

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

**TWENTY-FIRST 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

Monday, May 5, 2008

The Senate was called to order at 2:20 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	Erdey	Quinn
Alario	Jackson	Scalise
Broome	LaFleur	Shaw
Cheek	McPherson	Shepherd
Cravins	Michot	Smith
Donahue	Murray	Thompson
Duplessis	Nevers	Walsworth
Total - 21		

**ABSENT**

Adley	Gautreaux B	Long
Amedee	Gautreaux N	Marionneaux
Cassidy	Gray	Martiny
Crowe	Hebert	Morrish
Dorsey	Heitmeier	Mount
Dupre	Kostelka	Riser
Total - 18		

The President of the Senate announced there were 21 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor Kenny Kepper, following which the Senate joined in pledging allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator McPherson, the reading of the Journal was dispensed with and the Journal of May 1, 2008, was adopted.

**Petitions, Memorials and  
Communications**

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

**SENATE  
STATE OF LOUISIANA  
May 2, 2008**

The Honorable Joel T. Chaisson II  
President of the Senate  
Post Office Box 94183  
Baton Rouge, Louisiana 70804

Dear Senator Chaisson,

Please be advised that I will be absent from the session on Monday, May 5, 2008, and Tuesday, May 6, 2008. I will be in Houston with my daughter Lexie for her annual check up.

Please give me an excuse for these two (2) days and put this letter in the official Journal of the Senate.

Thanks for your consideration.

Sincerely,  
JODY AMEDEE,  
Senate District 18

**SENATE  
STATE OF LOUISIANA  
May 5, 2008**

The Honorable Joel T. Chaisson II  
President of the Senate  
Post Office Box 94183  
Baton Rouge, Louisiana 70804

Dear Senator Chaisson,

Pursuant to and in accordance with R.S. 18:652 and R.S. 24:32, I hereby submit my resignation as the duly-elected member of the Louisiana Senate representing Senate District No. 9, effective May 6, 2008, at 2:00 P.M.

Sincerely,  
STEPHEN J. SCALISE,  
Senate District No. 9

**PARISH OF EAST BATON ROUGE  
STATE OF LOUISIANA**

Before me, the undersigned Notary Public, personally appeared STEPHEN J. SCALISE, who upon duly sworn, declared and acknowledged that he has resigned as an elected member of the Louisiana Senate representing Senate District No. 9 effective May 6, 2008, at 2:00 p.m.

STEPHEN J. SCALISE

THUS DONE AND SIGNED, in my presence in Baton Rouge, Louisiana, on this 5<sup>th</sup> day of May, 2008.

JERRY J. GUILLOT  
Notary Public  
Bar No. 06582

**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**

May 1, 2008

To the Honorable President and Members of the Senate:

May 5, 2008

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 21—

BY SENATOR SCALISE

A CONCURRENT RESOLUTION

To direct the Louisiana Recovery Authority to develop a plan for the review and approval of the Joint Legislative Committee on the Budget relative to the recoupment of Road Home monies from any source.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 36—

BY SENATOR MORRISH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to oppose the authorization of offshore aquaculture in the Gulf of Mexico.

Reported without amendments.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Resolutions, Senate and Concurrent

Senator Cheek 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. 52—

BY SENATOR CHEEK

A RESOLUTION

To commend and congratulate United States Air Force Technical Sergeant Charles Strozier upon his retirement and for his brave service to his country while a member of the legendary 75th Army Ranger Battalion.

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

SENATE CONCURRENT RESOLUTION NO. 53—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To commend United States Marine Corps Major Kevin R. Scott for being awarded the Bronze Star Medal for his brave and outstanding service in the Global War on Terrorism.

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, Alario, Broome, Cheek, Cravins, Donahue, Dupre, Erdey, Gautreaux N, Jackson, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth. Total - 28

NAYS

Total - 0

ABSENT

Adley, Amedee, Cassidy, Crowe, Dorsey, Duplessis, Gautreaux B, Gray, Hebert, Heitmeier, Kostelka. Total - 11

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

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Judy Lirette.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Broome, Cheek, Cravins, Donahue, Dorsey, Duplessis, Dupre, Erdey, Gautreaux B, Gautreaux N, Hebert, Jackson, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth. Total - 33

NAYS

Total - 0

ABSENT

Amedee, Cassidy, Crowe, Gray, Heitmeier, Kostelka. Total - 6

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

May 1, 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. 98—**

BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, HENRY, GIROD JACKSON, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1441.3(E) and (G), relative to public liability; to provide for civil liability for political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; and to provide for related matters.

**HOUSE BILL NO. 220—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 37:2156(A), 2168, and 2188(A), relative to licensing by the Louisiana State Licensing Board for Contractors; to provide for single or multiple year licensing of contractors; to provide for new expiration dates on a contractor's license; to provide for certain options for new licenses; and to provide for related matters.

**HOUSE BILL NO. 641—**

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 40:1734(B), relative to accessibility to public or governmental facilities; to provide for changes to accessibility standards for new public facilities or governmental entities; and to provide for related matters.

**HOUSE BILL NO. 196—**

BY REPRESENTATIVE KATZ

AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(c), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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.

**HOUSE BILL NO. 304—**

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 42:1113.2, relative to members of certain boards and commissions in New Orleans; to prohibit members appointed by the mayor or the governing authority of New Orleans, and family members of and legal entities affiliated with such board or commission members or family members, from having contracts with the city; to provide penalties; and to provide for related matters.

**HOUSE BILL NO. 1123—**

BY REPRESENTATIVES LITTLE AND NORTON

AN ACT

To amend and reenact R.S. 14:103.1(C), relative to the crime of emanation of excessive sound or noise; to provide for increased penalties; and to provide for related matters.

**HOUSE BILL NO. 236—**

BY REPRESENTATIVE SAM JONES

AN ACT

To amend and reenact R.S. 42:1123(34), relative to exceptions to the ethics code; to remove population restrictions relative to exceptions for members of governing authorities of certain parishes and municipalities; to provide relative to such officials and certain affiliated persons applying for the subdivision, resubdivision, or zoning of property; and to provide for related matters.

**HOUSE BILL NO. 377—**

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 15:542(C)(1)(m) and to enact R.S. 15:541(23) through (26) and 542.1.5(G), relative to sex offender registration and notification; to require the Bureau of Criminal Identification and Information to provide for the capability of allowing social networking web sites to compare its users to

online identifiers on the State Sex Offender and Child Predator Registry; to require entities operating social networking web sites to provide information to the bureau; to provide for the screening of its registered users; to provide for a defense to claims of liability; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 557—**

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:215(A), to enact R.S. 30:123.1, and to repeal R.S. 30:125(B), relative to mineral lease applications; to provide for information required to be submitted to the State Mineral Board; to provide for liquidated damages; to provide for the determination of the fee for seismic, geophysical, or geological surveying; and to provide for related matters.

**HOUSE BILL NO. 642—**

BY REPRESENTATIVES SCHRODER AND NORTON

AN ACT

To amend and reenact R.S. 14:43.1(C)(2), 43.2(C)(2), 43.3(C)(2), 78.1(D)(2), 81.1(E)(2), and 81.2(E)(1), relative to criminal penalties for certain sex offenses; to amend the criminal penalties for certain sex offenses when the victim is under the age of thirteen years; and to provide for related matters.

**HOUSE BILL NO. 1026—**

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:153, relative to mineral leases; to provide for administration of certain leases by the State Mineral Board; and to provide for related matters.

**HOUSE BILL NO. 1114—**

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 36:475.1(B) and to enact R.S. 36:8(E)(2)(d) and 474(A)(12), relative to organization of the Department of Social Services; to transfer certain powers, functions, and responsibilities for the department from the department undersecretary to the department secretary; to provide for their respective powers and responsibilities; and to provide for related matters.

**HOUSE BILL NO. 1128—**

BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i), relative to drilling units; to provide for a landowner's election to participate in a drilling unit; to provide for the risk charge for a nonparticipant or an owner who fails to participate as elected; and to provide for related matters.

**HOUSE BILL NO. 42—**

BY REPRESENTATIVE MONTOUCE

AN ACT

To amend and reenact R.S. 32:791(I), relative to used motor vehicle dealers; to repeal an exemption that used motor vehicle dealers selling certain all-terrain vehicles not be required to carry minimum garage liability insurance coverage; and to provide for related matters.

**HOUSE BILL NO. 1119—**

BY REPRESENTATIVE CHANEY

AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase the per diem for members of the commission; and to provide for related matters.

**HOUSE BILL NO. 449—**

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 37:3276(A)(4) and 3276.1(A), relative to

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the licensing suitability requirements of owners, officers, and directors of private security companies; to provide for minimum qualifications for licensing and suitability; and to provide for related matters.

**HOUSE BILL NO. 1115—**  
BY REPRESENTATIVES ARMES, AUBERT, BILLIOT, HENRY BURNS, DIXON, FRANKLIN, HOWARD, NORTON, POPE, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 38:2322(C), relative to the Sabine River Authority; to increase the per diem of the board of commissioners; to provide for the number of meeting days of the board; and to provide for related matters.

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

**House Bills and Joint Resolutions**

Senator McPherson 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. 42—**  
BY REPRESENTATIVE MONTOUCET  
AN ACT

To amend and reenact R.S. 32:791(I), relative to used motor vehicle dealers; to repeal an exemption that used motor vehicle dealers selling certain all-terrain vehicles not be required to carry minimum garage liability insurance coverage; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 98—**  
BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, HENRY, GIROD JACKSON, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 42:1441.3(E) and (G), relative to public liability; to provide for civil liability for political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; 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. 196—**  
BY REPRESENTATIVE KATZ  
AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(c), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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.

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

**HOUSE BILL NO. 220—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:2156(A), 2168, and 2188(A), relative to licensing by the Louisiana State Licensing Board for Contractors; to provide for single or multiple year licensing of contractors; to provide for new expiration dates on a contractor's license; to provide for certain options for new licenses; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 236—**  
BY REPRESENTATIVE SAM JONES  
AN ACT

To amend and reenact R.S. 42:1123(34), relative to exceptions to the ethics code; to remove population restrictions relative to exceptions for members of governing authorities of certain parishes and municipalities; to provide relative to such officials and certain affiliated persons applying for the subdivision, resubdivision, or zoning of property; 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. 304—**  
BY REPRESENTATIVE MORRELL  
AN ACT

To enact R.S. 42:1113.2, relative to members of certain boards and commissions in New Orleans; to prohibit members appointed by the mayor or the governing authority of New Orleans, and family members of and legal entities affiliated with such board or commission members or family members, from having contracts with the city; to provide penalties; 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. 377—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 15:542(C)(1)(m) and to enact R.S. 15:541(23) through (26) and 542.1.5(G), relative to sex offender registration and notification; to require the Bureau of Criminal Identification and Information to provide for the capability of allowing social networking web sites to compare its users to online identifiers on the State Sex Offender and Child Predator Registry; to require entities operating social networking web sites to provide information to the bureau; to provide for the screening of its registered users; to provide for a defense to claims of liability; to provide for definitions; 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. 449—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 37:3276(A)(4) and 3276.1(A), relative to the licensing suitability requirements of owners, officers, and directors of private security companies; to provide for minimum qualifications for licensing and suitability; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 557—**  
BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:215(A), to enact R.S. 30:123.1, and to repeal R.S. 30:125(B), relative to mineral lease applications; to provide for information required to be submitted to the State Mineral Board; to provide for liquidated damages; to provide for the determination of the fee for seismic, geophysical, or geological surveying; 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. 641—**

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 40:1734(B), relative to accessibility to public or governmental facilities; to provide for changes to accessibility standards for new public facilities or governmental entities; 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. 642—**

BY REPRESENTATIVES SCHRODER AND NORTON  
AN ACT

To amend and reenact R.S. 14:43.1(C)(2), 43.2(C)(2), 43.3(C)(2), 78.1(D)(2), 81.1(E)(2), and 81.2(E)(1), relative to criminal penalties for certain sex offenses; to amend the criminal penalties for certain sex offenses when the victim is under the age of thirteen years; 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. 1026—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:153, relative to mineral leases; to provide for administration of certain leases by the State Mineral Board; 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. 1114—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 36:475.1(B) and to enact R.S. 36:8(E)(2)(d) and 474(A)(12), relative to organization of the Department of Social Services; to transfer certain powers, functions, and responsibilities for the department from the department undersecretary to the department secretary; to provide for their respective powers and responsibilities; 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. 1115—**

BY REPRESENTATIVES ARMES, AUBERT, BILLIOT, HENRY BURNS, DIXON, FRANKLIN, HOWARD, NORTON, POPE, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 38:2322(C), relative to the Sabine River Authority; to increase the per diem of the board of commissioners; to provide for the number of meeting days of the board; 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. 1119—**

BY REPRESENTATIVE CHANEY  
AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase the per diem for members of the commission; 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. 1123—**

BY REPRESENTATIVES LITTLE AND NORTON  
AN ACT

To amend and reenact R.S. 14:103.1(C), relative to the crime of emanation of excessive sound or noise; to provide for increased 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. 1128—**

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i), relative to drilling units; to provide for a landowner's election to participate in a drilling unit; to provide for the risk charge for a nonparticipant or an owner who fails to participate as elected; and to provide for related matters.

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

**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**

May 5, 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. 57—**

BY REPRESENTATIVE FOIL  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision, reorganization, and consolidation of the laws on registry with particular emphasis on the laws relative to the cancellation of mortgage and privilege inscriptions.

**HOUSE CONCURRENT RESOLUTION NO. 45—**

BY REPRESENTATIVE JANE SMITH  
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Revenue to study the effects and feasibility of changing the sales and use tax definition of "food for home consumption".

**HOUSE CONCURRENT RESOLUTION NO. 60—**

BY REPRESENTATIVES MORRELL, LEGER, AND PETERSON  
A CONCURRENT RESOLUTION

To direct the Ernest N. Morial-New Orleans Exhibition Hall Authority, the New Orleans Metropolitan Convention and Visitors Bureau, and other public bodies to recognize the official name of the Ernest N. Morial Convention Center-New Orleans though an alternative form may be used for marketing purposes.

**HOUSE CONCURRENT RESOLUTION NO. 108—**

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

May 5, 2008

A CONCURRENT RESOLUTION

To commend Dr. William L. Jenkins, president emeritus of the Louisiana State University System, upon his accomplishments and contributions as acting chancellor of Louisiana State University.

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

House Concurrent Resolutions

Senator McPherson 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. 45—
BY REPRESENTATIVE JANE SMITH

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Revenue to study the effects and feasibility of changing the sales and use tax definition of "food for home consumption".

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

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision, reorganization, and consolidation of the laws on registry with particular emphasis on the laws relative to the cancellation of mortgage and privilege inscriptions.

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

HOUSE CONCURRENT RESOLUTION NO. 60—
BY REPRESENTATIVES MORRELL, LEGER, AND PETERSON

A CONCURRENT RESOLUTION

To direct the Ernest N. Morial-New Orleans Exhibition Hall Authority, the New Orleans Metropolitan Convention and Visitors Bureau, and other public bodies to recognize the official name of the Ernest N. Morial Convention Center-New Orleans though an alternative form may be used for marketing purposes.

The resolution was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 108—

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

A CONCURRENT RESOLUTION

To commend Dr. William L. Jenkins, president emeritus of the Louisiana State University System, upon his accomplishments and contributions as acting chancellor of Louisiana State University.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names of members and their counts for YEAS and NAYS.

NAYS

ABSENT

Table with 2 columns: Name, ABSENT. Lists names of absent members.

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

LOCAL AND MUNICIPAL AFFAIRS

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

May 1, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 147—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 33:441(B), relative to Lawrason Act municipalities; to authorize the board of alderman, upon the mayor's request, to appoint one or more magistrates and one or more prosecutors for the mayor's court; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 291—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 33:9039.1 and 9039.2(A), relative to the East Florida Parishes Retirement District; to provide for the name of such district; to change the name of the district; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 564—  
BY SENATOR GRAY

AN ACT

To enact R.S. 33:9091.12, relative to the Maple Area Residents Security Tax District in Orleans Parish; to create and provide relative to such district, including provisions for the district and its board of commissioners and their powers, duties, functions and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; to provide relative to liability of board members and officers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 710—  
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:431.1, relative to the Jefferson Parish Housing Authority; to provide with respect to the board of trustees of such authority; to provide for the powers and duties of such board; to authorize the board to levy a tax under certain circumstances; to provide procedures for the imposition of such taxes; to provide for the use of such taxes; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 732—  
BY SENATOR GRAY

AN ACT

To enact Chapter 31-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1271.1 through 1271.4, relative to residential neighborhood enhancement programs; to establish the residential neighborhood enhancement program; to provide for definitions; to provide with respect to program requirements and limitations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 734—  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 33:2740.38(B) and (C)(1)(f), relative to the Shreveport Downtown Development District; to provide for the boundaries of the Shreveport Downtown Development District; to provide for the composition of the governing board; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
CHERYL ARTISE GRAY  
Chairman

REPORT OF COMMITTEE ON  
EDUCATION

Senator Ben W. Nevers, Chairman on behalf of the Committee on Education, submitted the following report:

May 1, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 366—  
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 17:3396.4(A), relative to the Research Park Corporation; to revise the membership of the Research

Park Corporation's board of directors; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 405—  
BY SENATORS BROOME AND GRAY

AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1371 through 1374, to establish the Financial Literacy and Education Commission; to provide for purpose; to provide for membership; to provide for powers and duties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 548—  
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:7(27), relative to duties and functions of the State Board of Elementary and Secondary Education; to require the board to develop a teacher exit interview system for school boards; to provide for forms and interview questions; to provide for reporting data; to provide for effectiveness; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 795—  
BY SENATOR DUPLESSIS

AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4011 through 4026, relative to educational choice; to establish and provide for the implementation of the Student Scholarships for Educational Excellence Program; to provide for legislative findings; to provide for definitions; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education and the state Department of Education; to provide relative to eligibility and participation requirements for students and schools; to provide relative to selection and enrollment of eligible students; to provide relative to funding and scholarship payments to eligible schools; to provide relative to testing; to provide for reports; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 353—  
BY REPRESENTATIVE RICHARDSON

AN ACT

To enact R.S. 33:2737.80, relative to the Central Community School Board; to authorize the school board to levy and collect an additional sales and use tax within the boundaries of the Central community school system; to provide for the use of tax proceeds; to provide for voter approval; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
BEN W. NEVERS  
Chairman

REPORT OF COMMITTEE ON  
NATURAL RESOURCES

Senator Reggie P. Dupre, Jr., Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 1, 2008

To the President and Members of the Senate:

May 5, 2008

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

**SENATE BILL NO. 292—**

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 9:2791.1, relative to access on navigable waters; to allow access to the ordinary high stage of navigable waters for the purposes of certain recreational activities; to provide definitions, terms, and conditions; to provide relative to liability; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 349—**

BY SENATOR DUPRE

AN ACT

To enact R.S. 31:149(I) and R.S. 41:1702(K), relative to lands acquired by the state or political subdivision; to provide relative to mineral rights; to provide for the reservation of mineral rights under certain circumstances; to provide terms, conditions, procedures, and requirements; to provide certain exceptions; to provide relative to certain agreements and certain mineral agreements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 731—**

BY SENATOR DUPRE

AN ACT

To authorize and provide for the transfer of certain state properties; to provide for transfer of certain state properties in the parish of East Baton Rouge; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 744—**

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:302.9(H) and to enact R.S. 56:302.9(I), relative to charter boat fishing guide licensees; to require licensees to provide landing reports and information to the Department of Wildlife and Fisheries; to provide terms and conditions; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 763—**

BY SENATOR DONAHUE

AN ACT

To authorize and provide for the transfer of certain state property; to provide for the transfer of state property in St. Tammany Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 800—**

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 41:1217.1, relative to leases of public lands; to provide for the powers and duties of the commissioner of administration and department secretaries; to provide relative to the renewal of certain leases; to provide terms and conditions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 175—**

BY REPRESENTATIVE MILLS

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Martin Parish from the division of administration to the adjacent landowners, and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 476—**

BY REPRESENTATIVES FANNIN AND DIXON

AN ACT

To authorize and provide for the transfer or lease of certain state property in Bienville Parish to the Department of Transportation and Development from the Department of Culture, Recreation and Tourism; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 477—**

BY REPRESENTATIVE DIXON

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 615—**

BY REPRESENTATIVE DIXON

AN ACT

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

Reported favorably.

**HOUSE BILL NO. 1046—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To authorize and provide for the transfer or lease of certain state properties located in Iberville Parish, from the state of Louisiana, division of administration, office of state lands, to the Department of Transportation and Development; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1142—**

BY REPRESENTATIVES ST. GERMAIN, BILLIOT, AND HENDERSON AND SENATOR DUPRE

AN ACT

To enact R.S. 56:422(E), relative to harvest of oysters; to authorize the Wildlife and Fisheries Commission to promulgate rules and regulations that allow the operation of oyster cargo vessels; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
REGGIE P. DUPRE, JR.  
Chairman

**REPORT OF COMMITTEE ON  
TRANSPORTATION, HIGHWAYS  
AND PUBLIC WORKS**

Senator William Joseph McPherson, Jr., Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:



May 1, 2008

To the President and Members of the Senate:

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

**SENATE BILL NO. 2—**  
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 34:1708(A), relative to ports; to provide relative to the powers and duties of the board of commissioners for the St. Bernard Port, Harbor, and Terminal District; to provide relative to the authority of the board to acquire certain property; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 212—**  
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 42:1123(20) and to repeal Chapter 5 of Title 2 of the Louisiana Revised Statutes of 1950, comprised of R.S. 2:650 through 661; to abolish the Louisiana Airport Authority; to provide for the transfer of all property; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 415—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 32:391(C) and to enact R.S. 32:391(D) and (E), and to enact 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. 592—**  
BY SENATOR RISER

AN ACT

To enact R.S. 48:390(G), relative to railroads; to require a railroad corporation to make and keep in good repair a private farm crossing when ordered by the secretary of the Department of Transportation and Development; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 674—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2225.2.1(A)(1) and (3), relative to public contracts; to authorize certain public entities to utilize the design-build method for the construction or repair of any public building or structure in certain circumstances; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 711—**  
BY SENATOR WALSWORTH

AN ACT

To repeal R.S. 32:387.17(A)(5), relative to special permits; to remove the provision terminating the authority of the secretary of the Department of Transportation and Development to issue special permits for trucks transporting containerized cargo in international trade intended for exportation within a fifty-mile radius of the Port of Ouachita; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 737—**  
BY SENATOR MORRISH

AN ACT

To designate Louisiana Highway 385 as the "Wilson Anthony 'Boozoo' Chavis Memorial Highway."

Reported with amendments.

Respectfully submitted,  
JOE MCPHERSON  
Chairman

**REPORT OF COMMITTEE ON**

**RETIREMENT**

Senator D.A. "Butch" Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

May 5, 2008

To the President and Members of the Senate:

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

**SENATE BILL NO. 78—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 11:1530(A)(3), relative to the Clerks' of Court Retirement and Relief Fund; to provide for eligibility to participate in the Deferred Retirement Option Plan; to make such eligibility concurrent with eligibility for retirement; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 181—**  
BY SENATOR CASSIDY

AN ACT

To amend and reenact R.S. 11:106(A) and (B) and 107, relative to employer contribution rates of statewide public retirement systems; to authorize the boards of trustees of certain systems to require payment of additional employer contributions; to provide for conditions for requiring such additional contributions; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 195—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 11:1522 and to repeal R.S. 11:201, relative to the Clerks' of Court Retirement and Relief Fund; to provide relative to disability benefits for members of such fund; to provide for eligibility for and calculation of such benefits; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 458—**  
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1921(A)(3)(a), relative to membership in the Parochial Employees' Retirement System; to allow certain elected justices of the peace to elect to become system members; to allow purchase of service credit; to provide for calculation of

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payment for such purchase; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
D.A. "BUTCH" GAUTREAUX
Chairman

REPORT OF COMMITTEE ON

FINANCE

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

May 5, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 120—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 11:1456.1 and 1456.2 and to repeal R.S. 11:1456, relative to the Assessors' Retirement Fund; to create the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for rescission of participation in the Deferred Retirement Option Plan; to provide for effective dates; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 530—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:461.3(A) and (B), relative to the interim emergency board; to provide for agency notification; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
MICHAEL J. "MIKE" MICHOT
Chairman

Bagneris Rule

Senator Shepherd moved to suspend the rules to temporarily pass over controversial Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

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. 132—

BY SENATOR MURRAY

AN ACT

To enact R.S. 36:802.22(E)(1)(d), relative to New Orleans City Park and the New Orleans City Park Improvement Association and its board of commissioners; to provide relative to audits of the park, the association, and its board and for the responsibility of

the park, the association, and its board and of the Department of Culture, Recreation and Tourism relative to such audits, and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gray Mount
Adley Hebert Murray
Alario Heitmeier Nevers
Cheek Jackson Quinn
Cravins Kostelka Riser
Donahue Long Scalise
Dorsey Marionneaux Shaw
Duplessis Martiny Smith
Dupre McPherson Thompson
Erdey Michot Walsworth
Gautreaux B Morrish
Total - 32

NAYS

Total - 0

ABSENT

Amedee Crowe Shepherd
Broome Gautreaux N
Cassidy LaFleur
Total - 7

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

SENATE BILL NO. 146—

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

AN ACT

To designate Louisiana Highway 3241 as the "B.B. "Sixty" Rayburn Memorial Highway"; and to provide for related matters.

The bill was read by title. Senator Nevers 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
Alario Gray Nevers
Broome Hebert Quinn
Cassidy Heitmeier Riser
Cheek Jackson Scalise
Cravins Long Shaw
Donahue Marionneaux Shepherd
Dorsey Martiny Smith
Duplessis McPherson Thompson
Dupre Michot Walsworth
Erdey Morrish
Total - 35

NAYS

Total - 0

ABSENT

Amedee Kostelka  
Crowe LaFleur  
Total - 4

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

**SENATE BILL NO. 168—**  
BY SENATORS MURRAY, RISER, SCALISE, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 23:1552(B)(6) and repeal R.S. 23:1552(B)(7), relative to unemployment compensation; to provide with respect to reimbursement of unemployment claims paid as a result of hurricanes Katrina and Rita; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Amedee Crowe Shepherd  
Total - 3

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

**SENATE BILL NO. 268—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 17:3992(A)(2), relative to charter schools; to prohibit the renewal of the charter of a failing school; to provide for exceptions; to provide for limited renewal periods under certain circumstances; 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

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrish
Alario	Gray	Mount

Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Donahue	LaFleur	Scalise
Dorsey	Long	Shaw
Duplessis	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Amedee Crowe Shepherd  
Total - 3

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. 336—**  
BY SENATOR MICHOT

AN ACT

To enact R.S. 47:1508(B)(25), relative to confidential character of tax records; to provide an exemption from the confidential character of tax records for data related to cultural products districts; 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 B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Donahue	Long	Shaw
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	

Total - 35

NAYS

Total - 0

ABSENT

Amedee LaFleur  
Crowe Shepherd  
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. 355—**  
BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 39:1546.1, relative to the office of risk management; to create the Non-litigated Claims Management Fund as a special fund in the state treasury; to provide for the deposit into and use of monies in the fund; to provide for an effective date; and to provide for related matters.

May 5, 2008

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Donahue, Dorsey, Duplessis, Dupre, Erdey, and Total - 35.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Includes Amedee, Crowe, and Total - 4.

The Chair declared the bill was passed 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. 367— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:213.1(D), 213.2(9), (10), and (11), 213.3(C), 213.4, 213.5(A)(11), and 213.6(A)(1) and to enact R.S. 49:213.2(12), 213.7(C)(3), and 213.13, relative to Louisiana Coastal Protection, Conservation, Restoration, and Management; to provide relative to the Coastal Protection and Restoration Authority; to provide relative to the powers and duties; to provide definitions, terms and conditions; to provide for membership of the authority; to provide for a three-year projection in the required annual plan; to provide for dedication of funding; to provide for employment of outside legal counsel; 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. 367 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, at the end of the line change "213.4," to "213.4(A)(1), (2), (4), (7), (B)(1), (2), (4), (5), (6), (8), (9), (C)(1), (2), (4), and (D),"

AMENDMENT NO. 2

On page 1, line 3, following "49:213.2(12)," and before "213.7(C)(3)" insert "213.4(E),"

AMENDMENT NO. 3

On page 1, line 11, following "213.3(C)" and before "213.5(A)(11)" change "213.4," to "213.4(A)(1), (2), (4), (7), (B)(1), (2), (4), (5), (6), (8), (9), (C)(1), (2), (4), and (D),"

AMENDMENT NO. 4

On page 1, line 12, following "49:213.2(12)," and before "213.7(C)(3)" insert "213.4(E),"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Dupre 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. Includes Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Donahue, Duplessis, Dupre, Erdey, Gautreaux B, and Total - 36.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Includes Amedee, Crowe, and Dorsey.

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

SENATE BILL NO. 373— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 32:702.2 (A),(B),(C), and (D), relative to motor vehicles; requires the electronic recording of information on vehicle security interests; 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. 373 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, following "R.S." and before "(A),(B),(C)," change "32:702.2" to "32:707.2"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gautreaux N	Mount
Adley	Gray	Murray
Alario	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Scalise
Cravins	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Amedee	Crowe
Total - 2	

The Chair declared the amended bill was passed, ordered reengrossed, 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. 411—**  
BY SENATOR MCPHERSON

**AN ACT**

To enact Part III of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:901, relative to the creation of the Coastal Land Stewardship Authority; to provide for the establishment of the authority in the Department of Wildlife and Fisheries; to provide for the powers, duties, and functions of the board of directors of the authority; to provide for composition of the authority; to provide procedures, terms, and conditions; and to provide for related matters.

**Floor Amendments Sent Up**

Senator McPherson sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 411 by Senator McPherson

**AMENDMENT NO. 1**

On page 3, at the end of line 14, insert the following: **"When a transfer of property contains a reservation of mineral rights, access to and use of the property for exercise of the reserved mineral rights shall be ensured by the authority to the full extent provided for in the act of transfer."**

On motion of Senator McPherson, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gautreaux N	Mount
Adley	Gray	Murray
Alario	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Scalise
Cravins	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Amedee	Crowe
Total - 2	

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

**SENATE BILL NO. 444—**  
BY SENATOR HEBERT

**AN ACT**

To amend and reenact R.S. 13:4581, relative to bonds in judicial proceedings; to provide with respect to state, state agencies, political subdivisions and public boards and commissions not required to furnish bond; to include Louisiana Insurance Guaranty Association as not required to furnish bond; 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
Alario	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Shepherd
Duplessis	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Amedee	Crowe	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. 451—**  
 BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:231(A) and (B)(1) and to enact R.S. 48:231(C), relative to the state highway system; to provide relative to public hearings in each highway district; to require the Department of Transportation and Development, in lieu of the Joint Highway Priority Construction Committee, to hold public hearings in each highway district; to provide for ex officio membership of the Joint Highway Priority Construction Committee; 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. 451 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, following "(B)(1)" and before ", relative to" delete "and to enact R.S. 48:231(C)"

AMENDMENT NO. 2

On page 1, line 9, following "reenacted" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 10, before "to read" delete "48:231(C) is hereby reenacted,"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator McPherson 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
Alario	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	

Total - 35

**NAYS**

Total - 0

**ABSENT**

Amedee	Scalise
Crowe	Shepherd

Total - 4

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

**SENATE BILL NO. 473—**  
 BY SENATOR JACKSON

AN ACT

To enact R.S. 17:1206.2, relative to extended sick leave for employees; to permit employees of every parish and city school board to take up to ninety days of extended sick leave in each six-year period of employment; to provide for definitions; to provide relative to physician statements; 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. 473 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 1, following "**stepson or**" and before "**, or a legal**" change "**daughter**" to "**stepdaughter**"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Jackson 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
Alario	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Shepherd
Duplessis	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**

Amedee	Crowe	Scalise
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Total - 3

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

**SENATE BILL NO. 549—**  
 BY SENATOR CASSIDY

AN ACT

To enact R.S. 17:273.1, relative to curricula; to require that certain "critical languages" be offered in public secondary schools by a specified date; 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 B	Michot
Adley	Gautreaux N	Morrish
Alario	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Scalise
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Amedee	Riser
Crowe	Shepherd
Total - 4	

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. 603—**  
BY SENATOR CHEEK

**AN ACT**

To repeal R.S. 32:414(M), relative to commercial driver's licenses; deletes the penalty for any person who is convicted of violating any law or rule while operating any commercial vehicle without holding the commercial driver's license; and to provide for related matters.

The bill was read by title. Senator Cheek 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
Alario	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Shepherd
Duplessis	Marionneaux	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Amedee	Crowe	Scalise
Total - 3		

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

**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(I), 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), and 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, 2191(C), 2193 through 2213 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2061(8), 2064, 2068, 2093, 2094, 2095, 2096, 2097, 2098, 2099, and 2192 and R.S. 36:4(B)(14), 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 for 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.

On motion of Senator Chaisson, Senate Bill No. 612 was made Special Order of the Day No. 1 on Tuesday, May 6, 2008, immediately following the Morning Hour.

May 5, 2008

SENATE BILL NO. 681—  
BY SENATOR DUPLESSIS

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 9100.14, relative to New Orleans East; to establish and provide for the membership, duties, powers and functions of the New Orleans East Advisory Neighborhood Commission; to provide for an effective date; and to provide for related matters.

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. 681 by Senator Duplessis

AMENDMENT NO. 1

On page 4, line 7, delete "ensuring that" and at the end of the line add "and for"

AMENDMENT NO. 2

On page 4, at the beginning of line 8, delete "with"

On motion of Senator Duplessis, 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. 681 by Senator Duplessis

AMENDMENT NO. 1

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

F.(1) No provision of this Section is intended nor shall be construed to impede, interfere with, delay, or supercede any regulatory authority of the governing authority, the mayor, or any other agency, department, board, commission, or other entity of local, state, or federal government.

(2) No provision of this Section is intended nor shall be construed to impede, interfere with, delay, or supercede any licensing functions, rule-making or decision-making authority as provided for in the Administrative Procedure Act, formulation of policies and procedures, or the award of grants, by or to any agency.

On motion of Senator Duplessis, the amendments were adopted.

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. 681 by Senator Duplessis

AMENDMENT NO. 1

On page 4, line 8, following "with" and before "of the" change "recording" to "recordings"

AMENDMENT NO. 2

On page 6, line 7, following "out" and before "purposes" change "it" to "its"

AMENDMENT NO. 3

On page 8, line 6, following "shall" and before "by" change "only be presented" to "be presented only"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Duplessis 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
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	

Total - 38

NAYS

Total - 0

ABSENT

Amedee

Total - 1

The Chair declared the amended bill was passed, ordered reengrossed, 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. 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.

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. 693 by Senator Shepherd

AMENDMENT NO. 1

On page 2, line 28, following "French Quarter" and before "and Bywater" change "Marigny" to "Marigny,"

AMENDMENT NO. 2

On page 2, line 29, following "which" and before "membership" change "request" to "requests"

AMENDMENT NO. 3

On page 5, line 4, change "law" to "Law"



AMENDMENT NO. 4

On page 5, line 27, following "out" and before "purposes" change "it" to "its"

AMENDMENT NO. 5

On page 6, line 1, following "French Quarter" and before "and Bywater" change "Marigny" to ", Marigny."

AMENDMENT NO. 6

On page 8, line 1, following "shall" and before "by" change "only be presented" to "be presented only"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 693 by Senator Shepherd

AMENDMENT NO. 1

On page 3, at the end of line 29, change the period "." to "and for"

AMENDMENT NO. 2

On page 4, line 1, change "Recording" to "recording"

AMENDMENT NO. 3

On page 4, line 2, change ", he" to ". He"

On motion of Senator Shepherd, the amendments were adopted.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 693 by Senator Shepherd

AMENDMENT NO. 1

On page 8, between lines 4 and 5 insert the following: "F. The provisions of this Section shall not apply to the department of Health and Hospitals and the department of Social Services."

On motion of Senator Shepherd, 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

Table listing names of senators who voted 'YEAS' in three columns: Mr. President, Gautreaux B, Morrish; Adley, Gautreaux N, Mount; Alario, Gray, Murray; Broome, Hebert, Nevers; Cassidy, Heitmeier, Quinn; Cheek, Jackson, Riser; Cravins, Kostelka, Scalise; Crowe, LaFleur, Shaw; Donahue, Long, Shepherd; Dorsey, Marionneaux, Smith.

Table listing names of senators who were present: Duplessis, Martiny, Thompson; Dupre, McPherson, Walsworth; Erdey, Michot.

Total - 38 NAYS

Total - 0 ABSENT

Amedee Total - 1

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

SENATE BILL NO. 696— BY SENATOR ERDEY

AN ACT

To enact R.S. 33:4564.6, relative to the Livingston Parish Recreation District No. 2; to increase the per diem of the board of commissioners; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' in three columns: Mr. President, Erdey, McPherson; Adley, Gautreaux B, Morrish; Alario, Gautreaux N, Mount; Broome, Gray, Murray; Cassidy, Hebert, Nevers; Cheek, Heitmeier, Quinn; Cravins, Jackson, Riser; Crowe, Kostelka, Scalise; Donahue, LaFleur, Shaw; Dorsey, Long, Smith; Duplessis, Marionneaux, Thompson; Dupre, Martiny, Walsworth.

Total - 36 NAYS

Total - 0 ABSENT

Amedee Michot Shepherd Total - 3

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

SENATE BILL NO. 697— BY SENATOR DUPRE

AN ACT

To enact Subpart Z.1 of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.82, relative to coastal protection; to provide for donations to the Coastal Protection and Restoration Fund; to provide relative to donation of tax refunds and donations in excess of tax due; and to provide for related matters.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 38; Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot; Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Amedee Total - 1

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

SENATE BILL NO. 714—

BY SENATORS SCALISE, MURRAY, RISER, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 23:1592(E) and 1595(A) and to enact R.S. 23:1474(I)(4) and 1536(E)(4), relative to unemployment compensation benefits; to provide for an increase in the maximum benefit available; to provide an additional procedure for determining such benefit; to provide for a reduction in employer contributions under certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 38; Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot; Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Amedee Total - 1

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

SENATE BILL NO. 746—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:46(A)(1), relative to sabbatical leave for teachers employed by the special schools; to provide for eligibility for sabbatical leave for certain other special school employees under certain conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 38; Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot; Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Amedee Total - 1

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

SENATE BILL NO. 806— (Substitute of Senate Bill No. 131 by Senator LaFleur)

BY SENATOR LAFLEUR

AN ACT

To amend and reenact Part II of Chapter 10 of Title 37 of the Louisiana Revised Statutes of 1950, composed of R.S. 37:861 through 867, and R.S. 37:831(38) and to enact R.S. 37:831(71) through (80), relative to preneed funeral contracts; to provide for definitions; to provide for preneed funeral plans; to provide for preneed funeral contracts; to provide for funeral goods and services; to provide for cancellation; to provide for restrictions; to provide for penalties; to provide for applicability; 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. 806 by Senator LaFleur

AMENDMENT NO. 1

On page 3, line 2 before "assigned" change "and/or" to "or"

AMENDMENT NO. 2

On page 6, line 18, following "Rule," and before "CFR" change "15" to "16"

AMENDMENT NO. 3

On page 6, line 22, following "Title 46," and before "§111," insert "Part XXXVII,"

AMENDMENT NO. 4

On page 6, line 22, following "annuity" and before "a funeral" change "and/or" to "or"

AMENDMENT NO. 5

On page 7, line 14, following "contract" and before "the funding" change "and/or" to "or"

AMENDMENT NO. 6

On page 7, line 19, following "services" and before "not" delete " ;"

AMENDMENT NO. 7

On page 9, line 20, following "irrevocable" and before "during" delete " ;"

AMENDMENT NO. 8

On page 12, line 5, following "contract" and before "from" change ", and/or" to "or"

AMENDMENT NO. 9

On page 13, line 14, following "cost of" and before "nonguaranteed" insert "the funeral which is attributable to the"

AMENDMENT NO. 10

On page 13, line 16, following "services" and before "as set" insert " ;"

AMENDMENT NO. 11

On page 13, line 17, following "contract" and before "by the" insert " ;"

On motion of Senator Marionneaux, the amendments were adopted.

**Floor Amendments Sent Up**

Senator LaFleur sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 806 by Senator LaFleur

AMENDMENT NO. 1

On page 13, line 18, delete "The percentages so calculated as provided above shall"

AMENDMENT NO. 2

On page 13, at the beginning of line 19, add "(3) The percentages so calculated as provided above shall"

On motion of Senator LaFleur, the amendments were adopted.

The bill was read by title. Senator LaFleur 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
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	

Total - 38

NAYS

Total - 0

ABSENT

Amedee

Total - 1

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

**Senator Broome in the Chair**

**SENATE BILL NO. 80—**  
BY SENATOR MARTINY

AN ACT

To enact Code of Criminal Procedure Article 881.1(A)(3), relative to suspension and deferral of sentence with respect to certain felonies and misdemeanors; to provide for the procedure, and effect of the suspension of imposition of sentence; to require that certain criteria be satisfied; 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. 80 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 11, following "in" and before "the" insert "that"

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 N	Mount
Adley	Gray	Murray
Alario	Hebert	Nevers

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Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Scalise
Cravins	LaFleur	Shaw
Crowe	Long	Shepherd
Donahue	Marionneau	Smith
Dorsey	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Duplessis
Total - 2	

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. 142—**  
BY SENATOR SCALISE

AN ACT

To amend and reenact R.S. 40:1379.3(A)(2), relative to public records; to provide for concealed handgun permit applications; to provide for confidentiality of certain information; 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. 142 by Senator Scalise

AMENDMENT NO. 1

On page 2, line 3 after "public" and before "request" change "**information**" to "**records**"

On motion of Senator Marionneau, the amendments were adopted.

The bill was read by title. Senator Scalise 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
Alario	Gray	Mout
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Scalise
Donahue	Long	Shaw
Dorsey	Marionneau	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Duplessis	Smith
Total - 4	

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

**SENATE BILL NO. 593—**  
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 16:516, relative to district attorneys; to provide relative to the payment of health insurance premiums out the district attorney's general fund; 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. 593 by Senator Riser

AMENDMENT NO. 1

On page 1, line 3, following "out" and before "the" insert "of"

On motion of Senator Marionneau, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Riser sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 593 by Senator Riser

AMENDMENT NO. 1

On page 1, line 9, delete "Fourth,"

AMENDMENT NO. 2

On page 1, line 14, between "**Second,**" and "Sixth" insert "**Fourth,**"

On motion of Senator Riser, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Marionneau sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneau to Engrossed Senate Bill No. 593 by Senator Riser

AMENDMENT NO. 1

On page 1, delete lines 11 and 12, and insert the following: "as may be applicable, for any district attorney who retired ~~from their~~ **respective judicial district** with at least twenty-five years of full-time service regardless of age"

AMENDMENT NO. 2

On page 1, delete line 16, and insert the following: "retired from their respective judicial district with at least thirty years of full-time"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Riser 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
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	LaFleur	Scalise
Crowe	Long	Shaw
Donahue	Marionneaux	Shepherd
Dorsey	Martiny	Smith
Dupre	McPherson	Thompson
Erdey	Michot	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Duplessis	Kostelka
Total - 3		

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

**SENATE BILL NO. 613—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:621.41(B)(1), (D), (E), (F)(1), (H)(1) and (3), 621.43, 621.45(B), 1136, 1137, 1140(A) introductory paragraph, (B) and (C), 1335, and 1336, and to enact R.S. 13:621.49, relative to the district courts in the parish of Orleans; to provide for the civil district court in the parish of Orleans; to provide for the judges in the civil district court in the parish of Orleans; to provide for the criminal district court in the parish of Orleans; to provide for the judges in the criminal district court in the parish of Orleans; to provide for the Forty-First Judicial District Court; to provide for the judges and magistrates in the Forty-First Judicial District Court; to provide for reversion to certain offices under certain circumstances; to provide for the jurisdiction, elections, term of office, and powers of such courts; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Murray sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 613 by Senator Murray

AMENDMENT NO. 1

On page 6, line 6, delete "(1)"

AMENDMENT NO. 2

On page 6, delete lines 12 through 15.

On motion of Senator Murray, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Scalise	Walsworth
Quinn	Thompson	
Total - 5		

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

**SENATE BILL NO. 625—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact Section 22 of Act No. 621 of the 2006 Regular Session of the Legislature, relative to the civil and criminal district courts in and for Orleans Parish; to provide for consolidation; to provide for an effective date; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Murray sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 625 by Senator Murray

AMENDMENT NO. 1

On page 1, line 3, after "Legislature," insert "and to enact R.S. 13:621.49,"

AMENDMENT NO. 2

On page 1, line 4, delete "for consolidation" and insert "relative to consolidation of certain courts; to provide relative to the Forty-First Judicial Court; to provide relative to judges and magistrates and their duties and offices; to provide terms, conditions, and procedures"

AMENDMENT NO. 3

On page 1, between lines 14 and 15, insert "Section 2. R.S. 13:621.49 is hereby enacted to read as follows:

May 5, 2008

**§621.49. Forty-First Judicial District; reversion by certain magistrates to civil and criminal district courts for the parish of Orleans**

**Notwithstanding any provision of law to the contrary, a magistrate elected or appointed to the Forty-First Judicial District Court, who was sitting as an elected or appointed magistrate of the civil and criminal district courts for Orleans Parish at the time of qualifying for the new judicial term commencing on January 1, 2009, shall automatically revert back to the section or division in which he was assigned in the civil and criminal district courts of Orleans Parish for the duration of his term or as otherwise provided by law, if Act 621 of the 2006 Regular Session of the Louisiana Legislature which creates the Forty-First Judicial District is held unconstitutional.**

**AMENDMENT NO. 4**

On page 1, line 15, change "Section 2" to "Section 3"

**AMENDMENT NO. 5**

On page 2, line 10, change "Section 3" to "Section 4"

On motion of Senator Murray, the amendments were adopted.

The bill was read by title. Senator Murray 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
Alario	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Shaw
Donahue	LaFleur	Shepherd
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 35		

**NAYS**

Scalise  
Total - 1

**ABSENT**

Amedee                      Crowe                      Riser  
Total - 3

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

**SENATE BILL NO. 644—**

BY SENATORS ADLEY, CRAVINS, ERDEY, B. GAUTREAUX, HEITMEIER, LAFLEUR, MARIONNEAUX AND MARTINY  
AN ACT

To enact R.S.36:784(A)(8), relative to veterans' affairs; to provide for a Louisiana Veterans' Honor Medal Program; to provide that the secretary of veterans affairs shall manage the program; to provide for an advisory committee to assist the secretary of veterans affairs in operating the program; to provide for eligibility of awards; 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. 644 by Senator Adley

**AMENDMENT NO. 1**

On page 1, between lines 11 and 12, insert " \* \* \* "

**AMENDMENT NO. 2**

On page 1, line 17, following "(b)" and before "form" change "**The secretary may**" to "**Have the authority to**"

**AMENDMENT NO. 3**

On page 2, line 7, following "(c)" and before "for" change "**Eligibility**" to "**Determine eligibility**"

**AMENDMENT NO. 4**

On page 2, line 8, before "**military**" change "**shall be determined by**" to "**based upon**"

**AMENDMENT NO. 5**

On page 2, line 9, following "**DD-201**" and before "." change "**record service**" to "**service record**"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Amedee  
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed, 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. 679—**

BY SENATOR KOSTELKA

**AN ACT**

To enact R.S. 23:303(E), relative to civil suits regarding employment discrimination; to provide with respect to prescription in such cases; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Engrossed Senate Bill No. 679 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 9, delete "suspension or"

On motion of Senator Kostelka, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 37

NAYS

Shepherd Total - 1

ABSENT

Amedee Total - 1

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

SENATE BILL NO. 786— BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 28:313 and R.S. 46:1941.8(A)(3), relative to the Louisiana Youth Enhanced Services Consortium; to provide for funding; to provide for representation of the consortium on the children and youth services advisory boards; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd

Dorsey, Duplessis, Dupre, Erdey, Total - 38

Marionneaux, Martiny, McPherson, Michot

Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Amedee Total - 1

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

Mr. President in the Chair

SENATE BILL NO. 58— BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 18:192(A) and (B), and 193(A), (B), and (E), relative to the annual canvass of the registrants in all precincts in a parish; to require the provision by the Department of State of corrected addresses to registrars; to provide for the funding of the provision of new voter identification cards; to provide regarding challenges to voter registrations; to provide relative to the inactive voter list; 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. 58 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 2, following "and" and before ", relative" change "193(A), (B), and (E)" to "193(A) and (B)"

AMENDMENT NO. 2

On page 1, line 9, following "and" and before ", are" change "193(A), (B), and (E)" to "193(A) and (B)"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Engrossed Senate Bill No. 58 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 14 after "parish." insert the following: "However, the annual canvass shall not be conducted in a parish prior to a regularly scheduled primary or general election held pursuant to R.S. 18:402(C)(1) and (2), 402(D)(1) and (2), or 1280.21(A)."

AMENDMENT NO. 2

On page 4, line 15 after "process" insert the following: "and the address confirmation card shall be submitted by the Department of State to the House and Governmental Affairs Committee of the House of Representatives and the Senate and Governmental Affairs Committee of the Senate for review"

May 5, 2008

On motion of Senator Kostelka, the amendments were adopted.

The bill was read by title. Senator Kostelka 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 of senators and their counts for Yeas and Nays.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names of absent senators and their counts.

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

SENATE BILL NO. 63— BY SENATOR KOSTELKA

AN ACT

To enact R.S. 18:154(G), relative to voter registration records; to prohibit disclosure of any voter registration data received from another state pursuant to a cooperative agreement and any geographical coding of addresses of registered voters; and to provide for related matters.

The bill was read by title. Senator Kostelka 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 of senators and their counts for Yeas and Nays.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Count. Lists names of absent senators and their counts.

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

SENATE BILL NO. 112— BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 37:1041(C)(5), relative to optometry; to provide for the definition of "optometry"; and to provide for related matters.

The bill was read by title. Senator Heitmeier 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 of senators and their counts for Yeas and Nays.

Total - 38

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Count. Lists names of absent senators and their counts.

The Chair declared the bill was passed 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. 241— BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:230.1(A), relative to coverage for rehabilitative physical therapy, occupational therapy, and speech and language pathology therapy; to provide for the inclusion of standard benefits; 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

Table with 3 columns: Name, Yeas, Nays. Lists names of senators and their counts for Yeas and Nays.



Cheek	Jackson	Scalise
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	Quinn
Total - 2	

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. 261—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:2803(D), relative to the Interagency Task Force on the Future of Family Medicine; to provide for the effective termination date for all statutory authority for the existence of the Interagency Task Force on the Future of Family Medicine; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee
Total - 1

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

**SENATE BILL NO. 269—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 36:259(E)(22) and (23), R.S. 37:1005(B) and 1007(A), (B) (introductory paragraph), (4) and (C)(introductory paragraph), to enact Part IV-B of Chapter 9 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R. S. 17:2048.51, and R.S. 36:651(AA), and to repeal R.S. 23:1871, relative to boards and commissions; to create within the Board of Regents the Louisiana Health Works

Commission; to provide for the membership of the commission; to provide for the date of submission of the commission's initial annual report; to create the Nursing Supply and Demand Council; 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. 269 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "1007(A)" delete "(B)" and delete line 3 and insert "the introductory paragraph of 1007(B), 1007(B)(4) and the introductory paragraph of 1007(C), to enact Part IV-B of"

AMENDMENT NO. 2

On page 3, line 5, following "Louisiana" and before "Board" insert "State"

AMENDMENT NO. 3

On page 7, line 18, following "R.S." and before ". Nothing" change "17:1519.8" to "17:1519.12"

AMENDMENT NO. 4

On page 8, line 15, following "Louisiana" and before "Board" delete "State"

AMENDMENT NO. 5

On page 8, line 17, following "Examiners" and before "." change "of Dieticians/Nutritionists" to "in Dietetics and Nutrition"

AMENDMENT NO. 6

On page 8, line 18, following "Louisiana" and before "Hearing" change "State Board of" to "Board for"

AMENDMENT NO. 7

On page 8, line 19, following "Louisiana" and before "Licensed" delete "State Board of Examiners for"

AMENDMENT NO. 8

On page 8, line 20, following "Counselors" and before "." insert "Board of Examiners"

AMENDMENT NO. 9

On page 8, line 24, following "Louisiana" and before "Board" delete "State"

AMENDMENT NO. 10

On page 8, line 26, following "Louisiana" and before "Board" delete "State"

AMENDMENT NO. 11

On page 9, line 1, following "Louisiana" delete the remainder of the line and insert "Radiologic Technology Board of Examiners."

AMENDMENT NO. 12

On page 9, line 2, following "Board of" and before "Social" delete "Certified"

AMENDMENT NO. 13

On page 9, line 3, following "Louisiana" and before "Pathology" change "State Board of Examiners of Speech" to "Board of Examiners for Speech-Language"

AMENDMENT NO. 14

On page 9, line 5, following "Louisiana" and before "Professional" delete "State Board of"

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AMENDMENT NO. 15

On page 9, line 6, following "Counselors" and before "." insert "Board of Examiners"

AMENDMENT NO. 16

On page 9, line 7, following "Louisiana" and before "Board" delete "State"

AMENDMENT NO. 17

On page 11, line 4, after "1007(A) and" delete the remainder of the line and delete line 5 and insert "the introductory paragraph of 1007(B), 1007(B)(4) and the introductory paragraph of 1007(C) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 18

On page 11, line 10, following "Louisiana" and before "Board" insert "State"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 269 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, change "(4)" to "(2)"

AMENDMENT NO. 2

On page 1, line 5, after "R.S. 23:1871" and before "," insert "and R.S. 37:1007(B)(3) and (4)"

AMENDMENT NO. 3

On page 11, line 4, change "(4)" to "(2)"

AMENDMENT NO. 4

On page 12, between lines 20 and 21, insert the following: "(xviii) The president of the Louisiana Community and Technical College System or his designee."

AMENDMENT NO. 5

On page 13, between lines 7 and 8 insert the following: "(2) Make annual reports to the education and health and welfare committees of the Senate and the House of Representatives Louisiana Health Works Commission on all issues required in this Subsection to be studied, particularly including any changes in the nature of the supply and demand situation since the last report."

AMENDMENT NO. 6

On page 13, delete lines 8 through 11

AMENDMENT NO. 7

On page 13, line 14, after "R.S. 23:1871" delete "is" and insert "and R.S. 37:1007(B)(3) and (4) are"

On motion of Senator McPherson, the amendments were adopted.

The bill was read by title. Senator McPherson 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

Alario, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Scalise, Crowe, LaFleur, Shaw, Donahue, Long, Shepherd, Dorsey, Marionneaux, Smith, Duplessis, Martiny, Thompson, Dupre, McPherson, Walsworth, Erdey, Michot

Total - 38

NAYS

Total - 0

ABSENT

Amedee

Total - 1

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

SENATE BILL NO. 300

BY SENATOR ERDEY

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 non-federally defined individuals; to establish benefits; to provide with respect to the board of directors; and to provide for exemptions; and to provide for related matters.

The bill was read by title. Senator Erdey 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, Alario, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Jackson, Scalise, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson, Erdey, Morrish

Total - 37

NAYS

Total - 0

ABSENT

Amedee

Total - 2

Michot

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

SENATE BILL NO. 401— BY SENATOR CASSIDY

AN ACT

To enact Part LII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.135, relative to Medicaid enrollment guidelines for organ transplant centers; to provide for enrollment guidelines; to provide for rules and regulations; to provide for exceptions; 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

Table with 3 columns: Mr. President, Gautreaux B, Morrish, etc. listing names of senators and their counts.

NAYS

Total - 0

ABSENT

Amedee Total - 1

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. 523— BY SENATOR MURRAY

AN ACT

To enact R.S. 9:3571.3, relative to personal credit information; to provide for reporting of positive payment history to credit reporting agencies; 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. 523 by Senator Murray

AMENDMENT NO. 1

On page 1, line 8, following "in the" and before "Fair" change "Federal" to "federal"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux B, Morrish, etc. listing names of senators and their counts.

Total - 38

NAYS

Total - 0

ABSENT

Amedee Total - 1

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

SENATE BILL NO. 596— BY SENATOR SCALISE

AN ACT

To amend and reenact R.S. 49:220.21(A), 220.24(B), (C)(6), (F)(3), (J), (K), and (L), and 220.25, and to enact R.S. 49:220.24(M) and (N), relative to the office of the state inspector general; to provide for powers, duties, and functions of the inspector general; to provide for designation of the office of the inspector general as a law enforcement agency; to provide for reports by the inspector general; to provide for attorneys of the office of the inspector general to hold certain dual offices under certain circumstances; to provide for the confidentiality of information obtained by the office of the inspector general; and to provide for related matters.

Floor Amendments Sent Up

Senator Scalise sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Scalise to Engrossed Senate Bill No. 596 by Senator Scalise

AMENDMENT NO. 1

On page 4, line 23 after "record." insert "Nothing herein shall be interpreted to prevent public access to public records during the course of an inspector general investigation. The custodian of any public record shall provide that record to any person having the right to examine public records. If the only copy of the public record is in the hands of the inspector general, the custodian of that record shall so certify and the requestor may examine and copy the record at the office of the inspector general."

On motion of Senator Scalise, the amendments were adopted.

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

May 5, 2008

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 38; Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot; Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Amedee
Total - 1

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

SENATE BILL NO. 638—
BY SENATOR B. GAUTREUX
AN ACT

To enact R.S. 49:149.29, relative to the names of state buildings; to provide for the name of the Louisiana Real Estate Commission Building in Baton Rouge; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 38; Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot; Morrish, Mount, Murray, Nevers, Quinn, Riser, Scalise, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Amedee
Total - 1

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

SENATE BILL NO. 667—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 42:1113(D) and 1114.3(A)(1) and (2), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to require certain disclosures by certain elected officials; to provide for the content of such disclosures; to provide for enforcement and penalties; to provide exceptions and waivers; to provide for effectiveness; 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. 667 by Senator Adley

AMENDMENT NO. 1

On page 3, line 17, following "commissioner" and before "management" change "of" to "for"

AMENDMENT NO. 2

On page 5, line 29, at the beginning of the line, change "executive" to "executive"

AMENDMENT NO. 3

On page 6, line 6, following "commissioner" and before "management" change "of" to "for"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 667 by Senator Adley

AMENDMENT NO. 1

On page 3, line 27, between "State" and the period "." insert ", the deputy secretary for the office of the Uniform Commercial Code, and the deputy secretary for the First Stop Shop or his successor"

AMENDMENT NO. 2

On page 6, line 16, between "State" and the period "." insert ", the deputy secretary for the office of the Uniform Commercial Code, and the deputy secretary for the First Stop Shop or his successor"

On motion of Senator Adley, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Broome, Cassidy; Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier; Morrish, Mount, Murray, Nevers, Quinn.

Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee  
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed, 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. 686—**  
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 46:123(A)(1) and (C), relative to the Louisiana Military Family Assistance Board; to change the jurisdiction of the board from the Department of Social Services to the Department of Veterans Affairs; to permit the board to enter into a cooperative agreement with a third party administrator; and to provide for related matters.

The bill was read by title. Senator Dupre 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
Alario	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Scalise
Cravins	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee  
Total - 2

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

**SENATE BILL NO. 709—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 35:199(A)(2) and to repeal R.S. 44:184.2, relative to notaries; to provide for the registration of certain immovable property in Orleans Parish; 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

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 38		

NAYS

Total - 0

ABSENT

Amedee  
Total - 1

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. 764—**  
BY SENATORS DORSEY AND DUPLESSIS  
AN ACT

To amend and reenact R.S. 6:969.17 and 1097(B)(6), and R.S. 9:3529, relative to bank charges; to provide charges for checks returned for insufficient funds; to provide for residential loan fees and charges; to provide for installment of consumer credit transactions returned; 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

Mr. President	Dupre	Martiny
Adley	Erdey	McPherson
Alario	Gautreaux B	Morrish
Broome	Gautreaux N	Mount
Cassidy	Gray	Murray
Cheek	Hebert	Shaw
Cravins	Jackson	Shepherd
Crowe	Kostelka	Smith
Donahue	LaFleur	Thompson
Dorsey	Long	
Duplessis	Marionneaux	
Total - 31		

NAYS

Riser  
Total - 2

Walsworth

ABSENT

Amedee  
Heitmeier  
Total - 6

Michot  
Nevers

Quinn  
Scalise

May 5, 2008

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. 802— BY SENATOR GRAY

AN ACT

To amend and reenact Chapter 33 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1301 through 1307; to reestablish and provide for the Hurricane Katrina Memorial Commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Gautreaux B, Morrish. Lists names like Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey.

Total - 38

NAYS

Total - 0

ABSENT

Amedee Total - 1

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

House Concurrent Resolutions on Third Reading and Final Passage, Subject to Call

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

Called from the Calendar

Senator Murray asked that House Concurrent Resolution No. 14 be called from the Calendar for its reconsideration.

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.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Concurrent Resolution No. 14 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 2, after "until" delete the remainder of the line and insert "August 15, 2008,"

AMENDMENT NO. 2

On page 1, line 3, delete "Legislature"

AMENDMENT NO. 3

On page 2, line 10, after "extend" delete the remainder of the line and delete line 11 in its entirety and insert "until midnight August 15, 2008."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, Michot. Lists names like Mr. President, Adley, Alario, Broome, Cassidy, Cheek, Cravins, Donahue, Dorsey, Duplessis.

Total - 30

NAYS

Gautreaux N Mount Scalise Hebert Nevers

Total - 5

ABSENT

Amedee Marionneaux Crowe McPherson Total - 4

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

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 55— BY SENATOR DUPLESSIS A CONCURRENT RESOLUTION

To commend and congratulate Byron Scott, head coach of the New Orleans Hornets Basketball Team, on being honored as the National Basketball Association Coach of the Year for the 2007-2008 season.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Adley, Alario, etc.

NAYS

Total - 0

ABSENT

Amedee
Total - 1

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

Senator Walsworth in the Chair

SENATE CONCURRENT RESOLUTION NO. 56—
BY SENATOR CASSIDY AND REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To commend and congratulate Glasgow Middle School on being designated as a Blue Ribbon School of Excellence in 2007.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Adley, Alario, etc.

NAYS

Total - 0

ABSENT

Amedee
Total - 1

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

May 5, 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. 1093—
BY REPRESENTATIVE CONNICK
AN ACT

To enact R.S. 33:1236(49)(e), relative to the powers of parish governing authorities; to provide relative to contempt fines and court costs charged to property owners in a parish for failure to repair or demolish derelict structures; to authorize the governing authority of a parish to place the contempt fines and court costs on the ad valorem tax rolls of the parish; to provide procedures therefor; to provide for the collection of such contempt fines and court costs; to authorize a collection fee for the sheriff of such parish; to provide relative to any action brought to contest the placing of such contempt fines and court costs on the tax rolls; and to provide for related matters.

HOUSE BILL NO. 1146—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 40:2405(C), relative to peace officer training requirements; to exempt certain part-time and reserve officers from peace officer training requirements; and to provide for related matters.

HOUSE BILL NO. 1204—
BY REPRESENTATIVE WILLIAMS
AN ACT

To enact R.S. 13:2586(C)(5) and 2589(C), relative to justice of the peace courts in Caddo Parish; to provide for jurisdiction over property standards violations; to provide for summons and subpoenas by constables; to provide for reimbursement; and to provide for related matters.

HOUSE BILL NO. 17—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 13:961(F)(1)(t), relative to court reporters for the Thirty-Seventh Judicial District Court in Caldwell Parish; to provide for the fees to be charged for transcriptions and copies in all cases; and to provide for related matters.

HOUSE BILL NO. 79—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact Code of Civil Procedure Article 192.2 and Code of Criminal Procedure Article 25.1, relative to powers of the court; to provide for appointment of a competent interpreter for a non-English-speaking person who is a principal party in interest or a witness in a proceeding before the court; and to provide for related matters.

May 5, 2008

**HOUSE BILL NO. 229—**  
BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To amend and reenact R.S. 11:602, relative to the Louisiana State Employees' Retirement System; to provide relative to the number of years of service required for retirement eligibility in the corrections secondary component of the system; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 298—**  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 13:2115, relative to the City Court of Winnsboro; to authorize the transfer of surplus or unclaimed funds from the court's civil fee account to the court's general operational fund; and to provide for related matters.

**HOUSE BILL NO. 465—**  
BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WILLMOTT, AND WOOTON AND SENATOR MARTINY  
AN ACT

To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

**HOUSE BILL NO. 489—**  
BY REPRESENTATIVE MONICA  
AN ACT

To enact R.S. 49:170.15, relative to state designations; to provide that Louisiana is designated as the Hollywood of the South; and to provide for related matters.

**HOUSE BILL NO. 54—**  
BY REPRESENTATIVE MICKY GUILLORY  
AN ACT

To amend and reenact R.S. 40:539(C)(1), relative to local housing authorities; to provide relative to the executive director of a local housing authority; to require a local housing authority to enter into an employment contract with the executive director; to provide relative to the term of the contract; to provide relative to the compensation of the executive director and other terms of employment; and to provide for related matters.

**HOUSE BILL NO. 186—**  
BY REPRESENTATIVE HONEY  
AN ACT

To amend and reenact R.S. 23:1552(B)(6) and to repeal R.S. 23:1552(B)(7), relative to unemployment compensation; to provide with respect to reimbursement of unemployment claims paid as a result of Hurricanes Katrina and Rita; and to provide for related matters.

**HOUSE BILL NO. 157—**  
BY REPRESENTATIVES CONNICK, BILLIOT, HENRY, LABRUZZO, LIGI, LOPINTO, WILLMOTT, AND WOOTON AND SENATORS HEITMEIER AND MARTINY  
AN ACT

To amend and reenact R.S. 33:1373(D) and (E) and to enact R.S. 33:1373(F) and (G), relative to powers of parish governing authorities; to provide for civil judicial proceedings instituted on the environmental docket; to provide for appeals; to provide for security; to provide for contempt; and to provide for related matters.

**HOUSE BILL NO. 227—**  
BY REPRESENTATIVES ROBIDEAUX, ARNOLD, DOERGE, MONTOUCET, PEARSON, AND POPE AND SENATORS CASSIDY, B. GAUTREAUX, AND HEBERT  
AN ACT

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

retiree; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 228—**  
BY REPRESENTATIVES ROBIDEAUX AND DOERGE AND SENATOR B. GAUTREAUX AND REPRESENTATIVES ARNOLD, MONTOUCET, PEARSON, AND POPE AND SENATOR HEBERT  
AN ACT

To amend and reenact R.S. 11:2260(A)(5) and (6), relative to the Firefighters' Retirement System; to provide with respect to the quorum and voting requirements of the board of trustees; to provide relative to the oath taken by trustees; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 231—**  
BY REPRESENTATIVES DOERGE, ARNOLD, MONTOUCET, PEARSON, AND POPE AND SENATORS B. GAUTREAUX AND HEBERT  
AN ACT

To amend and reenact R.S. 11:314(A)(introductory paragraph), 315(A)(introductory paragraph), and 2261(A), relative to the Firefighters' Retirement System; to provide with respect to the management of system funds; to exempt the system from the requirement of constructively engaging certain companies with facilities or employees or both in prohibited nations; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 387—**  
BY REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LOPINTO, TALBOT, WILLMOTT, AND WOOTON  
AN ACT

To amend and reenact R.S. 33:2536.2, relative to fire and police civil service boards; to provide for the qualifications of members of the Jefferson Parish Fire Civil Service Board; and to provide for related matters.

**HOUSE BILL NO. 438—**  
BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 49:1015(F)(3), relative to drug testing by certain public employers of certain public employees; to provide for the application of certain drug testing requirements to certain parishes and municipalities; and to provide for related matters.

**HOUSE BILL NO. 506—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 14:329.6(A)(9) and R.S. 29:732(A), relative to price gouging during a proclamation of a state of emergency; to provide for price changes attributable to market conditions; to provide for business risk expenses; and to provide for related matters.

**HOUSE BILL NO. 521—**  
BY REPRESENTATIVE MONTOUCET  
AN ACT

To amend and reenact R.S. 11:208 and 2223(B)(4), relative to the Municipal Police Employees' Retirement System; to provide with respect to disability retirement; to provide for non-service disability retirement eligibility; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 523—**  
BY REPRESENTATIVES CONNICK AND WILLMOTT  
AN ACT

To enact R.S. 33:1373(F), relative to Jefferson Parish; to authorize the parish to take certain judicial actions against certain owners of certain premises; and to provide for related matters.

**HOUSE BILL NO. 976—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to change the accrual rate of retirement benefits for certain members; to change certain ages at which such accrual rates apply; to provide for an effective date; and to provide for related matters.



**HOUSE BILL NO. 1006—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to the deferred retirement option plan; to provide for eligibility for a retroactive deferred retirement option plan benefit; and to provide for related matters.

**HOUSE BILL NO. 455—**

BY REPRESENTATIVE MONICA  
AN ACT

To enact R.S. 49:170.15, relative to the state symbol; to provide that the fleur-de-lis shall be the official state symbol; and to provide for related matters.

**HOUSE BILL NO. 514—**

BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 49:1002(H), relative to the applicability provisions for drug testing; to allow certain people involved in construction, maintenance, or manufacturing at any refining or chemical manufacturing facility to reduce or modify the initial cut-off level for marijuana testing; and to provide for related matters.

**HOUSE BILL NO. 538—**

BY REPRESENTATIVE MORRELL  
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 No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to authorize an elected or appointed magistrate 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 No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to provide for a condition precedent before the consolidation of the clerk's offices and the sheriff's offices of the civil and criminal district courts takes effect; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 733—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact R.S. 33:1236(54), relative to parish littering ordinances; to provide relative to the enforcement of such ordinances and penalties for violations in certain parishes; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 1129—**

BY REPRESENTATIVE HAZEL  
AN ACT

To amend and reenact R.S. 40:2531(B)(4) and to repeal R.S. 40:2531(B)(6), relative to law enforcement officers under investigation; to provide for a right to counsel or representative; to provide for questioning; and to provide for related matters.

**HOUSE BILL NO. 1148—**

BY REPRESENTATIVE MORRELL  
AN ACT

To enact R.S. 40:2531(D) and 2533(D), relative to the investigation of law enforcement officers; to provide for expungement of certain records; to provide for the investigative report; and to provide for related matters.

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

**Mr. President in the Chair**

**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. 17—**

BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 13:961(F)(1)(t), relative to court reporters for the Thirty-Seventh Judicial District Court in Caldwell Parish; to provide for the fees to be charged for transcriptions and copies in all cases; 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. 54—**

BY REPRESENTATIVE MICKEY GULLORY  
AN ACT

To amend and reenact R.S. 40:539(C)(1), relative to local housing authorities; to provide relative to the executive director of a local housing authority; to require a local housing authority to enter into an employment contract with the executive director; to provide relative to the term of the contract; to provide relative to the compensation of the executive director and other terms of employment; 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. 79—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To enact Code of Civil Procedure Article 192.2 and Code of Criminal Procedure Article 25.1, relative to powers of the court; to provide for appointment of a competent interpreter for a non-English-speaking person who is a principal party in interest or a witness in a proceeding before the 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. 157—**

BY REPRESENTATIVES CONNICK, BILLIOT, HENRY, LABRUZZO, LIGI, LOPINTO, WILLMOTT, AND WOOTON AND SENATORS HEITMEIER AND MARTINY  
AN ACT

To amend and reenact R.S. 33:1373(D) and (E) and to enact R.S. 33:1373(F) and (G), relative to powers of parish governing authorities; to provide for civil judicial proceedings instituted on the environmental docket; to provide for appeals; to provide for security; to provide for contempt; 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. 186—**

BY REPRESENTATIVE HONEY  
AN ACT

To amend and reenact R.S. 23:1552(B)(6) and to repeal R.S. 23:1552(B)(7), relative to unemployment compensation; to provide with respect to reimbursement of unemployment claims paid as a result of Hurricanes Katrina and Rita; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

May 5, 2008

**HOUSE BILL NO. 227—**

BY REPRESENTATIVES ROBIDEAUX, ARNOLD, DOERGE, MONToucET, PEARSON, AND POPE AND SENATORS CASSIDY, B. GAUTREAUx, AND HEBERT

AN ACT

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

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

**HOUSE BILL NO. 228—**

BY REPRESENTATIVES ROBIDEAUX AND DOERGE AND SENATOR B. GAUTREAUx AND REPRESENTATIVES ARNOLD, MONToucET, PEARSON, AND POPE AND SENATOR HEBERT

AN ACT

To amend and reenact R.S. 11:2260(A)(5) and (6), relative to the Firefighters' Retirement System; to provide with respect to the quorum and voting requirements of the board of trustees; to provide relative to the oath taken by trustees; 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 Retirement.

**HOUSE BILL NO. 229—**

BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To amend and reenact R.S. 11:602, relative to the Louisiana State Employees' Retirement System; to provide relative to the number of years of service required for retirement eligibility in the corrections secondary component of the system; 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 Retirement.

**HOUSE BILL NO. 231—**

BY REPRESENTATIVES DOERGE, ARNOLD, MONToucET, PEARSON, AND POPE AND SENATORS B. GAUTREAUx AND HEBERT

AN ACT

To amend and reenact R.S. 11:314(A)(introductory paragraph), 315(A)(introductory paragraph), and 2261(A), relative to the Firefighters' Retirement System; to provide with respect to the management of system funds; to exempt the system from the requirement of constructively engaging certain companies with facilities or employees or both in prohibited nations; 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 Retirement.

**HOUSE BILL NO. 298—**

BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 13:2115, relative to the City Court of Winnsboro; to authorize the transfer of surplus or unclaimed funds from the court's civil fee account to the court's general operational fund; 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. 387—**

BY REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LOPINTO, TALBOT, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact R.S. 33:2536.2, relative to fire and police civil

service boards; to provide for the qualifications of members of the Jefferson Parish Fire Civil Service Board; 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. 438—**

BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 49:1015(F)(3), relative to drug testing by certain public employers of certain public employees; to provide for the application of certain drug testing requirements to certain parishes and municipalities; 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. 455—**

BY REPRESENTATIVE MONICA  
AN ACT

To enact R.S. 49:170.15, relative to the state symbol; to provide that the fleur-de-lis shall be the official state symbol; 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. 465—**

BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WILLMOTT, AND WOOTON AND SENATOR MARTINY

AN ACT

To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; 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. 489—**

BY REPRESENTATIVE MONICA  
AN ACT

To enact R.S. 49:170.15, relative to state designations; to provide that Louisiana is designated as the Hollywood of the South; 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. 506—**

BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 14:329.6(A)(9) and R.S. 29:732(A), relative to price gouging during a proclamation of a state of emergency; to provide for price changes attributable to market conditions; to provide for business risk expenses; 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. 514—**

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 49:1002(H), relative to the applicability provisions for drug testing; to allow certain people involved in construction, maintenance, or manufacturing at any refining or chemical manufacturing facility to reduce or modify the initial cut-off level for marijuana testing; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

**HOUSE BILL NO. 521—**

BY REPRESENTATIVE MONTOUCET

AN ACT

To amend and reenact R.S. 11:208 and 2223(B)(4), relative to the Municipal Police Employees' Retirement System; to provide with respect to disability retirement; to provide for non-service disability retirement eligibility; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 523—**

BY REPRESENTATIVES CONNICK AND WILLMOTT

AN ACT

To enact R.S. 33:1373(F), relative to Jefferson Parish; to authorize the parish to take certain judicial actions against certain owners of certain premises; 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. 538—**

BY REPRESENTATIVE MORRELL

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 No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to authorize an elected or appointed magistrate 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 No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to provide for a condition precedent before the consolidation of the clerk's offices and the sheriff's offices of the civil and criminal district courts takes effect; 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. 733—**

BY REPRESENTATIVE SCHRODER

AN ACT

To amend and reenact R.S. 33:1236(54), relative to parish littering ordinances; to provide relative to the enforcement of such ordinances and penalties for violations in certain parishes; to provide exceptions; 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. 976—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to change the accrual rate of retirement benefits for certain members; to change certain ages at which such accrual rates apply; 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 Retirement.

**HOUSE BILL NO. 1006—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to the deferred retirement option plan; to provide for eligibility for a retroactive deferred retirement option plan benefit; and to provide for related matters.

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

**HOUSE BILL NO. 1093—**

BY REPRESENTATIVE CONNICK

AN ACT

To enact R.S. 33:1236(49)(e), relative to the powers of parish governing authorities; to provide relative to contempt fines and court costs charged to property owners in a parish for failure to repair or demolish derelict structures; to authorize the governing authority of a parish to place the contempt fines and court costs on the ad valorem tax rolls of the parish; to provide procedures therefor; to provide for the collection of such contempt fines and court costs; to authorize a collection fee for the sheriff of such parish; to provide relative to any action brought to contest the placing of such contempt fines and court costs on the tax rolls; 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. 1129—**

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 40:2531(B)(4) and to repeal R.S. 40:2531(B)(6), relative to law enforcement officers under investigation; to provide for a right to counsel or representative; to provide for questioning; 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. 1146—**

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 40:2405(C), relative to peace officer training requirements; to exempt certain part-time and reserve officers from peace officer training requirements; 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. 1148—**

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 40:2531(D) and 2533(D), relative to the investigation of law enforcement officers; to provide for expungement of certain records; to provide for the investigative report; and to provide for related matters.

May 5, 2008

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

**HOUSE BILL NO. 1204—**  
BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 13:2586(C)(5) and 2589(C), relative to justice of the peace courts in Caddo Parish; to provide for jurisdiction over property standards violations; to provide for summons and subpoenas by constables; to provide for reimbursement; and to provide for related matters.

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

**Motion to Recommit**

Senator N. Gautreaux asked for and obtained a suspension of the rules and recommitted Senate Bill No. 791 from the Committee on Finance to the Committee on Judiciary B.

**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**

May 5, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 38—**  
BY SENATOR DUPRE  
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to extend Louisiana's seaward boundary in the Gulf of Mexico to three marine leagues.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 49—**  
BY SENATOR NEVERS  
A CONCURRENT RESOLUTION

To commend the Apprenticeship Division of the Louisiana Department of Labor and the Louisiana State Apprenticeship Council in recognition of the 70<sup>th</sup> Anniversary of the enactment of the Louisiana Apprenticeship Act of 1938.

Reported without amendments.

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

**Rules Suspended**

Senator Walsworth asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Introduction of  
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 57—**  
BY SENATOR WALSWORTH  
A CONCURRENT RESOLUTION

To commend State Senator Steve Scalise for his dedication and continued faithful service to the citizens of the state of Louisiana and his colleagues in the Louisiana Senate and Louisiana House of Representatives.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 37

**NAYS**

Total - 0

**ABSENT**

Amedee Scalise

Total - 2

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

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

April 30, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 84—**  
BY REPRESENTATIVE GREENE AND SENATOR CASSIDY  
A CONCURRENT RESOLUTION

To commend Nabil Thalji of Baton Rouge upon his receipt of the Barry M. Goldwater Scholarship at Louisiana State University.

**HOUSE CONCURRENT RESOLUTION NO. 86—**

BY REPRESENTATIVE WILLIAMS

**A CONCURRENT RESOLUTION**

To recognize May 12, 2008, as Fibromyalgia Awareness Day in Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 87—**

BY REPRESENTATIVE WHITE AND SENATOR ERDEY

**A CONCURRENT RESOLUTION**

To commend Brian Goh of Denham Springs upon his receipt of the Barry M. Goldwater Scholarship at Louisiana State University.

**HOUSE CONCURRENT RESOLUTION NO. 88—**

BY REPRESENTATIVE CARTER

**A CONCURRENT RESOLUTION**

To commend Michael Parent of Brandon, Mississippi, upon his receipt of the Barry M. Goldwater Scholarship at Louisiana State University.

**HOUSE CONCURRENT RESOLUTION NO. 89—**

BY REPRESENTATIVE FOIL AND SENATOR CASSIDY

**A CONCURRENT RESOLUTION**

To commend Tommy Stryjewski of Baton Rouge, a December 2007 graduate of Louisiana State University, upon being named to the USA Today All-USA College Academic First Team.

**HOUSE CONCURRENT RESOLUTION NO. 90—**

BY REPRESENTATIVE CARMODY AND SENATOR CHEEK

**A CONCURRENT RESOLUTION**

To commend Claire Kendig of Shreveport upon her receipt of the Harry S. Truman Scholarship at Louisiana State University.

**HOUSE CONCURRENT RESOLUTION NO. 91—**

BY REPRESENTATIVE PUGH AND SENATOR QUINN

**A CONCURRENT RESOLUTION**

To commend Leah Rebecca Muller of Hammond upon her receipt of the Barry M. Goldwater Scholarship at Louisiana State University.

**HOUSE CONCURRENT RESOLUTION NO. 92—**

BY REPRESENTATIVE GUINN AND SENATOR MORRISH

**A CONCURRENT RESOLUTION**

To commend Trista Sanders of Iowa, Louisiana, an accounting major at Louisiana State University, upon attaining the highest score internationally on the Certified Internal Auditor Exam in November of 2007.

**HOUSE CONCURRENT RESOLUTION NO. 93—**

BY REPRESENTATIVE CARTER

**A CONCURRENT RESOLUTION**

To commend and congratulate the Louisiana State University gymnastics team and Coach D. D. Breaux upon their placement in the National Collegiate Athletic Association Championship.

**HOUSE CONCURRENT RESOLUTION NO. 94—**

BY REPRESENTATIVE CARTER

**A CONCURRENT RESOLUTION**

To commend and congratulate Susan Michelle Jackson, the 2008 National Collegiate Athletic Association vault title holder, for her outstanding accomplishments, to recognize her achievements and contributions as an LSU gymnast, and to extend to her best wishes for the remainder of her career and in all of her future endeavors.

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

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

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

**Message to the Secretary of State****SIGNED****SENATE CONCURRENT RESOLUTIONS**

May 5, 2008

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 16—**

BY SENATOR GRAY

**A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2008 Regular Session of the Legislature certain provisions of R.S. 40:2116(J)(1) and R.S. 40:2116(J)(1)(c), relative to the date upon which the facility need review approval for licensed nursing homes and intermediate care facilities for people with developmental disabilities (ICF/DD) which were located in an area which was affected by an executive order or proclamation of emergency or disaster will be deemed terminated, expired, or revoked.

**SENATE CONCURRENT RESOLUTION NO. 44—**

BY SENATOR GRAY

**A CONCURRENT RESOLUTION**

To commend the Orleans Parish Juvenile Court on its 100<sup>th</sup> anniversary.

**SENATE CONCURRENT RESOLUTION NO. 37—**

BY SENATOR MOUNT

**A CONCURRENT RESOLUTION**

To designate May 21, 2008, as Louisiana Housing Council Day.

**SENATE CONCURRENT RESOLUTION NO. 39—**

BY SENATORS GRAY AND NEVERS AND REPRESENTATIVE BARROW

**A CONCURRENT RESOLUTION**

To commend the Louisiana Foster and Adoptive Parent Association (LFAPA) for its outstanding achievements and to designate Wednesday May 7, 2008, as Louisiana Foster and Adoptive Parent Association Day at the Louisiana State Capitol.

**SENATE CONCURRENT RESOLUTION NO. 41—**

BY SENATOR MOUNT

**A CONCURRENT RESOLUTION**

To commend the Louisiana Dental Association for its achievement and to designate April 23, 2008, as Dentists' Day at the Louisiana Legislature.

**SENATE CONCURRENT RESOLUTION NO. 43—**

BY SENATOR SHAW AND REPRESENTATIVE CARMODY

**A CONCURRENT RESOLUTION**

To commend Shreve Island Elementary School for being selected as a recipient of the International Reading Association's 2007-2008 Exemplary Reading Program Award.

**SENATE CONCURRENT RESOLUTION NO. 45—**

BY SENATOR SHAW

**A CONCURRENT RESOLUTION**

To commend Dr. Carlos G. Spah II, upon being named the U.S. Professor of the Year.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary 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:

May 5, 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 Resolutions have been properly enrolled:

**SENATE RESOLUTION NO. 21—**  
BY SENATOR GRAY

A RESOLUTION

To create a task force to study and make recommendations to the legislature on the future use of the former charity hospital facility in New Orleans.

**SENATE RESOLUTION NO. 22—**  
BY SENATOR GRAY

A RESOLUTION

To commend Pastor Emanuel Smith, Jr., upon his many years of service and leadership to his community.

**SENATE RESOLUTION NO. 23—**  
BY SENATOR GRAY

A RESOLUTION

To commend and congratulate Dr. Willie Gable, Jr., pastor of the Progressive Baptist Church of New Orleans on the joyous occasion of his twentieth anniversary of service to the church family.

**SENATE RESOLUTION NO. 24—**  
BY SENATOR SHAW

A RESOLUTION

To invite and request the President of the United States of America, the Honorable George W. Bush, to speak to a joint session of the Louisiana Legislature on April 22, 2008.

**SENATE RESOLUTION NO. 25—**  
BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Dr. George L. Reese for receiving the Faculty Performance Award for Service in the College of Veterinary Medicine, Nursing and Allied Health at Tuskegee University.

**SENATE RESOLUTION NO. 26—**  
BY SENATOR BROOME

A RESOLUTION

To commend Jeremy Herbert for being selected as a Baton Rouge Young Hero.

**SENATE RESOLUTION NO. 27—**  
BY SENATOR BROOME

A RESOLUTION

To designate April 2008, as Youth Financial Literacy Month.

**SENATE RESOLUTION NO. 28—**  
BY SENATOR CHEEK

A RESOLUTION

To commend United States Air Force Master Sergeant Jerry M. Welch upon his retirement.

**SENATE RESOLUTION NO. 29—**  
BY SENATOR GRAY

A RESOLUTION

To commend the efforts of the Louisiana Assembly on School-Based Health Care, youth advocacy program and to recognize April 23, 2008, as "Louisiana Assembly on School-Based Health Care Youth Advocacy Day" at the Louisiana Senate.

**SENATE RESOLUTION NO. 31—**  
BY SENATOR CHAISSON

A RESOLUTION

To commend John Walsh for his continued dedication to heighten public awareness of child protection and safety issues, including Internet safeguards and guidelines.

**SENATE RESOLUTION NO. 32—**  
BY SENATOR CRAVINS

A RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to create a national catastrophe fund.

**SENATE RESOLUTION NO. 33—**  
BY SENATOR BROOME

A RESOLUTION

To urge and request that Governor Jindal designate an office in the newly created Louisiana Workforce Commission to focus on women in the workforce, where women can receive information about workforce training and other women's workforce issues.

**SENATE RESOLUTION NO. 34—**  
BY SENATOR CHEEK

A RESOLUTION

To recognize and commend Claire Kendig upon her selection as a 2008 recipient of the Harry S. Truman Scholarship.

**SENATE RESOLUTION NO. 35—**  
BY SENATOR AMEDEE

A RESOLUTION

To commend Stanley "Dip" Folsie for being named the "2007 Good Citizen of the Year" in St. James Parish.

**SENATE RESOLUTION NO. 36—**  
BY SENATOR CASSIDY

A RESOLUTION

To commend Nabil Thalji upon his selection as a 2008 Goldwater Scholar.

**SENATE RESOLUTION NO. 37—**  
BY SENATOR CASSIDY

A RESOLUTION

To commend Michael Parent upon his selection as a 2008 Goldwater Scholar.

**SENATE RESOLUTION NO. 38—**  
BY SENATOR CASSIDY

A RESOLUTION

To commend Tommy Stryjewski of Baton Rouge, a December 2007 graduate of Louisiana State University, upon being named to the USA Today All-USA College Academic First Team.

**SENATE RESOLUTION NO. 39—**  
BY SENATOR ERDEY

A RESOLUTION

To commend Brian Goh upon his selection as a 2008 Goldwater Scholar.

**SENATE RESOLUTION NO. 40—**

BY SENATOR MORRISH

**A RESOLUTION**

To commend Ms. Trista Sanders, for receiving the highest score internationally on the Certified Internal Auditor Exam.

**SENATE RESOLUTION NO. 41—**

BY SENATOR QUINN

**A RESOLUTION**

To commend Leah Rebecca Muller upon her selection as a 2008 Goldwater Scholar.

**SENATE RESOLUTION NO. 42—**

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

**A RESOLUTION**

To commend and congratulate the Louisiana State University football team and Coach Les Miles upon winning the 2007 Tostitos BCS National Championship.

**SENATE RESOLUTION NO. 43—**

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

**A RESOLUTION**

To recognize and commend the Louisiana State University Lady Tigers basketball team on an outstanding and historic season and for advancing to its fifth consecutive National Collegiate Athletic Association (NCAA) Final Four Women's Basketball Tournament.

**SENATE RESOLUTION NO. 45—**

BY SENATOR CRAVINS

**A RESOLUTION**

To commend William Glover and Debra Shah for their lifesaving assistance and heroic actions towards an elderly Alzheimer patient.

**SENATE RESOLUTION NO. 44—**

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

**A RESOLUTION**

To commend and congratulate F. Malcolm Hood, Jr., for his distinguished career as a lobbyist and for his thirty-eight years as an invaluable asset to the legislative process in the state of Louisiana.

**SENATE RESOLUTION NO. 46—**

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

**A RESOLUTION**

To commend and congratulate the 2008 Louisiana State University Women's Gymnastics team on an outstanding season and for a fifth place finish in the National Collegiate Athletic Association Super Six Finals.

**SENATE RESOLUTION NO. 47—**

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

**A RESOLUTION**

To commend and congratulate Louisiana State University gymnast, Susan Jackson, as the 2008 National Collegiate Athletic Association (NCAA) vault title holder and to recognize her outstanding accomplishments and contributions to the Lady Tigers' gymnastics program.

**SENATE RESOLUTION NO. 48—**

BY SENATOR SMITH

**A RESOLUTION**

To commend and congratulate Bessie Anna Armondin on the occasion of her ninetieth birthday and to celebrate her many achievements in her life.

**SENATE RESOLUTION NO. 49—**

BY SENATOR MURRAY

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Mary Gussie Garcet Shelton.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

**Petitions, Memorials and Communications**

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

**STATE OF LOUISIANA  
OFFICE OF THE GOVERNOR**

May 1, 2008

Honorable Joel C. Chaisson  
Louisiana State Senate  
P.O. Box 94183  
Baton Rouge, LA 70804

Mr. President,

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated from April 7, 2008, to April 27, 2008.

In compliance with Revised Statute 35:1, I hereby present them for the advice and consent of the Senate.

Appreciatively,  
BOBBY JINDAL  
Governor

May 5, 2008

**Ascension**

Shelby Bergeron-Banquer  
45152 Kid Bourgeois Rd  
St. Amant, LA 70774

**Avoyelles**

Gloria T. Joshua  
813 Addison St. Apt 205  
Marksville, LA 71351

Derrick M. Whittington  
P. O. Box 127  
Marksville, LA 71351

**Beauregard**

Lorie K. Howell  
1608 N. Pine St  
DeRidder, LA 70634

**Bossier**

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**ATTENDANCE ROLL CALL****PRESENT**

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Scalise
Crowe	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 38		

**ABSENT**

Amedee  
Total - 1

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Amedee            1 Day

**Adjournment**

Senator Broome moved that the Senate adjourn until Tuesday, May 6, 2008, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Tuesday, May 6, 2008.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk

