount
Adley	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Dupre	Michot	
Gautreaux B	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Alario	Erdey	Scalise
Amedee	Marionneaux	
Total - 5		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Julie Quinn, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 15, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 38—
BY SENATOR GRAY

AN ACT

To amend and reenact Children's Code Articles 834, 834.1(A)(Introductory Paragraph), (B), and (C), 835(A) and (C)(Introductory Paragraph), 836, 837(B) (Introductory Paragraph), (C)(Introductory Paragraph), (D)(Introductory Paragraph), and (F)(3), 837.1(A)(1), 838(A) and (B), and 869 and to enact Children's Code Articles 305(E), 869.1, 869.2, and 869.3, relative to competency commissions and sanity commissions; to provide for future proceedings in the case of a child, when a sanity or competency commission is ordered; to provide for the appointment of the competency commission, its composition and its authority; to provide for the documentation to be provided to the commission; to provide for the filing and content of the commission's report; to provide for the contradictory hearing to determine competency and for the admissibility of the commission's report and testimony by the

commissioners; to provide for the procedure after determination of capacity and the burden of proof; to provide for restoration service providers; to provide for the procedure when capacity is regained; to provide for the appointment of a sanity commission; to provide for the commission's composition, qualifications and authority; to provide for the documents which shall be provided to the commission; to provide for the content and filing of the commission's report; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 73—
BY SENATOR GRAY

AN ACT

To amend and reenact Children's Code Articles 625(B)(2), 675(B)(2), and 685, and R.S. 46: 51.1(A) and to enact Children's Code Article 682(B)(5), relative to parental contributions for care and treatment; to provide for advising parents of their obligation to care for their children; to provide for the case plan for children in foster care; to provide for the relation between contributions for care and child support; to provide for duties of the department; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 76—
BY SENATOR GRAY

AN ACT

To enact Chapter 11 of Title X of the Children's Code, to be comprised of Articles 1051 through 1053, and Article 1146(E), relative to the restoration of parental rights after termination; to provide for the motion to restore parental rights; to provide for the duties of the department; to provide for the hearing; to provide for the permanency hearing; to provide for the review hearing; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 77—
BY SENATOR GRAY

AN ACT

To enact Children's Code Article 603(13)(i), relative to child abuse; to provide for mandatory reporting by court appointed special advocates; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 166—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:621.41(G), relative to the Forty-First Judicial District Court, to provide relative to judgeships; to authorize judges elected to the Forty-First Judicial District to automatically revert back to their respective section or division in civil and criminal district courts for the parish of Orleans if Act 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 303—
BY SENATOR LAFLEUR

AN ACT

To enact Code of Evidence Art. 803.1, relative to hearsay; to provide for exceptions to hearsay evidence; to provide relative to certain foreign records as evidence; to provide for definitions; to provide terms and conditions; to provide for certain criteria; and to provide for related matters.

Reported with amendments.

April 15, 2008

SENATE BILL NO. 573—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:1490(B)(5), 1522, and 1526(A), relative to procurement; to provide for appeals under the Professional, Personal, Consulting, and Social Services Procedure Code; to clarify that an appeal to the First Circuit Court of Appeal or the Louisiana Supreme Court is authorized by law under the code; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 574—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:1691(E), relative to actions by or against the state in connection with contracts; to provide for appeals; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 624—
BY SENATOR MURRAY

AN ACT

To enact R.S. 13:621.41.1, relative to Forty-First Judicial District Court; to provide for an environmental docket for the Forty-First Judicial District Court; to provide terms, conditions, and procedures; to provide with respect to enforcing ordinances and regulations relating to violations which, endanger the public welfare or safety; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JULIE QUINN
Chairman

REPORT OF COMMITTEE ON
JUDICIARY B

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 15, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 30—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 15:1228.9 and to repeal Section 3 of Act 666 of the 2004 Regular Session of the Legislature of Louisiana, relative to the impaired driver tracking system; to require the Department of Public Safety and Corrections to establish and maintain the impaired driver tracking system; to provide for the tracking system to be integrated into the Integrated Criminal Justice Information System project under certain circumstances; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 57—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:403.2 and to enact Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1501 through 1511, relative to abuse and neglect of adults; to provide with respect to the failure to report incidents of adult abuse and the filing of false reports; to provide relative

to acts of retaliation against persons who in good faith report suspected abuse or neglect of adults; to provide for immunities associated with good faith reporting; to provide for reporting of adult abuse and neglect, and the assignment, investigation, and disposition of such reports by appropriate state agencies; to provide penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 71—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:391(B) and to enact the Code of Criminal Procedure Article 211.5, relative to arrest; to provide for the issuance of a summons in certain circumstances; to require that certain criteria be satisfied; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 86—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 15:572.1(A), relative to the Board of Pardons; to provide for membership on the Board of Pardons; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 404—
BY SENATOR MARTINY

AN ACT

To enact R.S. 27:311.10 and to repeal R.S. 27:311.9, relative to the Video Draw Poker Devices Control Law; to provide for a reduction in processing fees for video draw poker licenses issued to qualified truck stop facilities under certain circumstances; to provide for restrictions; to authorize the promulgation of rules; to repeal the exemption from the video poker processing fee when the Louisiana Gaming Control Board determines certain facts are applicable; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

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

SENATE BILL NO. 13—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:302.3(B)(2)(a), relative to recreational gear licenses; to provide for hoop nets; to change the number of allowable hoop nets; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 13 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 3, after "allowable hoop nets;" insert "to provide for age requirements;"

AMENDMENT NO. 2

On page 1, line 10, delete "over the age of sixteen years" and insert "~~over the age of sixteen years~~ **sixteen years of age or older**"

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

SENATE BILL NO. 14—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(v), relative to levees; to change the termination date for contracts awarded for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 15—

BY SENATORS DUPRE, ADLEY, ERDEY, B. GAUTREAUX, MCPHERSON, MOUNT AND SHAW

AN ACT

To enact R.S. 47:463.136, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of a Gold Star motor vehicle prestige license plate for immediate family members of those military personnel killed in the line of duty; and to provide for related matters.

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

SENATE BILL NO. 20—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:495.1(A)(1)(b) and (c), relative to trawling vessels; to modify the height restrictions of certain trawls; and to provide for related matters.

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

SENATE BILL NO. 22—

BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:325.4(D)(1), relative to finfish stock assessment report; to require such report to be submitted to the legislature biennially; and to provide for related matters.

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

SENATE BILL NO. 25—

BY SENATOR DUPRE AND REPRESENTATIVES HARRISON AND BALDONE

AN ACT

To enact R.S. 33:9357, relative to veterans' memorial districts; to create the Terrebonne Parish Veterans' Memorial District; to provide for its composition, powers, duties and functions; to provide for membership of the governing authority of the district; and to provide for related matters.

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

SENATE BILL NO. 48—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:1847(63), relative to state natural and scenic rivers; to include certain waters within the state natural and scenic rivers system; and to provide for related matters.

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

SENATE BILL NO. 67—

BY SENATOR DUPRE AND REPRESENTATIVES ST. GERMAIN AND DOVE

AN ACT

To enact R.S. 49:191(4)(a) and to repeal R.S. 49:191(2)(a), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

SENATE BILL NO. 68—

BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:699.6, relative to firearm and hunter education exemption; to allow certain military personnel and POST-certified law enforcement officers to file for firearm and hunter education exemption at certain offices; and to provide for related matters.

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

SENATE BILL NO. 89—

BY SENATOR CHAISSON

AN ACT

To enact R.S. 33:103(C)(1)(m), relative to planning and zoning commissions; to authorize the parish governing authorities to pay a per diem to members of the parish planning and zoning commission; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; and to provide for related matters.

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

SENATE BILL NO. 116—

BY SENATORS MARTINY, ALARIO, MCPHERSON, QUINN AND SCALISE AND REPRESENTATIVES CONNICK, HENRY, LABRUZZO, LIGI, LOPINTO, TALBOT, TEMPLET, WILLMOTT AND WOOTON

AN ACT

To rename a portion of the West Bank Expressway in New Orleans, Louisiana, the Harry Lee Expressway; and to provide for related matters.

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

SENATE BILL NO. 121—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(introductory paragraph) and (E)(3), to repeal R.S. 38:2212(A)(1)(d)(iii), relative to public contracts; to increase the contract limit to the sum of two hundred thousand dollars per project for all public entities; to authorize public entities to use their regular maintenance employees when the cost of the work per project does not

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exceed two hundred thousand dollars, including labor and materials; and to provide for related matters.

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

SENATE BILL NO. 124—
BY SENATOR DUPRE AND REPRESENTATIVE DOVE
AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(b) relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

SENATE BILL NO. 127—
BY SENATORS NEVERS AND DUPLESSIS
AN ACT

To amend and reenact R.S. 17:3992(A)(1) and (3) and 3995(A)(6)(a), relative to charter schools; to change the renewal period for an approved charter school from a ten-year period to a period of up to ten years; and to provide for related matters.

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

SENATE BILL NO. 156—
BY SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 33:130.302(A)(3)(a),(B), (C), and (D), relative to the St. Landry Parish Economic and Industrial Development District; to provide for the terms of the members of the board of commissioners; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 164—
BY SENATOR THOMPSON
AN ACT

To amend and reenact the Title of Chapter 5-N of Title 25 of the Louisiana Revised Statutes of 1950, R.S. 25:380.111, 380.112(A) and (C)(1), 380.113(B)(4) and (C)(3), 380.114, 380.115, and 380.116 and R.S. 36:744(Y) and 801.18(A) and (C), relative to state museums; to change the name of the Aviation and Military Museum of Louisiana, Inc., to the Chennault Aviation and Military Museum of Louisiana, Inc.; and to provide for related matters.

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

SENATE BILL NO. 242—
BY SENATOR MCPHERSON
AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the Department of Health and Hospitals to the Department of Transportation and Development; and to provide for related matters.

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

SENATE BILL NO. 270—
BY SENATOR MCPHERSON
AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the state of Louisiana, Department of Health and Hospitals to the Department of Transportation and Development; and to provide for related matters.

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

SENATE BILL NO. 283—
BY SENATOR CROWE
AN ACT

To name the boat launch located at United States Highway 90 and Pearl River in Slidell, Louisiana as the "Edward C. Scogin Memorial Boat Launch.

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

SENATE BILL NO. 305—
BY SENATOR DUPRE
AN ACT

To amend and reenact R.S. 56:30.3, to provide relative to certain leases granted by the Department of Wildlife and Fisheries; to provide for the powers and duties of the secretary; to provide that certain lessees have the option to match the highest bid; to provide for terms and conditions; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 305 by Senator Dupre

AMENDMENT NO. 1
On page 1, line 5, delete "and conditions" and insert ", conditions, and exceptions"

AMENDMENT NO. 2
On page 1, line 9, before "Any" insert "A."

AMENDMENT NO. 3
On page 1, line 15, after "disputes." insert "B." and after "any" insert "provision of"

AMENDMENT NO. 4
On page 2, at the end of line 1, insert "The provisions of this Subsection shall not apply to oyster leases or oil and gas leases entered into by the department."

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

SENATE BILL NO. 360—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 17:2053(E), relative to payments to independent institutions of higher learning; to provide relative to the exclusion of certain semester hours in the calculation of amounts due eligible institutions; and to provide for related matters.

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

SENATE BILL NO. 363—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 24:973(B) and to enact R.S. 24:973.1(B)(3)(e) and (G) and R.S. 44:4(43), relative to civic education; to authorize the Louisiana Commission on Civic Education to establish an executive committee; to provide for the confidentiality of certain information submitted by, and interviews of, students applying for membership on the Louisiana Legislative Youth Advisory Council; to exempt such applications and information from the public records law; to provide relative to the review of such information; to authorize the designation of nonvoting student advisory members to the council; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 363 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 2, after "reenact" change "R.S. 24:973(B)" to "R.S. 44:4.1(B)(12)"

AMENDMENT NO. 2

On page 1, line 3, after "education;" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "to provide for the confidentiality of certain information submitted by minors applying for"

AMENDMENT NO. 3

On page 1, line 6, after "Council;" delete the remainder of the line and delete line 7 in its entirety and insert in lieu thereof "to provide an exception to the public records law for such information;"

AMENDMENT NO. 4

On page 1, line 8, delete "review of such information;" and at the end of the line change "student" to "youth"

AMENDMENT NO. 5

On page 1, line 11, after "Section 1." delete the remainder of the line and insert "R.S."

AMENDMENT NO. 6

On page 1, delete lines 13 through 16

AMENDMENT NO. 7

On page 2, delete lines 11 through 21 and insert in lieu thereof the following:

"G. Confidentiality. To protect the privacy and safety of minors, no information contained in any application of an applicant under the age of eighteen, except the name of the applicant, shall be subject to disclosure. However, non-identifying information of a general nature shall be subject to the public records law pursuant to R.S. 44:1, et seq. As used in this Subsection, "non-identifying information of a general nature" means statistical data which may be maintained, used, and disclosed only in aggregate form."

AMENDMENT NO. 8

On page 2, line 22, between "Section 2." and "R.S. 44:4(43)" insert "R.S. 44:4.1(B)(12) is hereby amended and reenacted and"

AMENDMENT NO. 9

On page 2, delete lines 26 through 28, and insert in lieu thereof the following:

"(43) To the information contained in an application of an applicant under the age of eighteen who is applying for membership on the Louisiana Legislative Youth Advisory Council, except as otherwise provided in R.S. 24:973.1(G)."

§4.1. Exceptions

* * *

B. The legislature further recognizes that there exist exceptions, exemptions, and limitations to the laws pertaining to public records throughout the revised statutes and codes of this state. Therefore, the following exceptions, exemptions, and limitations are hereby continued in effect by incorporation into this Chapter by citation:

(12) R.S. 24:513, 513.1, 513.3, 518, **973.1**

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

SENATE BILL NO. 365—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 30:2503(A) and (C)(2), the introductory paragraph of R.S. 30:2504(A), and to enact R.S. 36:610(B)(10), relative to the Louisiana Environmental Education Act; to provide for the Louisiana Environmental Education Commission; to provide for the creation of the commission; to provide that the commission be re-created in the Department of Wildlife and Fisheries; to provide for its membership, powers, and duties; to provide for the office of environmental education; to provide for its membership, powers, and duties; and to provide for related matters.

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

SENATE BILL NO. 371—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:10.1(C), relative to the Aquatic Plant Control Fund; to provide for certain uses of the fund; to provide that the fund may be used for salaries or related benefits for the Department of Wildlife and Fisheries; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 371 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 2, after "Fisheries." delete the remainder of the line and delete lines 3 through 5 and insert the following:

"The funds appropriated pursuant to the provisions of this Section shall not displace, replace, nor supplant the level of funding appropriated for this program in Fiscal Year 2001-2002 but shall be in addition to that level of funding. be in addition to any other amounts appropriated by the legislature."

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

SENATE BILL NO. 412—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:205(A), relative to bids for purchases by the Department of Transportation and Development; to provide relative to notice requirements; to allow notice to be sent through an electronic interactive environment; and to provide for related matters.

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

SENATE BILL NO. 440—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 17:172, relative to information provided to the parents or legal guardians of public school students; to require parental notification of procedures relative to making complaints and information requests; to provide for rules and regulations; to provide for the responsibilities of schools and school governing authorities; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 440 by Senator Duplessis

AMENDMENT NO. 1

On page 2, at the end of line 3, insert "**Such information shall be incorporated into any existing policy or policies, code of conduct, or student handbook of the governing authority or of each school under its jurisdiction.**"

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

SENATE BILL NO. 454—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:29(A)(2), relative to the budget of the state; to provide relative to the submission of the continuation budget; and to provide for related matters.

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

SENATE BILL NO. 456—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:100.21, relative to the 2004 Overcollections Fund; to change the name of the fund; to provide for the uses of the fund; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 491—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:250.2, relative to the administration of design-build contracts; to expand the Department of Transportation and Development's design-build contract pilot program; to provide relative to additional projects; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 491 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 5, after "method" insert ", with approval of the House and Senate transportation, highways, and public works committees"

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

SENATE BILL NO. 493—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 44:23.1, relative to records of safety sensitive infrastructure of the Department of Transportation and Development; and to provide for related matters.

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

SENATE BILL NO. 503—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 48:282 and to repeal R.S. 30:253, relative to adopt-a-road program; to authorize the Department of Transportation and Development to establish the adopt-a-road program; to repeal the adopt-a-road program in the Department of Environmental Quality; and to provide for related matters.

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

SENATE BILL NO. 525—
BY SENATOR ERDEY

AN ACT

To enact R.S. 38:84(C), relative to authorization to comply with the federal flood insurance act; to require that parishes and municipalities participate in and comply with federal flood plain management and flood insurance programs before construction of local flood protection or storm damage reduction projects; and to provide for related matters.

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

SENATE BILL NO. 528—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:9029(B), relative to the Compulsive and Problem Gaming Fund; to provide that the treasurer shall annually transfer five hundred thousand dollars from the Louisiana Lottery Proceeds Fund to the Compulsive and Problem Gaming Fund; and to provide for related matters.

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

SENATE BILL NO. 575—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:98.4(C)(2), relative to the Louisiana fund; to provide relative to the date for submission of the governor's plan of expenditures from such fund; to change such date; and to provide for related matters.

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

SENATE BILL NO. 612—

BY SENATORS CHAISSON, NEVERS, RISER, SCALISE, THOMPSON
AND WALSWORTH AND REPRESENTATIVES HONEY AND TUCKER
AN ACT

To amend and reenact R.S. 23:1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14(A), 15, 16, 71, 72, 73(A)(1)(introductory paragraph) and (2), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042, 2043, 2044, 2045, 2046, 2047(A), 2048 through 2056, 2061, 2062, 2063, 2065, 2066, 2067, 2069(A), 2070, 2091(A), (B)(introductory paragraph) and (8) and (C), 2092, 2100, 2151(A), (B) and (E), 2152, 2153, 2191, and 2192, and R.S. 36:3(2), (3), (4), (6), and (7), (4)(A)(6) and (B)(1)(14), (8)(E)(1), 301, 302, 303, 304, 305, 306, 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310(A) and 313, to enact R.S. 23:17, 18, 19, 20, 33, 34, 73(A)(1)(d), 75(E), 77, 78, 2193 through 2212 and R.S. 36:(8)(E)(2)(j), and to repeal R.S. 23:2064, 2068, 2093, 2094, 2095, 2096, 2097, 2098 and 2099 and R.S. 36:310, 311, 312, relative to the Department of Labor; to change the name of the Department of Labor to the Louisiana Workforce Commission; to provide for the creation of the commission; to provide for the executive director of the commission; to establish the purpose of the commission; to establish the powers and duties of the commission; to provide employee performance evaluations; to require the integration of certain workforce development programs; to provide for client accessibility; to authorize the executive director to delegate certain functions; to require the design and implementation of a plan for workforce training and services; to provide for the administration of funding; to provide relative to block grants for local workforce development areas; to establish legislative intent; to provide for definitions; to require the maintenance of a comprehensive labor market information system; to require entities to cooperate with the commission; to provide for the availability of consumer information; to provide with respect to data exchange; to provide for the Occupational Forecasting Conference and its duties; to provide for the development and management of workforce system information resources; to change the name of the Louisiana Workforce Commission to the Louisiana Workforce Investment Council and to establish its purposes; to provide for the membership of the council; to provide procedures to select the chairman and vice chairman; to provide for the terms of the membership; to authorize the removal of members under certain circumstances; to provide for designees of the council members; to establish the goals of the commission; to require the adoption of a strategic plan; to establish the duties and functions of the council; to establish the organizational structure of the council; to provide for workforce investment boards; to authorize the governor to designate workforce development areas; to authorize the creation of local workforce development boards; to provide for the training for local workforce development board members; to authorize the governor to certify boards; to provide the membership of boards; to provide for the removal of workforce investment board members; to provide for the responsibilities of the board; to establish the board's duties; to provide for the components of the local workforce development system; to require the adoption of local and regional workforce development plans; to require the adoption of a budget; to require the submission of a report; to require approval of the board's fiscal agent; to provide for contracting service delivery; to provide relative to conflicts of interests; to provide for the eligibility of incentives and waivers; to allow the application for nonprofit status; to authorize the employment of staff; to include the Louisiana Workforce Commission as a department within the executive branch of government; to provide for its officers, duties and offices; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 612 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 6 after "(8)" insert a comma "," and after "(B)" insert a comma ","

AMENDMENT NO. 2

On page 1, line 7 change "(4)(A)(6) and (B)(1)(14), (8)(E)(1)" to "4(A)(6) and (B)(1), and 8(E)(1)"

AMENDMENT NO. 3

On page 1, line 9, after "310(A)" insert a comma ","

AMENDMENT NO. 4

On page 1, line 10, change "2212 and R.S. 36:(8)(E)(2)(j)," to "2213 and R.S. 36:8(E)(2)(j),"

AMENDMENT NO. 5

On page 1, line 11, change "23:2064" to "23:2061(8), 2064,"

AMENDMENT NO. 6

On page 1, line 11, change "2098 and 2099" to "2098, 2099, and 2192"

AMENDMENT NO. 7

On page 1, line 11 change "36:310" to "36:4(B)(14), 310,"

AMENDMENT NO. 8

On page 1, line 16 after "provide" insert "for"

AMENDMENT NO. 9

On page 3, line 7 change "(8)" to "(8),"

AMENDMENT NO. 10

On page 3, line 8 change "(B)" to (B),"

AMENDMENT NO. 11

On page 3, line 25 after "and" and before "shall" insert "**he**"

AMENDMENT NO. 12

On page 3, line 27, after "**meet**" delete the remainder of the line and insert "**the following needs of the designated groups:**"

AMENDMENT NO. 13

On page 3, line 28 change "**The**" to "**For the**" and after "**state**" delete "**for**" insert a comma ","

AMENDMENT NO. 14

On page 4, line 1 change "**The**" to "**For the**" and after "**state**" delete "**for**" insert a comma ","

AMENDMENT NO. 15

On page 4, line 4 change "**The**" to "**For the**" and after "**state**" delete "**for**" insert a comma ","

AMENDMENT NO. 16

On page 4, line 5 after "**particularly**" and before "**persons**" insert "**for**"

AMENDMENT NO. 17

On page 4, line 8 change "**The**" to "**For the**" and after "**state**" delete "**for**" insert a comma ","

AMENDMENT NO. 18

On page 4, line 10 change "**The**" to "**For the**" and after "**state**" delete "**for**" insert a comma ","

AMENDMENT NO. 19

On page 5, line 19 after "to" delete the remainder of the line and insert "**his any** place"

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AMENDMENT NO. 20

On page 6, line 20 change "(11)" to "**(11)**"

AMENDMENT NO. 21

On page 6, line 27, after "rules" insert a comma ",."

AMENDMENT NO. 22

On page 6, line 28, after "mailing" insert a comma ",."

AMENDMENT NO. 23

On page 6, line 29, after "publication" insert a comma ",."

AMENDMENT NO. 24

On page 7, line 1 change "would" to "**shall**"

AMENDMENT NO. 25

On page 7, line 10 after "accounts," insert "**and other**" and after "records" delete the remainder of the line

AMENDMENT NO. 26

On page 7, delete lines 22 through 28 and insert the following:

"B. Any rule or regulation of the Louisiana Workforce Commission shall be promulgated in accordance with the Administrative Procedure Act, R.S. 49:950, et seq."

AMENDMENT NO. 27

On page 8, line 4 after "safeguard" insert a comma ",."

AMENDMENT NO. 28

On page 8, line 14 after "regulations" insert a comma ",."

AMENDMENT NO. 29

On page 8, line 18 after "regulation" insert a comma ",." and after "**director**" insert a comma ",."

AMENDMENT NO. 30

On page 8, line 21 after "regulation" insert a comma ",."

AMENDMENT NO. 31

On page 8, line 22 after "regulation" insert a comma ",."

AMENDMENT NO. 32

On page 8, line 24 after "court" insert a comma ",."

AMENDMENT NO. 33

On page 10, line 8 after "owner" insert a comma ",."

AMENDMENT NO. 34

On page 10, line 11 after "neglects" insert a comma ",."

AMENDMENT NO. 35

On page 10, between lines 16 and 17 insert:
" * * * "

AMENDMENT NO. 36

On page 10, line 17 change "**§17.**" to "**§18.**"

AMENDMENT NO. 37

On page 10, at the beginning of line 18, insert "**A.**"

AMENDMENT NO. 38

On page 10, line 22 after "**development**" delete the remainder of the line and insert a period "."

AMENDMENT NO. 39

On page 10 at the beginning of line 23 change "**all**" to "**All**"

AMENDMENT NO. 40

On page 10, between lines 24 and 25, insert the following:

"B. Such integration shall be accomplished by rules or regulations promulgated in accordance with the Administrative Procedure Act, R.S. 49:950, et seq."

AMENDMENT NO. 41

On page 10, line 25 change "**§18.**" to "**§19.**"

AMENDMENT NO. 42

On page 11, at the beginning of line 1, change "**§19.**" to "**§20.**"

AMENDMENT NO. 43

On page 11, line 4 change "**23:17**" to "**23:18**"

AMENDMENT NO. 44

On page 11, line 9 change "**§20.**" to "**§21.**"

AMENDMENT NO. 45

On page 11, between lines 14 and 15 insert the following:
"Sections 22 through 32 are reserved."

AMENDMENT NO. 46

On page 12, line 1 change "**does**" to "**shall**"

AMENDMENT NO. 47

On page 12, line 13 delete "**will**" and change "**allocate**" to "**allocates**"

AMENDMENT NO. 48

On page 13, between lines 9 and 10 insert:
"PART IV. COMPREHENSIVE LABOR MARKET INFORMATION SYSTEM"

AMENDMENT NO. 49

On page 14, delete lines 10 and 11 and insert:
" * * * "

AMENDMENT NO. 50

On page 14, line 12 change "(3)" to "**(3.1)**"

AMENDMENT NO. 51

On page 14, deletes lines 14 through 20 and insert:
" * * * "

AMENDMENT NO. 52

On page 14, line 22, after "shall," delete "directly, by" and insert "**advise and direct on the development and content of**"

AMENDMENT NO. 53

On page 14, line 23, delete the entire line and insert "a comprehensive labor"

AMENDMENT NO. 54

On page 16, line 4 after "and" and before "provide" delete "to"

AMENDMENT NO. 55

On page 16, at the end of line 14 delete the comma ","

AMENDMENT NO. 56

On page 17, line 12 after "**Section**" delete "**will**" and insert "**shall**"

AMENDMENT NO. 57

On page 18, line 14, after "established" delete "in the office of the" and insert "**as a standing committee of the council**"

AMENDMENT NO. 58

On page 18, line 15, delete "governor"

AMENDMENT NO. 59

On page 18, line 25 change "**must**" to "**shall**"

AMENDMENT NO. 60

On page 20, line 22, after "principals" insert "**and the council**"

AMENDMENT NO. 61

On page 21, line 28, after "information." insert "**However, with respect to input regarding the state's eight regional labor market areas, the council shall accept and consider information from local workforce investment boards only when offered and**"

presented to the council jointly as regional input by all of the local boards within the region. Regional forecasting shall not take into consideration input from local boards that is not presented to the council jointly by all of the boards in the region.

AMENDMENT NO. 62

On page 21, line 29, after "first" delete "final"

AMENDMENT NO. 63

On page 22, line 2 change "will" to "~~will~~ shall"

AMENDMENT NO. 64

On page 22, line 4, after "Conference and" insert "the council which" and after "Louisiana." insert "Conference reports shall be submitted to the council for consideration and approval, and the council may modify conference reports if it clearly states a reasonable basis for such modification. Reports not approved by the council shall not be final for the purposes of this Section."

AMENDMENT NO. 65

On page 23, line 21 change "should" to "shall"

AMENDMENT NO. 66

On page 23, line 24 change "should" to "shall"

AMENDMENT NO. 67

On page 23, line 26 change "23:17" to "23:18"

AMENDMENT NO. 68

On page 23, line 27 change "should" to "shall"

AMENDMENT NO. 69

On page 24 between lines 9 and 10 insert:

"CHAPTER 14. LOUISIANA WORKFORCE COMMISSION
INVESTMENT COUNCIL
PART I. GENERAL PROVISIONS
* * *

AMENDMENT NO. 70

On page 24, delete line 10 and insert:

"§2042. Louisiana Workforce Commission Investment Council; creation;"

AMENDMENT NO. 71

On page 24, line 13, after "created in the" delete "office of the governor" and insert "commission"

AMENDMENT NO. 72

On page 24, line 20 after "plan" insert a comma "," and change "will" to "~~will~~"

AMENDMENT NO. 73

On page 27, line 19 change "twenty-nine" to "thirty-nine"

AMENDMENT NO. 74

On page 27, at the end of line 20 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 75

On page 27, at the end of line 21 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 76

On page 27, at the end of line 22 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 77

On page 27, at the end of line 23 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 78

On page 27, at the end of line 24 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 79

On page 27, at the end of line 26 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 80

On page 27, at the end of line 27 delete the period "." and insert a comma "," and "ex officio."

AMENDMENT NO. 81

On page 27, between lines 27 and 28, insert the following:

"(8) The executive director of the governor's office of elderly affairs, ex officio."

AMENDMENT NO. 82

On page 27, delete lines 28 and 29 and insert

"(9) One member appointed by the governor who is the chief executive officer of a community-based organization."

AMENDMENT NO. 83

On page 28, line 1, delete "(9)(a) Thirteen" and insert "(10)(a) Twenty"

AMENDMENT NO. 84

On page 28, line 2, after "governor" insert a comma "," and "at least one of whom shall represent a woman-owned business and at least one of whom shall represent a minority-owned business. Members representing business shall be individuals who are owners, chief executive officers, chief operating officers, or other individuals with optimum policy-making or hiring authority, and may be members of local boards"

AMENDMENT NO. 85

On page 28, line 5 change "who shall" to "to"

AMENDMENT NO. 86

On page 28, line 7 change "who shall" to "to"

AMENDMENT NO. 87

On page 28, line 8 change "who shall" to "to"

AMENDMENT NO. 88

On page 28, line 10 change "who shall" to "to"

AMENDMENT NO. 89

On page 28, line 12 change "who shall" to "to"

AMENDMENT NO. 90

On page 28, line 14 change "who shall" to "to"

AMENDMENT NO. 91

On page 28, line 16 change "who shall" to "to"

AMENDMENT NO. 92

On page 28, line 17 change "who shall" to "to"

AMENDMENT NO. 93

On page 28, line 19 change "who shall" to "to"

AMENDMENT NO. 94

On page 28, line 21 change "who shall" to "to"

AMENDMENT NO. 95

On page 28, line 23, delete "Three" and insert "Ten" and change "who shall" to "to"

AMENDMENT NO. 96

On page 29, line 9, delete "Motel" and insert "Lodging"

AMENDMENT NO. 97

On page 30, delete lines 4 and 5 and insert

"(11)(a) Two members appointed by the governor representing parish, city, or city-parish government, each of whom shall be the chief executive officer of a parish, city, or city-parish."

AMENDMENT NO. 98

On page 30, delete line 6 and insert:

"(b) In appointing the members representing parish, city, or city-parish government,"

AMENDMENT NO. 99

On page 30, line 12, delete "**(11)(a) Two**" and insert "**(12)(a) Four**"

AMENDMENT NO. 100

On page 30, at the end of line 13, insert the following:

"Following the initial four appointments pursuant to R.S. 23:2046(A), any vacancy that occurs in any of these four positions shall be filled from a list of three nominees submitted by the Louisiana AFL-CIO."

AMENDMENT NO. 101

On page 30, line 14, delete "**two**" and insert "**four**"

AMENDMENT NO. 102

On page 30, delete lines 16 through 18 and insert the following:

"(13) Two members of the Louisiana Senate appointed by the president of the Senate and two members of the Louisiana House of Representatives appointed by the speaker of the House."

AMENDMENT NO. 103

On page 30, line 19, after "B." insert "**(1)**"

AMENDMENT NO. 104

On page 30, line 20, after "state" insert "**including the racial, gender, and geographic diversity of the state**"

AMENDMENT NO. 105

On page 30, between lines 20 and 21, insert the following:

"(2) Each appointment by the governor shall be submitted to the Senate for confirmation."

AMENDMENT NO. 106

On page 30, line 27 after "**Act**" insert "**of 1998**"

AMENDMENT NO. 107

On page 30, line 28 change "**to conform**" to "**for conformity**"

AMENDMENT NO. 108

On page 30, at the end of line 28 delete "**the Workforce**" and at the beginning of line 29 delete "**Investment**" and insert "**such**"

AMENDMENT NO. 109

On page 31, line 2 change "a registered voter in" to "a registered voter **to vote** in"

AMENDMENT NO. 110

On page 31, line 3, after "Louisiana" insert "**and shall have completed the same training as provided to local workforce investment board members, pursuant to R.S. 23:2195**"

AMENDMENT NO. 111

On page 31, line 7 change "**23:2043(9)**" to "**23:2043(10)**"

AMENDMENT NO. 112

On page 31, line 15 change "**eighteen**" to "**twenty-seven**" and change "**23:2043(A)(8), (9), (10), and**" to "**23:2043(A)(9), (10), (11), and (12), nine**"

AMENDMENT NO. 113

On page 31, at the beginning of line 16 delete "**(11), six**"

AMENDMENT NO. 114

On page 31, line 16 after "**two years,**" change "**six**" to "**nine**"

AMENDMENT NO. 115

On page 31, line 17 after "**and**" change "**six**" to "**nine**"

AMENDMENT NO. 116

On page 31, line 21, delete "**six-year four-year**" and insert "six-year"

AMENDMENT NO. 117

On page 31, line 24 change "**and (7)**" to "**(7), and (8)**"

AMENDMENT NO. 118

On page 31, line 29 after "entity" insert "**or entities**"

AMENDMENT NO. 119

On page 32, line 15 change "R.S. 42:6.1" to "R.S. 42:6+ **42:7.1**"

AMENDMENT NO. 120

On page 32, line 17 change "**bimonthly**" to "**six times per year in alternate months**"

AMENDMENT NO. 121

On page 33, line 11, delete "**No**" and insert "**A**"

AMENDMENT NO. 122

On page 33 delete lines 12 through 14 and insert "representative capacity ~~shall~~ **may** participate or vote in a ~~full~~ **commission** ~~any~~ **council** meeting."

AMENDMENT NO. 123

On page 33, line 21, after "The" delete "governor" and insert "**commission**" and at the end of the line, delete "his"

AMENDMENT NO. 124

On page 33, line 22, delete "~~commission~~ **council**" and insert "commission"

AMENDMENT NO. 125

On page 34, at the end of line 5 change "The commission" to "The ~~commission~~ **council**"

AMENDMENT NO. 126

On page 34, delete line 24 and insert "is placed within the ~~executive~~ office of the ~~governor~~ **executive director**, pursuant to R.S. 36:4(B)(14) **301(C)(1)**."

AMENDMENT NO. 127

On page 34, at the end of line 28 change "~~commission~~" to "commission."

AMENDMENT NO. 128

On page 35, at the beginning of line 4 change "(2)" to "**(1.1)**"

AMENDMENT NO. 129

On page 35, line 5 after "**Act**" change "**(29 USC 1501 et seq.)**" to "**of 1998,**"

AMENDMENT NO. 130

On page 35, at the beginning of line 7 change "**(3)**" to "**(1.2)**"

AMENDMENT NO. 131

On page 35, line 10 delete "**(29 USC 2801 et seq)**"

AMENDMENT NO. 132

On page 35, delete lines 11 and 12 and insert: "**(1.3) "Chief elected official" means a mayor, parish president, police jury president, parish council president, or mayor-president."**

AMENDMENT NO. 133

On page 35, at the beginning of line 13 change "**(5)**" to "(2)"

AMENDMENT NO. 134

On page 35, at the beginning of line 14 change "~~(3)~~ **(6)**" to "**(2.1)**"

AMENDMENT NO. 135

On page 35, at the beginning of line 15 change "**(7)**" to "(3)"

AMENDMENT NO. 136

On page 35, line 16 change "individuals" to "**individuals an individual**"

AMENDMENT NO. 137

On page 35, line 17 change "their residences" to "his residence"

AMENDMENT NO. 138

On page 35, at the beginning of line 18 change "~~(4)~~ (8)" to "(4)"

AMENDMENT NO. 139

On page 35, at the beginning of line 20 change "~~(5)~~ (9)" to "(5)"

AMENDMENT NO. 140

On page 35, at the beginning of line 21 change "~~(6)~~(10)" to "(6)"

AMENDMENT NO. 141

On page 35, line 25 after "program" delete "and" and insert a period "." and "Such services"

AMENDMENT NO. 142

On page 35, line 26 change "~~(7)~~ (11)" to "(7)"

AMENDMENT NO. 143

On page 36, at the beginning of line 7 change "~~(9)~~(12)" to "(9)"

AMENDMENT NO. 144

On page 36, line 15 after "citizens" change "to improve" to "to improve in improving"

AMENDMENT NO. 145

On page 36, line 16 change "~~(10)~~ (13)" to "(10)"

AMENDMENT NO. 146

On page 37, line 6 change "prepare" to "provide"

AMENDMENT NO. 147

On page 37, line 26 change "On" to "Upon"

AMENDMENT NO. 148

On page 39, line 9 change "a" to "any" and change "fund" to "funds"

AMENDMENT NO. 149

On page 43, between lines 15 and 16 insert:
 " * * *

AMENDMENT NO. 150

On page 43, line 19 change "USC" to "U.S.C."

AMENDMENT NO. 151

On page 43, line 22 change "USC" to "U.S.C."

AMENDMENT NO. 152

On page 43, delete lines 23 through 29 and insert:
 " * * *

AMENDMENT NO. 153

On page 44, at the end of line 14 insert "The Occupational Forecasting Conference established by R.S. 23:76(C) shall be a standing committee of the council."

AMENDMENT NO. 154

On page 44, delete lines 16 and 17 and insert "council member to chair each standing committee, except as provided in R.S.23:2096 23:76."

AMENDMENT NO. 155

On page 45, between lines 1 and 2 insert:
 " * * *

AMENDMENT NO. 156

On page 45, line 29 after "proposals" and before "without" insert "relative to workforce development services"

AMENDMENT NO. 157

On page 46, line 7 after "training" insert a comma ","

AMENDMENT NO. 158

On page 46, delete line 12 and insert:

"PART V. WORKFORCE DEVELOPMENT ENTITIES
INVESTMENT BOARDS"

AMENDMENT NO. 159

On page 46, line 14 change "A.(1)" to "A.(4)"

AMENDMENT NO. 160

On page 46, at the beginning of line 15 change "every" to "every each"

AMENDMENT NO. 161

On page 47, between lines 18 and 19 insert:
 " * * *

AMENDMENT NO. 162

On page 47, at the beginning of line 19 change "\$2192." to "\$2193."

AMENDMENT NO. 163

On page 47, delete lines 21 through 25

AMENDMENT NO. 164

On page 47, at the end of line 26 insert "frequently"

AMENDMENT NO. 165

On page 48, line 2 delete "(29 USC 2801 et seq)" and change "A" to "Any such"

AMENDMENT NO. 166

On page 48, at the beginning of line 3 change "must" to "shall"

AMENDMENT NO. 167

On page 48, line 18 change "must" to "shall"

AMENDMENT NO. 168

On page 48, at the beginning of line 23 change "\$2193" to "\$2194"

AMENDMENT NO. 169

On page 49, line 2 change "does" to "shall"

AMENDMENT NO. 170

On page 49, line 5 change "that" to "such"

AMENDMENT NO. 171

On page 49, line 8 change "must" to "shall"

AMENDMENT NO. 172

On page 49, line 11 change "must" to "shall"

AMENDMENT NO. 173

On page 49, line 16 change "must" to "shall"

AMENDMENT NO. 174

On page 49, line 17 change "must" to "shall"

AMENDMENT NO. 175

On page 49, line 19 change "will" to "shall"

AMENDMENT NO. 176

On page 49, line 21 change "keep" to "inform" and change "informed" to "in a timely manner"

AMENDMENT NO. 177

On page 49, delete lines 24 and 25 and insert:

"(5) A proposal on division of resources allocated to the local workforce development area among the parties to the agreement."

AMENDMENT NO. 178

On page 50, line 6 change "\$2194" to "\$2195"

AMENDMENT NO. 179

On page 50, line 7, after "management" insert a comma " ," and "diversity."

AMENDMENT NO. 180

On page 50, line 9 after "boards" delete "that includes" and insert a period "." and "Such training shall include"

AMENDMENT NO. 181

On page 50, at the end of line 10 delete "encourages" and insert "shall encourage"

AMENDMENT NO. 182

On page 50, at the end of line 16 change "is" to "shall be"

AMENDMENT NO. 183

On page 50 at the beginning of line 23 change "§2195" to "§2196"

AMENDMENT NO. 184

On page 50 delete lines 24 through 26 and insert "A. The commission shall charter"

AMENDMENT NO. 185

On page 50, line 27 delete "certifying criteria" and insert "chartering requirements"

AMENDMENT NO. 186

On page 50, line 28, delete "certified" and insert "chartered"

AMENDMENT NO. 187

On page 51, line 1, after "B." insert "The governor shall certify a board upon determining that the board's composition is consistent with applicable federal and state laws and requirements."

AMENDMENT NO. 188

On page 51, at the beginning of line 4 change "§2196" to "§2197"

AMENDMENT NO. 189

On page 51, line 8 after "concerns," and before "chief" insert "are"

AMENDMENT NO. 190

On page 51, line 9 after "or" and before "other" insert "are"

AMENDMENT NO. 191

On page 51, line 10 after "hiring" insert a comma " ,"

AMENDMENT NO. 192

On page 51, line 10 change "policy making" to "policy-making"

AMENDMENT NO. 193

On page 51, delete lines 12 through 14 and insert "(2) At least two representatives of organized labor."

AMENDMENT NO. 194

On page 51 between lines 20 and 21 insert "(d) Community-based organizations."

AMENDMENT NO. 195

On page 51, line 21 change "are" to "shall be"

AMENDMENT NO. 196

On page 51, line 25 change "must" to "shall"

AMENDMENT NO. 197

On page 51, line 27 change "should" to "shall"

AMENDMENT NO. 198

On page 51, line 29 change "are" to "shall be"

AMENDMENT NO. 199

On page 52, line 1, after "federations," delete the remainder of line 1 and delete lines 2 through 5 in their entirety

AMENDMENT NO. 200

On page 52, line 6 change "are" to "shall be"

AMENDMENT NO. 201

On page 52, delete line 11 and insert: "E. As used in this Section, the following terms shall have the following meanings:"

AMENDMENT NO. 202

On page 52, line 18 after "A" delete "must" and insert "of this Section shall"

AMENDMENT NO. 203

On page 52, line 18 after "for" delete the remainder of the line and at the beginning of line 19 delete "Subsection," and insert "such member pursuant to Subsection A,"

AMENDMENT NO. 204

On page 52, line 20 change "§2197" to "§2198"

AMENDMENT NO. 205

On page 52, line 23 after "duty" and before "or" insert a comma " ,"

AMENDMENT NO. 206

On page 52, line 25 change "§2198" to "§2199"

AMENDMENT NO. 207

On page 52, line 28 change "§2199" to "§2200"

AMENDMENT NO. 208

On page 53, line 2 after "services and" insert "for"

AMENDMENT NO. 209

On page 53, line 12 change "§2200" to "§2201"

AMENDMENT NO. 210

On page 53, line 13 change "the local" to "a local"

AMENDMENT NO. 211

On page 53, line 18 after "Act" and before the period "." insert "of 1998"

AMENDMENT NO. 212

On page 53, line 19 change "A" to "Each"

AMENDMENT NO. 213

On page 53, line 22 after "intelligence" delete the comma " ,"

AMENDMENT NO. 214

On page 54, line 1 after "align" insert a comma " ," and after "board" insert a comma " ,"

AMENDMENT NO. 215

On page 54, line 3 after "ensure" insert "the"

AMENDMENT NO. 216

On page 54, line 4 after "activities" delete the remainder of the line and insert "and make adjustments to such strategies and operations as appropriate."

AMENDMENT NO. 217

On page 54, line 14 delete "executive"

AMENDMENT NO. 218

On page 54, at the end of line 20 delete the "that:" and insert in lieu thereof a period "." and "Such plan shall:"

AMENDMENT NO. 219

On page 54, line 21 change "Is" to "Be"

AMENDMENT NO. 220

On page 54, line 23 change "Targets" to "Target"

AMENDMENT NO. 221

On page 54, line 26 change "**Ensures**" to "**Ensure**"

AMENDMENT NO. 222

On page 54, line 28 change "**business**" to "**businesses**"

AMENDMENT NO. 223

On page 54, line 29 change "**the board or**" to "**itself or**"

AMENDMENT NO. 224

On page 55, line 4, change "**23:2203**" to "**23:2204**" and after "**operators**" insert "**and staffing**"

AMENDMENT NO. 225

On page 55, line 8 change "**must**" to "**shall**"

AMENDMENT NO. 226

On page 55, line 10 after "**of**" and before "**local**" insert "**any**"

AMENDMENT NO. 227

On page 55, line 11 after "**advisory**" delete "**boards, councils and**" and insert "**board, council, or**"

AMENDMENT NO. 228

On page 55, line 14 after "**agencies**" insert a comma ","

AMENDMENT NO. 229

On page 55, line 22 change "**42 USC 604a**" to "**42 U.S.C. 604(a)**"

AMENDMENT NO. 230

On page 55, line 24, after "**1998**" delete the remainder of the line and insert a period "."

AMENDMENT NO. 231

On page 55, line 25 change "**B. The**" to "**C. Each**"

AMENDMENT NO. 232

On page 55, line 26 change "**The**" to "**Each**"

AMENDMENT NO. 233

On page 55, line 29 change "**C.**" to "**D.**" and change "**a**" to "**each**"

AMENDMENT NO. 234

On page 56, line 2 after "**services**" delete the remainder of the line and insert a period "." and "**Each board shall**"

AMENDMENT NO. 235

On page 56, line 5 change "**A**" to "**Each**"

AMENDMENT NO. 236

On page 56, line 9 change "**D.**" to "**E.**"

AMENDMENT NO. 237

On page 56, line 11 change "**§2201**" to "**§2202**"

AMENDMENT NO. 238

On page 56, line 14 change "**§2202**" to "**§2203**"

AMENDMENT NO. 239

On page 56, line 17 change "**§2203**" to "**§2204**"

AMENDMENT NO. 240

On page 56, line 20 after "**(1)**" delete "**Business solutions**" and insert "**A business solutions component,**"

AMENDMENT NO. 241

On page 56, at the end of line 22 delete the comma "," and insert a period "."

AMENDMENT NO. 242

On page 56, line 23 change "**including**" to "**This component shall include**"

AMENDMENT NO. 243

On page 56, line 25 after "**(2)**" delete "**Career solutions**" and insert "**A career solutions component,**"

AMENDMENT NO. 244

On page 56, line 26 after "**maximize**" delete "**of**"

AMENDMENT NO. 245

On page 56, line 29 change "**§2204**" to "**§2205**"

AMENDMENT NO. 246

On page 57, line 1 change "**A board**" to "**Each board**"

AMENDMENT NO. 247

On page 57, line 3 change "**must**" to "**shall**"

AMENDMENT NO. 248

On page 57, line 3 after "**that**" and before the colon insert "**provides for all of the following**"

AMENDMENT NO. 249

On page 57, line 4 change "**Assesses**" to "**Assessment of**"

AMENDMENT NO. 250

On page 57, line 6 change "**Identifies**" to "**Identification of**"

AMENDMENT NO. 251

On page 57, line 7 change "**Evaluates**" to "**Evaluation of**"

AMENDMENT NO. 252

On page 57, line 8 change "**Sets**" to "**Setting of**"

AMENDMENT NO. 253

On page 57, line 11 change "**must**" to "**shall**"

AMENDMENT NO. 254

On page 57, line 13 change "**will**" to "**shall**"

AMENDMENT NO. 255

On page 57, line 14 change "**must**" to "**shall**"

AMENDMENT NO. 256

On page 57, line 18 change "**how**" to "**the manner in which**"

AMENDMENT NO. 257

On page 57, line 20 change "**§2205**" to "**§2206**"

AMENDMENT NO. 258

On page 57, line 21 change "**A**" to "**Each**"

AMENDMENT NO. 259

On page 57, line 22 change "**must**" to "**shall**"

AMENDMENT NO. 260

On page 57, line 24 change "**§2206**" to "**§2207**"

AMENDMENT NO. 261

On page 57, line 25 change "**A**" to "**Each**"

AMENDMENT NO. 262

On page 57, line 26 after "**demand**" delete the remainder of the line and insert a period "." and "**The report shall be provided to:**"

AMENDMENT NO. 263

On page 57, line 29 change "**the**" to "**such**"

AMENDMENT NO. 264

On page 58, line 1 change "**a**" to "**the board's**"

AMENDMENT NO. 265

On page 58, line 2 change "**§2207**" to "**§2208**"

AMENDMENT NO. 266

On page 58, line 3 change "**must**" to "**shall**"

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AMENDMENT NO. 267

On page 58, line 10 change "§2208" to "§2209"

AMENDMENT NO. 268

On page 58, line 12 after "training" insert a comma " , "

AMENDMENT NO. 269

On page 58, line 15 change "must" to "shall"

AMENDMENT NO. 270

On page 58, line 18 after "training" insert a comma " , "

AMENDMENT NO. 271

On page 59, line 1, after "entity" delete the remainder of the line and insert a comma " , " and "then such"

AMENDMENT NO. 272

On page 59, line 4 change "under Section 2204" to "pursuant to R.S. 23:2205"

AMENDMENT NO. 273

On page 59, line 6 change "§2209" to "§2210"

AMENDMENT NO. 274

On page 59, line 8 after "discussion" and before "any" change "in" to "on"

AMENDMENT NO. 275

On page 59, line 11 after "partner" insert a comma " , "

AMENDMENT NO. 276

On page 59, line 13, change "the board." to "such board."

AMENDMENT NO. 277

On page 59, line 15 change "in" to "on"

AMENDMENT NO. 278

On page 59, line 16 after "42:1111(C)(2)(d)." delete the remainder of the line and insert "1112, or 1113(B)"

AMENDMENT NO. 279

On page 59, line 18 change "the board" to "a board"

AMENDMENT NO. 280

On page 59, line 20, after "vote" insert a comma " , "

AMENDMENT NO. 281

On page 59, line 21 change "that" to "such"

AMENDMENT NO. 282

On page 59, line 23 change "All" to "Any" and change "disclosures" to "disclosure"

AMENDMENT NO. 283

On page 59, line 24 after "office." insert "each" and change "members" to "member" and change "must" to "shall"

AMENDMENT NO. 284

On page 59, line 25 after "financial" insert a comma " , "

AMENDMENT NO. 285

On page 59, line 28 after "partner" insert a comma " , "

AMENDMENT NO. 286

On page 60, line 4 change "§2210" to "§2211"

AMENDMENT NO. 287

On page 60, line 11 after "Act" insert "of 1998"

AMENDMENT NO. 288

On page 60, line 14 change "§2211" to "§2212"

AMENDMENT NO. 289

On page 60, line 17 after "Code" delete the remainder of the line and delete line 18 and insert a period " . "

AMENDMENT NO. 290

On page 60, line 23 change "§2212" to "§2213"

AMENDMENT NO. 291

On page 60, line 24 after "staff" insert "including a director."

AMENDMENT NO. 292

On page 61, line 8 change "must" to "shall"

AMENDMENT NO. 293

On page 61, line 14 change "(4)(A)(6) and (B)(1)(14), (8)(E)(1)" to "4(A)(6) and (B)(1) and 8(E)(1)"

AMENDMENT NO. 294

On page 61, line 16 change "310(A)" to "310(A)."

AMENDMENT NO. 295

On page 61, line 17 change "36:(8)(E)(2)(j)" to "36:8(E)(2)(j)"

AMENDMENT NO. 296

On page 61, line 25 after "Safety" insert "and Corrections"

AMENDMENT NO. 297

On page 61, line 26 change "the director shall" to "director shall mean"

AMENDMENT NO. 298

On page 62, line 13 change "the deputy executive director" to "deputy executive director"

AMENDMENT NO. 299

On page 62, line 18 change "the executive director" to "executive director"

AMENDMENT NO. 300

On page 62, lines 23 and 24 change "the chief financial officer" to "chief financial officer"

AMENDMENT NO. 301

On page 63, delete lines 15 and 16

AMENDMENT NO. 302

On page 64, at the end of line 3 insert a comma " , "

AMENDMENT NO. 303

On page 65, at the end of line 9, insert "The Louisiana Workforce Investment Council, as more specifically provided for in R.S. 23:2042, et seq., shall be placed in the executive office of the executive director."

AMENDMENT NO. 304

On page 65, delete lines 22 and 23 and insert: "assistant secretary an executive director, a chief financial officer, a deputy executive director, or a director shall receive any additional salary from the state other than"

AMENDMENT NO. 305

On page 65, delete lines 26 and 27 and insert: "undersecretary, or assistant secretary an executive director, a chief financial officer, a deputy executive director, or a director shall not receive any additional salary from"

AMENDMENT NO. 306

On page 66, delete line 3 and insert: "secretary an executive director, a chief financial officer, a deputy executive director, or a"

AMENDMENT NO. 307

On page 66, at the end of line 7 insert "of the commission"

AMENDMENT NO. 308

On page 66, line 8 after "**director**" insert "**of the commission**"

AMENDMENT NO. 309

On page 66, line 19 after "**director**" insert "**of the commission**"

AMENDMENT NO. 310

On page 73, line 10 after "2098" delete the remainder of the line and insert a comma ", " and "2099, and 2192, and"

AMENDMENT NO. 311

On page 73, line 11 change "36:310," to "36:4(B)(14), 310," and after "311," insert "and"

AMENDMENT NO. 312

On page 73, line 22 after ""secretary of Labor"" insert a comma ", "

AMENDMENT NO. 313

On page 73, delete line 26 and insert ""commission" to the "Louisiana Workforce Investment Council".

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

SENATE BILL NO. 653—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 24:31.4(A) and 31.5(A)(1), (2) and (4), relative to the legislature; to provide with respect to the funds available for legislative assistants of members of the legislature; to provide for additional office clerical staff for senators; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 653 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, change "24:31.4(A) and 31.5(A)(1), (2), and (4)," to "24:31.4(A) and (C) and 31.5,"

AMENDMENT NO. 2

On page 1, line 7, change "24:31.4(A) and 31.5(A)(1), (2), and (4)," to "24:31.4(A) and (C) and 31.5,"

AMENDMENT NO. 3

On page 1, delete lines 11 through 14 and insert the following: "law for members of the legislature, each member of the **legislature House of Representatives** shall be paid a monthly expense allowance in the amount of five hundred dollars per month, **and each member of the Senate shall be paid a monthly expense allowance in the amount of one thousand**"

AMENDMENT NO. 4

On page 2, between lines 2 and 3, insert the following:
"C. The allowance provided in Subsection A shall be withdrawn from the treasury and paid to the persons entitled thereto in the same manner as is provided by law for the salary provided in R.S. 24:31.1. Each member shall be required to file with the presiding officer, prior to payment of the allowance each month, an itemized statement of expenses, and appropriate invoices or receipts supporting the same. The amount of the allowance paid to each member each month shall be equal to the total amount of the itemized statement, provided that in no case shall the total reimbursement **for each member of the House of Representatives** exceed five hundred dollars, **and in no case shall the total reimbursement for each member of the Senate exceed one thousand dollars.**"

* * *

AMENDMENT NO. 5

On page 5, delete lines 5 through 12 and insert the following:

"C.(1)(a) Each legislative assistant employed full time and who either has at least one year of experience or receives at least eighty percent of the total compensation available to the employing legislator for his **legislative** assistants, including all step increases authorized by law, may participate in the state's group life, health, and hospitalization insurance program and the state employees' retirement system. Any legislative assistant who does not meet the criteria set forth herein shall not be eligible to participate in these or any other benefits accruing under law to state employees.

(b) Each office clerical staff employed full time and who either has at least one year of experience or receives at least eighty percent of the total compensation available to the employing legislator for his office clerical staff, including all step increases authorized by law, may participate in the state's group life, health, and hospitalization insurance program and the state employees' retirement system. Any office clerical staff who does not meet the criteria set forth herein shall not be eligible to participate in these or any other benefits accruing under law to state employees."

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

SENATE BILL NO. 676—
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 56:1685.2, relative to state preservation areas; to name the visitor center at the Louisiana State Arboretum State Preservation Area; and to provide for related matters.

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

SENATE BILL NO. 678—
BY SENATOR ADLEY

AN ACT

To enact Subpart P of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to the FEMA Mobile Home Reimbursement Fund; to provide for the deposit and credit of certain money to the fund; to require appropriations for refunding certain tax, penalty, and interest paid on certain mobile or manufactured homes; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 678 by Senator Adley

AMENDMENT NO. 1

On page 1, delete line 12 and insert the following:

"A. The commissioner of the office of motor vehicles shall determine by the"

AMENDMENT NO. 2

On page 2, line 2, after "**Agency**" and before "**and used**" insert "**and resold to FEMA**"

AMENDMENT NO. 3

On page 2, line 21, change "**C.(1)**" to "**C.**"

AMENDMENT NO. 4

On page 2, line 23, after "**fund**" insert a period "." and delete the remainder of the line

AMENDMENT NO. 5

On page 2, delete lines 24 through 27 and insert "**All unexpended and unencumbered money**"

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AMENDMENT NO. 6

On page 2, line 29, change "D." to "D.(1)"

AMENDMENT NO. 7

On page 3, between lines 8 and 9, insert the following:

"(2) Persons requesting a refund for any sales tax, penalty, or interest paid pursuant to this Subsection shall present evidence of the payment of such taxes, penalty, or interest to the state treasurer in order to obtain a refund."

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

Motion to Recommit

Senator Chaisson asked for and obtained a suspension of the rules and recommitted Senate Bill No. 88 from the Committee on Health and Welfare to the Committee on Local and Municipal Affairs.

Motion to Recommit

Senator Adley asked for and obtained a suspension of the rules and recommitted Senate Bill No. 231 from the Committee on Judiciary A to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 273 from the Committee on Health and Welfare.

SENATE BILL NO. 273—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 40:2116(D)(2), relative to the facility need review; to repeal the nursing moratorium on replacement facilities; to provide for replacement nursing home facilities; and to provide for related matters.

On motion of Senator Mount, the bill was read by title and withdrawn from the files of the Senate.

Rules Suspended

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

Introduction of Senate Resolutions

Senator Adley 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. 15—

BY SENATORS ADLEY, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPRE, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAU, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To commend and congratulate Major General (ret.) Ansel M. Stroud, Jr., of the Louisiana National Guard on his contributions of military professionalism, leadership, and service that he has bestowed upon the citizens of the state of Louisiana and of the United States of America.

On motion of Senator Adley, the 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. 10—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to promulgate rules allowing a WMA hunting permit fee exemption for small game hunters during the first nine days of the regular squirrel season.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 10 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, delete "fee"

AMENDMENT NO. 2

On page 2, line 1, delete "fee"

AMENDMENT NO. 3

On page 2, line 3, delete "the payment of"

AMENDMENT NO. 4

On page 2, line 4, delete "fee"

AMENDMENT NO. 5

On page 2, line 5, change "should" to "may" and delete "an" and insert "a WMA hunting permit"

AMENDMENT NO. 6

On page 2, line 8, delete "promulgate rules allowing a" and insert "consider waiving the"

AMENDMENT NO. 7

On page 2, line 9, delete "fee exemption"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, and Name. Lists names of senators and their corresponding yeas.

Total - 36

NAYS

Total - 0

ABSENT

Alario Erdey Scalise
Total - 3

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. 52—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:35.1(A)(1) and (B) and to enact R.S. 14:35.1(A)(3), relative to battery of certain workers; to provide for the crime of battery of an adult protective service worker; to provide for the elements of such crime; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Alario Erdey Scalise
Total - 3

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

SENATE BILL NO. 55—
BY SENATOR MORRISH

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Alario Erdey Scalise
Total - 3

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

SENATE BILL NO. 81—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 39:1800.4(C), relative to state and local corrections facilities; to provide for certain contracts; to provide for management contracts involving capital expenditures; and to provide for related matters.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 81 by Senator Martiny

AMENDMENT NO. 1

On page 1, delete lines 9 through 15 and insert the following:
~~"C.(1) Contracts awarded under the provisions of this Chapter, including contracts for the provision of correctional or geriatric services or for the lease or use of public lands or buildings for use in the operation of state or local facilities, may be entered into for a period not to exceed twenty years subject to the requirement for annual appropriation of funds and provided that no management contract shall exceed five years.~~

(2) Contracts awarded under the provisions of this Chapter for the provision of correctional or geriatric services may be entered into for periods not to exceed five years, except that such contracts which involve expenditures for capital improvements shall not exceed ten years, all subject to the requirement for annual appropriation of funds.

On motion of Senator Martiny, the amendments were adopted.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, and their corresponding counts.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists Alario, Erdey, Scalise and their counts.

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

SENATE BILL NO. 101— BY SENATOR MORRISH

AN ACT

To enact R.S. 13:2075.1, relative to the City Court of Jennings; to authorize the transfer of surplus filing fees and costs in the court's civil fee account; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, and their corresponding counts.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists Alario, Erdey, Scalise and their counts.

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

SENATE BILL NO. 107— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 13:985(A), (B), (C), (D), (E), (F), (H) and (I) and 985.1(A)(1), (2)(b) and (3) and to enact R.S. 13:985.1(A)(2)(c), relative to court reporters for the Thirty-First Judicial District; to provide for the number of court reporters to be appointed in the Thirty-First Judicial District; to provide for salaries; to provide for the indigent transcript fund; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, and their corresponding counts.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists Alario, Erdey, Scalise and their counts.

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

SENATE BILL NO. 114— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 15:152(C) and to enact R.S. 15:147(E), relative to the Louisiana Public Defender Act; to amend provisions of the Louisiana Public Defender Act; to provide with respect to the salary of the state public defender; to provide for the employment status of certain employees; 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. 114 by Senator Martiny

AMENDMENT NO. 1

On page 2, line 5, following "an" and before "justice" change "associated" to "associate"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrish
Amedee	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Alario	Erdey	Scalise
Total - 3		

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

SENATE BILL NO. 140—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:391(A) and 398.1(A), relative to traffic citations; to provide for electronic tickets or e-tickets; to provide for the original signature or electronic signature of an arresting officer; 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. 140 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 11, following "Safety" and before "adopted" insert "and Corrections"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrish
Amedee	Gray	Mount
Broome	Hebert	Murray

Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Alario	Erdey	Scalise
Total - 3		

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

SENATE BILL NO. 144—

BY SENATORS N. GAUTREAU, AMEDEE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To enact R.S. 14:43.6, relative to certain sex offenses; to provide for the administration of medroxyprogesterone acetate to or voluntary castration of sex offenders; to provide penalties for noncompliance; 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. 144 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 3, line 12, following "less" and before "three" change "that" to "than"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed Senate Bill No. 144 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 3, between lines 14 and 15, insert the following:

"(6) If a defendant whom the court has sentenced to be treated with medroxyprogesterone acetate (MPA) or ordered to undergo physical castration takes any drug or other substance to reverse the effects of the treatment, he shall be held in contempt of court and punished accordingly."

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

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

April 15, 2008

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Dupre	Michot	
Total - 32		

NAYS

Gray	Kostelka	Shepherd
Total - 3		

ABSENT

Mr. President	Erdey
Alario	Scalise
Total - 4	

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

SENATE BILL NO. 184—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact Code of Civil Procedure Articles 1792(B) and (C) and 1793(D), relative to instructions and charges to the jury; to remove authorization for a jury to have a written copy of jury instructions and charges for deliberation in the jury room; and to provide for related matters.

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

SENATE BILL NO. 197—

BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 30:2183(G)(1), relative to environmental quality; to provide for a prescriptive period for instituting prosecutions for violations of the Hazardous Waste Control Law; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Alario	Erdey	Scalise
Total - 3		

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

SENATE BILL NO. 306—

BY SENATORS QUINN, AMEDEE AND DORSEY
AN ACT

To enact R.S. 14:130.1(A)(4), relative to obstruction of justice; to include as a punishable criminal act, intentionally providing law enforcement officers with false and misleading information for the purpose of delaying, misleading, interfering or preventing fair and just results in a criminal investigation; 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. 306 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 11, change "effect" to "affect"

AMENDMENT NO. 2

On page 1, line 16, between "**officer**" and the colon ":" insert "**when the offender has reasonable grounds to believe the person that is conducting the inquiry or investigation is a law enforcement officer**"

On motion of Senator Quinn, 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 Engrossed Senate Bill No. 306 by Senator Quinn

AMENDMENT NO. 1

On page 2, between lines 8 and 9, insert

"(d) Notwithstanding any provision of law to the contrary, it shall be a defense for any person who has provided false information to the authorities, when the false information was provided as a result of force, duress, intimidation, mistake, accident or other incident reason."

On motion of Senator Duplessis, the amendments were adopted.

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

SENATE BILL NO. 321—

BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(a) and (c), relative to the administration of state government; to provide the Department of Environmental Quality with authority to accept credit cards for payment of obligations owed to the state through use of a

third-party processor to collect a convenience fee to adequately cover transaction fees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrish
Amedee	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Alario	Erdey	Scalise
Total - 3		

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

SENATE BILL NO. 326—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2074(B)(3)(e), R.S. 36:231(B) and 258(B), and R.S. 40:4(A)(6), 31.31(1) and 31.32(C) and to enact R.S. 30:2074(B)(3)(f) and (11), relative to transporters of certain waste; to provide for the issuance of licenses and collection of fees for transporting or hauling sewage sludge or biosolids; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the authority of the state health officer; 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. 326 by Senator Hebert

AMENDMENT NO. 1

On page 3, line 18, following "to" and before "the" insert ", "

AMENDMENT NO. 2

On page 3, line 21, following "40:4 (A)(6)" and before "are" insert ", 31.31(1) and 31.32(C)"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	Long	Shepherd
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Dupre	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Alario	LaFleur
Erdey	Scalise
Total - 4	

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

SENATE BILL NO. 328—

BY SENATORS N. GAUTREAUX, BROOME, CHEEK, DONAHUE, HEBERT, JACKSON, LAFLEUR, MARIONNEAUX, MICHOT, MURRAY, NEVERS AND RISER AND REPRESENTATIVES PERRY AND RICHMOND

A JOINT RESOLUTION

Proposing to add Article VII, Section 10(D)(2)(g) of the Constitution of Louisiana, relative to state funds; to authorize the allocation or appropriation of money designated in the official forecast as nonrecurring for a tax refund or tax rebate to anyone required to file a Louisiana individual income tax return; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 511—

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 14:90.1, relative to the crime of gambling; to provide for the crime of gambling by computer; to provide for the disposition of seized evidence, property and paraphernalia; to provide for fines and penalties; and to provide for related matters.

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

SENATE BILL NO. 550—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:1311(2) and (3), 1312(A), (C), the introductory paragraph of (F), and (F)(2), 1313(B)(7), 1314, 1316, and the introductory paragraph of 1317 and to enact R.S. 3:1316.1 through 1316.3 and 1319 and to repeal R.S. 3:1312(G), relative to fertilizer regulation; to provide relative to violations; to provide for adjudicatory proceedings; to provide for penalties; to provide relative to deficiency assessments; to prohibit municipalities, parishes, local governmental entities or governing authorities of any group or association, private or public, having jurisdiction over a specific geographic area from enacting ordinances, laws, subdivision restrictions or regulations

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regarding fertilizers; to provide for rulemaking authority; to provide for technical corrections; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Alario, Erdey and their counts.

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

SENATE BILL NO. 635— BY SENATORS THOMPSON AND WALSWORTH AN ACT

To amend and reenact R.S. 3:3801(A), (B), and (C), 3803(14), 3804(A), 3807(B)(4), 3808(D) and 3815 and to repeal R.S. 3:3807(B)(6) and 3808(F), relative to the Horticulture Commission; to consolidate the professions of horticulturist and landscape contractor into one licensed profession known as "landscape horticulturist"; to provide relative to license powers; to provide for transition provisions; 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. 635 by Senator Thompson

AMENDMENT NO. 1

On page 1, line 9, following ",", and before "(14)" change "3808" to "3803"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Thompson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 635 by Senator Thompson

AMENDMENT NO. 1

On page 3, delete line 12 in its entirety and insert "Association of Nurserymen Nursery and Landscape Association."

On motion of Senator Thompson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent. Lists Alario, Erdey, Scalise and their counts.

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

SENATE BILL NO. 53— BY SENATOR SHAW AN ACT

To enact R.S. 42:1141(B)(1)(c), relative to ethics complaints; to provide that the Board of Ethics shall not investigate or otherwise address anonymous complaints; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey and their corresponding counts.

NAYS

Mr. President Gautreaux N Hebert Total - 9	LaFleur McPherson Mount	Murray Riser Walsworth
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ABSENT

Alario Erdey Total - 4	Gray Scalise
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The Chair declared the bill was passed and sent to the House. Senator Shaw moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 61—
BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 22:635.3(C) and to enact R.S. 22:1425.1, relative to homeowner's insurance; to provide for calculation of certain time periods; to require certain insurers who write homeowner's insurance to sell homeowner's coverage to certain veterans and military personnel; and to provide for related matters.

Senator N. Gautreaux in the Chair

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed Senate Bill No. 61 by Senator Shepherd

AMENDMENT NO. 1

On page 2, line 9 after "(2)" insert "(a)"
On page 2, line 16 after "aggregated." insert the following: "The provisions of this Paragraph shall only be effective so long as the level of risk of catastrophe associated with the new dwelling is not greater than the level of risk of catastrophe associated with the previous dwelling."

(b) The commissioner shall promulgate rules to carry out the provisions provided for in Subparagraph (2)(a) of Subsection (C) of this Section.

Senator Dupre moved adoption of the amendments.

Senator Long objected.

ROLL CALL

The roll was called with the following result:

YEAS

Broome Cassidy Cheek Cravins Duplessis Dupre Gautreaux B Gautreaux N Total - 22	Hebert Heitmeier Jackson Marionneaux Martiny McPherson Michot Morrish	Mount Murray Nevers Quinn Shepherd Walsworth
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NAYS

Adley Amedee Crowe Total - 9	Donahue Dorsey Erdey	Long Shaw Smith
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ABSENT

Mr. President Alario Gray Total - 8	Kostelka LaFleur Riser	Scalise Thompson
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The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Broome Dupre Gautreaux B Gautreaux N Total - 15	Hebert LaFleur Marionneaux Martiny McPherson	Michot Murray Riser Shepherd Thompson
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NAYS

Adley Amedee Cassidy Cheek Cravins Crowe Donahue Total - 20	Dorsey Erdey Heitmeier Jackson Kostelka Long Morrish	Mount Nevers Quinn Shaw Smith Walsworth
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ABSENT

Alario Duplessis Total - 4	Gray Scalise
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The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Shepherd, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

SENATE BILL NO. 96—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 37:761(C) and 764(D) and to enact R.S. 37:795(B)(1)(m) and (B)(2)(u), relative to the profession of dentistry; to provide for requirements of applicants for dental licensure; to provide for the requirements of licensure of a dental hygienist; to provide for fees; 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. 96 by Senator Broome

AMENDMENT NO. 1

On page 2, between lines 1 and 2, insert
"***"

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On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Gautreaux B, N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists Alario, Erdy, Scalise.

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

SENATE BILL NO. 103— BY SENATORS MORRISH, CRAVINS, DUPRE, HEBERT AND LONG AN ACT

To amend and reenact R.S. 22:1265(A)(2) and to enact R.S. 22:1065(A)(2)(f), relative to state funds; to establish the Citizens Insurance Recovery Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for disposition of the avails of certain taxes related to the sale of insurance products for surplus lines coverages; to provide for the disposition of the avails of certain annual license taxes related to the sale of insurance products for fire, marine, transportation, casualty, surety, or other coverages; to require annual reporting to the legislature; to provide for an effective date; and to provide for related matters.

Senator B. Gautreaux asked for a ruling from the Chair as to whether the bill was a tax or fee.

The Chair ruled that the bill was not a tax or fee.

On motion of Senator Chaisson, the bill was read by title and recommitted to the Committee on Finance.

SENATE BILL NO. 115— BY SENATOR MARTINY AN ACT

To amend and reenact R.S. 18:465(E) and to enact R.S. 18:465(C)(7), relative to qualifying for a primary election; to provide for nominating petitions; to provide relative to the signatures required upon and the certification of such petitions; to provide for qualification by nominating petition when qualifying is reopened following the death of a candidate; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 115 by Senator Martiny

AMENDMENT NO. 1 On page 1, line 17, change ", the number of signatures of the registered voters" to "- twenty-five"

AMENDMENT NO. 2 On page 2, line 1, delete "shall be twenty-five"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdy, Gautreaux B, N, Gray, Hebert, Heitmeier, Jackson, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists Alario, Kostelka, Scalise.

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

SENATE BILL NO. 130— BY SENATOR DUPLESSIS AN ACT

To amend and reenact R.S. 9:3516(26), relative to the Louisiana Consumer Credit Law; to provide for prepaid finance charges; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists Mr. President, Adley, Amedee, Broome, Cheek, Gautreaux B, N, Gray, Hebert, Heitmeier, Morrish, Mount, Murray, Nevers, Quinn.

Cravins	Jackson	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneau	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Alario	Kostelka
Cassidy	Scalise
Total - 4	

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

SENATE BILL NO. 150—
BY SENATOR CRAVINS

AN ACT

To enact Part XIV-A of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 22:2090.1 through 2090.26, relative to domestic captive insurance companies; to provide for definitions; to provide for applicability of other provisions; to provide for powers of the commissioner of insurance, including the authority to adopt reasonable regulations; to provide for incorporation and application for a certificate of authority; to provide for financial examinations; to provide for capital and surplus requirements; to provide for suspension or revocation of certificate of authority; to provide for authorized and prohibited lines of insurance; to provide for restrictions on captive insurers operations; to provide for filing of rates and forms; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneau sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneau on behalf of the Legislative Bureau to Engrossed Senate Bill No. 150 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 14, following "that" change "only insures" to "insures only the"

AMENDMENT NO. 2

On page 3, line 18, following "more than" and before "percent" change "51" to "fifty-one"

AMENDMENT NO. 3

On page 3, line 21, following "that" change "only insures" to "insures only the"

AMENDMENT NO. 4

On page 14, line 16, following "the" and before "December" change "year-ending" to "year ending"

AMENDMENT NO. 5

On page 14, line 22, following "the" change "year-ending" to "year ending"

On motion of Senator Marionneau, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed Senate Bill No. 150 by Senator Cravins

AMENDMENT NO. 1

On page 5, line 25, change "should" to "shall"

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrish
Amedee	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneau	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Alario	Duplessis	Scalise
Total - 3		

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

SENATE BILL NO. 223—

BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 24:31.5(A)(1), (2) and (4), relative to the legislature; to provide with respect to the funds available for legislative assistants of members of the legislature; to provide for employment of two or more legislative assistants or constituent services managers and provide for their compensation; and to provide for related matters.

On motion of Senator Chaisson, the bill was read by title and recommitted to the Committee on Finance.

SENATE BILL NO. 228—

BY SENATORS HEITMEIER, GRAY AND NEVERS

AN ACT

To enact R.S. 28:22, R.S. 40:2006(B)(2)(i) and (E)(2)(x), and Part VI-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180.6 through 2180.11, relative to crisis receiving centers; to provide for a crisis response system; to provide for definitions; to provide for fees; to provide for licensing; to provide for rules and regulations; to provide for penalties; and to provide for related matters.

Mr. President in the Chair

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. 228 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 17, change "EMS" to "Emergency Medical Services"

AMENDMENT NO. 2

On page 3, line 12, following "district," and before "authority" insert "and"

AMENDMENT NO. 3

On page 4, line 20, following "entry" and before line 21, delete ";

AMENDMENT NO. 4

On page 5, line 9, following "to" and before "crisis" change "an" to "a"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Dupre, Erdey, Gautreaux B, and their respective counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Total. Lists names like Alario, Amedee, Duplessis, Quinn, Scalise and their counts.

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

SENATE BILL NO. 234— BY SENATOR MOUNT

AN ACT

To enact R.S. 40:2006(E)(2)(x) and Part VI-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180.11 through 2180.16 and to repeal R.S. 28:822(26), relative to licensure of substitute family agencies for

the developmentally disabled; to provide for licensing fees for such services; to provide for rules and regulations; to provide for definitions; to provide for penalties; 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. 234 by Senator Mount

AMENDMENT NO. 1

On page 4, line 11, following "office" and before "citizens" change "of" to "for"

On motion of Senator Marionneaux, 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 Engrossed Senate Bill No. 234 by Senator Mount

AMENDMENT NO. 1

On page 2, line 8, change "the placement" to "an unrelated person or persons, or a family member but not a parent, spouse, or a legal guardian."

AMENDMENT NO. 2

On page 2, line 9, delete "with a person or persons", delete line 10, and on line 11, delete "or a legal guardian" and insert "with whom the individual is placed"

AMENDMENT NO. 3

On page 2, line 19, between "technical" and "and" insert "assistance"

AMENDMENT NO. 4

On page 4, line 22, change "licensing agency" to "department"

AMENDMENT NO. 5

On page 4, line 29, change "applicable licensing agency" to "department"

AMENDMENT NO. 6

On page 5, lines 1, 5, 9, 12, and 16, change "licensing agency" to "department"

AMENDMENT NO. 7

On page 5, line 20, change "applicable licensing agency" to "department"

AMENDMENT NO. 8

On page 5, line 27, delete "issued by the applicable licensing agency"

AMENDMENT NO. 9

On page 6, line 2, change "applicable licensing agency" to "department"

On motion of Senator Mount, 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 Engrossed Senate Bill No. 234 by Senator Mount

AMENDMENT NO. 1

On page 4, line 12, delete "Any office, bureau, or agency that licenses substitute family agencies" and insert "The health standards section of the Department of Health and Hospitals" in lieu thereof

On motion of Senator Mount, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Morrish
Adley	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneau	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Gautreaux B	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Alario	Duplessis
Amedee	Scalise
Total - 4	

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

SENATE BILL NO. 238—
BY SENATOR CASSIDY

AN ACT

To enact R.S. 40:1064.1, relative to expedited partner therapy; to provide for the prescription of medications to individuals who may have been exposed to certain venereal diseases absent a doctor-patient relationship and absent a clinical assessment; to provide for the promulgation of rules; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Mount
Adley	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	LaFleur	Shaw

Crowe	Long	Shepherd
Donahue	Marionneau	Smith
Dorsey	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Alario	Duplessis	Scalise
Amedee	Kostelka	
Total - 5		

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

SENATE BILL NO. 240—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1382(A)(1)(a) relative to the Louisiana Insurance Guaranty Association; to provide for the limits of liability of the association; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Mount
Adley	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	LaFleur	Shaw
Crowe	Long	Shepherd
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Dupre	Michot	Walsworth
Erdey	Morrish	
Total - 32		

NAYS

Hebert	Marionneau
Total - 2	

ABSENT

Alario	Duplessis	Scalise
Amedee	Kostelka	
Total - 5		

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

SENATE BILL NO. 271—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 18:402(F)(5) and (6) and to repeal R.S. 18:402(F)(7), relative to bond, tax, or propositional elections; to provide for the elimination of the July date for such elections; and to provide for related matters.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gray Mount
Broome Hebert Murray
Cassidy Heitmeier Nevers
Cheek Jackson Quinn
Cravins Kostelka Riser
Crowe LaFleur Shaw
Donahue Long Shepherd
Dorsey Marionneaux Smith
Dupre Martiny Thompson
Erdey McPherson Walsworth
Gautreaux B Michot
Gautreaux N Morrish
Total - 34

NAYS

Total - 0

ABSENT

Adley Amedee Scalise
Alario Duplessis
Total - 5

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

SENATE BILL NO. 287—

BY SENATORS MOUNT, CASSIDY, CHEEK, ERDEY, GRAY AND NEVERS

AN ACT

To amend and reenact Part L of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.111 through 1300.114, relative to health care data reporting; to provide for Louisiana health care consumers' right to know; to provide for the collection and publication of provider specific health care quality and outcome data; to provide for the membership of the Health Data Panel; 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. 287 by Senator Mount

AMENDMENT NO. 1

On page 6, line 23, following "appropriated" insert "to"

On motion of Senator Marionneaux, the amendments were adopted.

On motion of Senator B. Gautreaux, the amended bill was read by title and recommitted to the Committee on Finance.

SENATE BILL NO. 296—

BY SENATOR ADLEY

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to calling extraordinary sessions of the legislature; to require that the proclamation calling the session be issued and made public so that at least five calendar days elapse after the day the proclamation is made public and prior to

the day of the start of such session; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Michot
Adley Gautreaux N Morrish
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe LaFleur Shaw
Donahue Long Shepherd
Dorsey Marionneaux Smith
Dupre Martiny Thompson
Erdey McPherson Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Alario Duplessis Mount
Amedee Kostelka Scalise
Total - 6

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

SENATE BILL NO. 327—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 6:969.18(A), relative to the Motor Vehicle Sales Finance Act; to provide for documentation and compliance fees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux N Morrish
Adley Gray Mount
Broome Hebert Murray
Cassidy Heitmeier Nevers
Cheek Jackson Quinn
Cravins Kostelka Riser
Crowe LaFleur Shaw
Donahue Long Shepherd
Dorsey Marionneaux Smith
Dupre Martiny Thompson
Erdey McPherson Walsworth
Gautreaux B Michot
Total - 35

NAYS

Total - 0

ABSENT

Alario Duplessis
 Amedee Scalise
 Total - 4

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

SENATE BILL NO. 538—
 BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1430.23(D), relative to the Louisiana Citizens Property Insurance Corporation Policy Take-Out Program; to provide with respect to removing the Louisiana Insurance Guaranty Association from the approval process on policy bundles; and to provide for related matters.

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

SENATE BILL NO. 546—
 BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 37:1031(A) and 1033(A) and (B) and to enact R.S. 37:1033(H), relative to direct service workers; to provide for applicability; to provide for training; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Morrish
Adley	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Gautreaux B	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Alario Duplessis
 Amedee Scalise
 Total - 4

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

SENATE BILL NO. 555—
 BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1384(A)(3), relative to the Louisiana Insurance Guaranty Association; to modify the authority of the commissioner of insurance with respect to the board of commissioners of the association relative to certificates of authority of insurers; and to provide for related matters.

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

SENATE BILL NO. 590—
 BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.25.1, relative to mortgage foreclosures; to provide with respect to mortgage foreclosure assistance for homeowners; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Morrish
Adley	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Gautreaux B	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Alario Duplessis
 Amedee Scalise
 Total - 4

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

Rules Suspended

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

Messages from the House

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

Message from the House

**CONCURRING IN
 SENATE CONCURRENT RESOLUTIONS**

April 15, 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:

April 15, 2008

SENATE CONCURRENT RESOLUTION NO. 29—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To designate May 12, 2008, as "Obesity Awareness Day" at the legislature.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATORS NEVERS AND WALSWORTH AND REPRESENTATIVES HOFFMANN AND RITCHIE

A CONCURRENT RESOLUTION

To honor and commend Dr. James Stafford for his many years of dedicated and distinguished service and his notable accomplishments and contributions to Louisiana's educational system upon the occasion of his retirement from the State Board of Elementary and Secondary Education.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Senate Bills
and Joint Resolutions

Senator Broome asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 695—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 22:1324(A)(1) and 1451(G), relative to filing of certain financial reports by insurers; to provide with respect to the commissioner's determinations of compliance that would constitute a financial hardship on the insurer; to provide with respect to the requirement of electronic filings with the National Association of Insurance Commissioners; and to provide for related matters.

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

Introduction of Resolutions,
Senate and Concurrent

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

SENATE RESOLUTION NO. 16—
BY SENATOR GRAY

A RESOLUTION

To commend the National Bar Association Commercial Law Section for contributions to rebuild three homes in New Orleans.

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

SENATE CONCURRENT RESOLUTION NO. 34—
BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To commend the Public Administration Institute Student Association (PAISA) at Louisiana State University and to recognize April 13, 2008, as the tenth annual PAISA Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Morrish
Adley	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Gautreaux B	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Alario	Duplessis
Amedee	Scalise
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 35—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To establish a special study committee to study and make recommendations with respect to creating special designations on EMS vehicles.

On motion of Senator Chaisson, the resolution was read by title and referred to the Committee on Health and Welfare.

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

April 15, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 174—
BY REPRESENTATIVES ROY AND ARMES
AN ACT

To amend and reenact R.S. 47:490.18(C), (D), and (E) and to enact R.S. 47:490.18(F), relative to military honor license plates; to provide for the change in design of the "Purple Heart" medal on the military honor license plates for "Purple Heart" recipients; and to provide for related matters.

HOUSE BILL NO. 605—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 9:2271 through 2275, 2283, and 2291 and the heading of Chapter 2 of Code Title II of Code Book III, the heading of Part I of Chapter 2 of Code Title II of Code Book III,

and the heading of Part II of Chapter 2 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to enact R.S. 9:2290, and to repeal R.S. 9:2276 through 2280 and 2292 through 2295, relative to trusts for charitable, benevolent, or eleemosynary purposes and to donations for charitable purposes; to provide for trusts for charitable purposes, to provide for trustees of a charitable trust; to provide for the application of the Louisiana Trust Code; to provide for standing to enforce a charitable trust; to provide for the governing instrument of a charitable trust; to provide for the duration of a charitable trust; to provide for the termination of a small charitable trust; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1031—

BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA

AN ACT

To amend and reenact the heading of Part III-F of Title 19 of the Louisiana Revised Statutes of 1950 and R.S. 19:135, 135.1(A), 135.2(3)(a), 135.3, 135.4, and 135.7(1) and to repeal Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature as amended by Act No. 538 of the 2006 Regular Session of the Legislature, relative to the expropriation of property by the city of Ruston; to authorize the city to expropriate by a declaration of taking; to define terms; to provide for purposes of the expropriation; to repeal termination dates; and to provide for related matters.

HOUSE BILL NO. 146—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact Code of Criminal Procedure Article 930.9, relative to post-conviction relief; to provide that the petitioner may attend post-conviction relief proceedings by teleconference, video link, or other visual remote technology; and to provide for related matters.

HOUSE BILL NO. 184—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 17:170(D), relative to immunization of persons entering schools, kindergartens, colleges, proprietary or vocational schools, and day care centers for the first time; to provide for the electronic transmission of immunization compliance reports; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 205—

BY REPRESENTATIVES MILLS AND LEBAS

AN ACT

To amend and reenact R.S. 37:1207(B), 1208, 1213, 1214, and 1230(C), relative to the Louisiana Pharmacy Practice Act; to provide for applications for renewal of licenses, registrations, certificates, and pharmacy permits; to provide for the waiver of renewal requirements while in military service; to provide for required notifications for changes of employment and mailing address; and to provide for related matters.

HOUSE BILL NO. 268—

BY REPRESENTATIVES ELBERT GUILLORY, LAFONTA, MARCHAND, AND RICHMOND

AN ACT

To amend and reenact R.S. 15:711(G) and 1111(I), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

HOUSE BILL NO. 343—

BY REPRESENTATIVES PERRY AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:499.4, relative to night shrimping; to make corrections to the night shrimping line; and to provide for related matters.

HOUSE BILL NO. 516—

BY REPRESENTATIVE CORTEZ

AN ACT

To amend and reenact R.S. 22:230.1(A), relative to health insurance; to provide with respect to coverage of rehabilitative services, physical therapy, occupational therapy, and speech and language pathology therapy; and to provide for related matters.

HOUSE BILL NO. 691—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:231(E), 232(2), 234(A)(2), 236(7)(a), 237(B)(1) and (C), 239.1(C)(2) and (3), 240(A) and (F)(3), and 242(B), relative to the Louisiana Health Plan; to provide for definitions; to define eligibility; to establish definitions of rates for nonfederally defined individuals; to establish benefits; to provide with respect to the board of directors; to provide for exemptions; and to provide for related matters.

HOUSE BILL NO. 967—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 46:2116.2(C)(4), relative to the State Personal Assistance Services Program; to allow individuals with significant disabilities eligible for the program to choose a qualified provider anywhere in the state; and to provide for related matters.

HOUSE BILL NO. 990—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 18:116(A)(2)(a), relative to voter registration agencies; to designate the office of a public secondary school guidance counselor as a voter registration agency; and to provide for related matters.

HOUSE BILL NO. 585—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 4553, relative to post-judgment proceedings related to the interdiction; to provide that temporary restraining orders and injunctions shall be included as post-judgment proceedings related to the interdiction; to provide relative to the court and division conducting post-judgment proceedings related to an interdiction; to provide for proceedings related to an interdiction; to provide for legislative intent; and to provide for related matters.

HOUSE BILL NO. 84—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To enact R.S. 14:75(C)(5), relative to failure to pay child support obligation; to provide for an increase in the penalty provision when the amount of support owed is more than twenty-five thousand dollars; and to provide for related matters.

HOUSE BILL NO. 171—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 56:421(D), relative to the Louisiana Oyster Task Force; to authorize reimbursement of expenses associated with serving on the task force; and to provide for related matters.

HOUSE BILL NO. 200—

BY REPRESENTATIVE HAZEL

AN ACT

To enact R.S. 17:226(A)(2)(e), relative to exemptions from compulsory school attendance; to provide that certain children shall be temporarily excused from school under specified circumstances; to provide conditions and limitations; to provide an effective date; and to provide for related matters.

April 15, 2008

HOUSE BILL NO. 216—
BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of such judges; and to provide for related matters.

HOUSE BILL NO. 241—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:72.1.1, relative to misappropriation without violence; to create the crime of forgery of insurance or an insurance identification card; to provide for definitions; to provide for penalties; and to provide for related matters.

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

House Bills and Joint Resolutions

Senator Nevers asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint 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 BILL NO. 84—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To enact R.S. 14:75(C)(5), relative to failure to pay child support obligation; to provide for an increase in the penalty provision when the amount of support owed is more than twenty-five thousand dollars; and to provide for related matters.

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

HOUSE BILL NO. 146—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact Code of Criminal Procedure Article 930.9, relative to post-conviction relief; to provide that the petitioner may attend post-conviction relief proceedings by teleconference, video link, or other visual remote technology; and to provide for related matters.

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

HOUSE BILL NO. 171—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 56:421(D), relative to the Louisiana Oyster Task Force; to authorize reimbursement of expenses associated with serving on the task force; and to provide for related matters.

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

HOUSE BILL NO. 174—
BY REPRESENTATIVES ROY AND ARMES
AN ACT

To amend and reenact R.S. 47:490.18(C), (D), and (E) and to enact R.S. 47:490.18(F), relative to military honor license plates; to provide for the change in design of the "Purple Heart" medal on the military honor license plates for "Purple Heart" recipients; and to provide for related matters.

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

HOUSE BILL NO. 184—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 17:170(D), relative to immunization of persons entering schools, kindergartens, colleges, proprietary or vocational schools, and day care centers for the first time; to provide for the electronic transmission of immunization compliance reports; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

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

HOUSE BILL NO. 200—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 17:226(A)(2)(e), relative to exemptions from compulsory school attendance; to provide that certain children shall be temporarily excused from school under specified circumstances; to provide conditions and limitations; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 205—
BY REPRESENTATIVES MILLS AND LEBAS
AN ACT

To amend and reenact R.S. 37:1207(B), 1208, 1213, 1214, and 1230(C), relative to the Louisiana Pharmacy Practice Act; to provide for applications for renewal of licenses, registrations, certificates, and pharmacy permits; to provide for the waiver of renewal requirements while in military service; to provide for required notifications for changes of employment and mailing address; and to provide for related matters.

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

HOUSE BILL NO. 216—
BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of such judges; and to provide for related matters.

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

HOUSE BILL NO. 241—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:72.1.1, relative to misappropriation without violence; to create the crime of forgery of insurance or an insurance identification card; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 268—
BY REPRESENTATIVES ELBERT GUILLORY, LAFONTA, MARCHAND,
AND RICHMOND
AN ACT

To amend and reenact R.S. 15:711(G) and 1111(I), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

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

HOUSE BILL NO. 343—
BY REPRESENTATIVES PERRY AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:499.4, relative to night shrimping; to make corrections to the night shrimping line; and to provide for related matters.

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

HOUSE BILL NO. 516—
BY REPRESENTATIVE CORTEZ

AN ACT

To amend and reenact R.S. 22:230.1(A), relative to health insurance; to provide with respect to coverage of rehabilitative services, physical therapy, occupational therapy, and speech and language pathology therapy; and to provide for related matters.

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

HOUSE BILL NO. 585—
BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 4553, relative to post-judgment proceedings related to the interdiction; to provide that temporary restraining orders and injunctions shall be included as post-judgment proceedings related to the interdiction; to provide relative to the court and division conducting post-judgment proceedings related to an interdiction; to provide for proceedings related to an interdiction; to provide for legislative intent; and to provide for related matters.

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

HOUSE BILL NO. 605—
BY REPRESENTATIVE TIM BURNS

AN ACT

To amend and reenact R.S. 9:2271 through 2275, 2283, and 2291 and the heading of Chapter 2 of Code Title II of Code Book III, the heading of Part I of Chapter 2 of Code Title II of Code Book III, and the heading of Part II of Chapter 2 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to enact R.S. 9:2290, and to repeal R.S. 9:2276 through 2280 and 2292 through 2295, relative to trusts for charitable, benevolent, or eleemosynary purposes and to donations for charitable purposes; to provide for trusts for charitable purposes, to provide for trustees of a charitable trust; to provide for the application of the Louisiana Trust Code; to provide for standing to enforce a charitable trust; to provide for the governing instrument of a charitable trust; to provide for the duration of a charitable trust; to provide for the termination of a small charitable trust; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 691—
BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:231(E), 232(2), 234(A)(2), 236(7)(a), 237(B)(1) and (C), 239.1(C)(2) and (3), 240(A) and (F)(3), and 242(B), relative to the Louisiana Health Plan; to provide for definitions; to define eligibility; to establish definitions of rates for nonfederally defined individuals; to establish benefits; to provide with respect to the board of directors; to provide for exemptions; and to provide for related matters.

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

HOUSE BILL NO. 967—
BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 46:2116.2(C)(4), relative to the State Personal Assistance Services Program; to allow individuals with significant disabilities eligible for the program to choose a qualified provider anywhere in the state; and to provide for related matters.

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

HOUSE BILL NO. 990—
BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 18:116(A)(2)(a), relative to voter registration agencies; to designate the office of a public secondary school guidance counselor as a voter registration agency; and to provide for related matters.

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

HOUSE BILL NO. 1031—
BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA

AN ACT

To amend and reenact the heading of Part III-F of Title 19 of the Louisiana Revised Statutes of 1950 and R.S. 19:135, 135.1(A), 135.2(3)(a), 135.3, 135.4, and 135.7(1) and to repeal Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature as amended by Act No. 538 of the 2006 Regular Session of the Legislature, relative to the expropriation of property by the city of Ruston; to authorize the city to expropriate by a declaration of taking; to define terms; to provide for purposes of the expropriation; to repeal termination dates; and to provide for related matters.

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

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**

April 15, 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. 14—
BY REPRESENTATIVES GALLOT AND TUCKER
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2009 Regular Session of the Legislature the provisions of R.S. 18:1483(14)(c) and 1501.2 as enacted by Act No. 26 of the 2008 First Extraordinary Session of the Legislature relative to campaign finance.

HOUSE CONCURRENT RESOLUTION NO. 41—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each public school that has been identified as an academically unacceptable school for three or more years, as defined by the board pursuant to policies

April 15, 2008

developed and adopted for the implementation of the school and district accountability system, to suspend all extracurricular activities for students until such time as the school improves and is no longer identified as academically unacceptable.

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. 14—
BY REPRESENTATIVES GALLOT AND TUCKER
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2009 Regular Session of the Legislature the provisions of R.S. 18:1483(14)(c) and 1501.2 as enacted by Act No. 26 of the 2008 First Extraordinary Session of the Legislature relative to campaign finance.

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

HOUSE CONCURRENT RESOLUTION NO. 41—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each public school that has been identified as an academically unacceptable school for three or more years, as defined by the board pursuant to policies developed and adopted for the implementation of the school and district accountability system, to suspend all extracurricular activities for students until such time as the school improves and is no longer identified as academically unacceptable.

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

Rules Suspended

Senator LaFleur asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 668 from the Committee on Judiciary A.

SENATE BILL NO. 668—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 40:1299.41(A)(2),(4),(8),(9), and (14), (D), (E)(1)and(4), (G),(I), and (J), 1299.42(A),(B),(C),(D), and (E), 1299.43(A) and (C), 1299.44(A)(1) and (4) and (C)(5)(e), 1299.45(A),(B),(C),(D)(2), and (E), and 1299.47(A), and to enact R.S. 40:1299.41(22) through (30), 1299.42(F),(G),(H), and (I), 1299.44(D)(2)(b)(xiv) and (xv), 1299.47.1, and 1299.49(A) and (B), relative to medical malpractice, to provide relative to terms, definitions, and general applications; to provide with respect to limitation of recovery; to provide with respect to payments for future medical care and benefits; to provide with respect to the patient's compensation fund; to provide with respect to malpractice coverage; to provide with respect to the medical review panel; to provide with respect to the procedure for filing a malpractice claim; to provide for an effective date; and to provide for related matters.

On motion of Senator LaFleur, the bill was read by title and withdrawn from the files 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:

April 15, 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 Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 26—
BY SENATORS JACKSON AND CRAVINS AND REPRESENTATIVES BURRELL, ROSALIND JONES, MARCHAND AND PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend Alpha Kappa Alpha Sorority, Incorporated, on its centennial anniversary celebration.

SENATE CONCURRENT RESOLUTION NO. 28—
BY SENATOR BROOME
A CONCURRENT RESOLUTION

To proclaim April 16, 2008, as Junior League of Louisiana Day.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns listing names: Mr. President, Adley, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 37, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

ABSENT

Table with 2 columns: Alario, Total - 2, Scalise

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Alario, 1 Day, Scalise, 1 Day

Adjournment

Senator Broome moved that the Senate adjourn until Wednesday, April 16, 2008, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Wednesday, April 16, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk

