

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

**TWENTY-NINTH 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 19, 2008

The Senate was called to order at 4:15 o'clock P.M., by Hon. Joel T. Chaisson II, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

**PRESENT**

Mr. President	Erdey	Martiny
Amedee	Gautreaux B	Morrish
Cravins	Gray	Mount
Crowe	Hebert	Nevers
Dorsey	Heitmeier	Riser
Duplessis	Long	Shaw
Dupre	Marionneaux	Shepherd
Total - 21		

**ABSENT**

Adley	Gautreaux N	Murray
Alario	Jackson	Quinn
Broome	Kostelka	Smith
Cassidy	LaFleur	Thompson
Cheek	McPherson	Walsworth
Donahue	Michot	
Total - 17		

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

**Prayer**

The prayer was offered by Pastor Sherrill Stiles, 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 Marionneaux, the reading of the Journal was dispensed with and the Journal of May 15, 2008, was adopted.

**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 19, 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. 74—**

BY SENATOR CHAISSON

**A CONCURRENT RESOLUTION**

To declare November 2008 as Lung Cancer Awareness Month in Louisiana and to recognize the importance of understanding lung cancer issues.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 76—**

BY SENATOR CROWE

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to take such actions as are necessary to expedite the reopening of the Arabi branch of the United States Postal Service located in St. Bernard Parish.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 75—**

BY SENATORS CROWE AND DONAHUE

**A CONCURRENT RESOLUTION**

To commend the 2007-2008 players, coaches, and volunteers of the Slidell Titans Boys U-14 Soccer Team on winning the Division 1 U-14 Boys Allstate Sugar Bowl State Soccer Championship Title.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Privilege Report of the  
Legislative Bureau**

May 19, 2008

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

**HOUSE BILL NO. 71—**

BY REPRESENTATIVE KLECKLEY

**AN ACT**

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

Reported without amendments.

**HOUSE BILL NO. 80—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 42:1111(E)(2), relative to the Code of Governmental Ethics; to provide relative to the rendering of certain assistance by elected officials; to provide relative to disclosure requirements regarding such assistance; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 80 by Representative Lopinto

AMENDMENT NO. 1

On page 2, line 9, following "shall" and before "be made" delete "only"

AMENDMENT NO. 2

On page 2, line 10, following "public" and before "in" insert "only"

AMENDMENT NO. 3

On page 2, line 13, delete "\*\*\*"

**HOUSE BILL NO. 214—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To enact R.S. 22:990.1, relative to foreign and alien insurers; to provide for the notification of the appointment of officers or directors; to provide for the definition of senior officer; to provide for additional information for directors and officers; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 274—**

BY REPRESENTATIVE GALLOT  
AN ACT

To enact R.S. 49:191(3)(m) and to repeal R.S. 49:191(2)(h), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 276—**

BY REPRESENTATIVE GALLOT  
AN ACT

To enact R.S. 49:191(3)(m) and to repeal R.S. 49:191(2)(i), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 333—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:1243(A) and 1244(A) and to enact R.S. 22:1242(1)(h) and (i), relative to insurance fraud; to define fraudulent insurance acts; to provide for penalties and restitution; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 380—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 51:702(5)(a)(iii), (6.2), and (15)(b)(ii), 703(A)(2)(introductory paragraph), (D), and (F), 704(A)(introductory paragraph) and (6), (B), and (C), and 705(A)(introductory paragraph) and (3) and to enact R.S. 51:704(A)(9), relative to the Louisiana Securities Law; to provide for changes in the definitions of dealer, federal covered security, and security; to provide for registration of investment adviser representatives; to provide for the suspension or revocation of the registration of investment adviser representatives in certain circumstances; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 380 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 21, following "12" ad before "Sections" change "U.S.C.A. Sections" to "U.S.C."

AMENDMENT NO. 2

On page 4, line 2, following "December" and before "in" change "31" to "thirty-first"

AMENDMENT NO. 3

On page 4, line 28, following "in" and before "if" change "R.S. 51:704(B)" to "Subsection B of this Section"

AMENDMENT NO. 4

On page 5, line 18, following "in" and before "," change "R.S. 51:704(A)" to "Subsection A of this Section"

**HOUSE BILL NO. 481—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 22:1379(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for the definition of "covered claim"; to provide relative to the net worth exclusion applicable to insureds; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 584—**

BY REPRESENTATIVE DOWNS  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize certain investments for political subdivisions with respect to monies reserved for post-employment benefits; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 584 by Representative Downs

AMENDMENT NO. 1

On page 2, line 7, following "as a" delete "501(c)(3) or 501 (c)(4)"

AMENDMENT NO. 2

On page 2, line 8, following "organization" and before "and" insert "under Section 501(c)(3) or 501 (c)(4) of the Internal Revenue Code"

**HOUSE BILL NO. 691—**  
BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact R.S. 22:231(E), 232(2), 234(A)(2), 236(7)(a), 237(B)(1) and (C), 239.1(C)(2) and (3), 240(A) and (F)(3), and 242(B), relative to the Louisiana Health Plan; to provide for definitions; to define eligibility; to establish definitions of rates for nonfederally defined individuals; to establish benefits; to provide with respect to the board of directors; to provide for exemptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 953—**  
BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:806 and to enact Part XVII-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:822 through 833, relative to life insurance; to provide relative to the conversion of mutual life insurers and mutual life insurance holding companies; to provide definitions; to require a plan of reorganization; to provide with respect to consideration and dividend protections; to provide for approval by the commissioner of insurance after a public hearing; to provide with respect to approval by qualified voters; to provide limitations; to require the filing of a certificate of compliance; to provide for the effect of reorganization; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 953 by Representative Kleckley

**AMENDMENT NO. 1**

On page 12, line 23, following "Louisiana" and before "Electronic" insert "Uniform"

**HOUSE BILL NO. 985—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 6:1032 and 1034 and to enact R.S. 6:1038.1 and 1054, relative to the sale of checks and money transmission; to provide for definitions; to provide for exclusions and exemptions; to provide for temporary licenses; to provide for change of control; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
ROB MARIONNEAUX  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Marionneaux, the Legislative Bureau amendments were adopted and the Bills were read by title and passed to a third reading.

**Introduction of  
Senate Concurrent Resolutions**

Senator Dupre 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. 77—**  
BY SENATOR DUPRE  
A CONCURRENT RESOLUTION

To urge and request the U. S. Army Corps of Engineers to certify for purposes of the National Flood Insurance Program the Larose to Golden Meadow hurricane protection project.

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	Dupre	Martiny
Adley	Erdey	Morrish
Amedee	Gautreaux B	Mount
Broome	Gray	Murray
Cravins	Hebert	Nevers
Crowe	Heitmeier	Quinn
Donahue	Kostelka	Riser
Dorsey	Long	Shaw
Duplessis	Marionneaux	Shepherd
Total - 27		

**NAYS**

Total - 0

**ABSENT**

Alario	Jackson	Smith
Cassidy	LaFleur	Thompson
Cheek	McPherson	Walsworth
Gautreaux N	Michot	
Total - 11		

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

**Senate Bills and Joint Resolutions  
on Second Reading**

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

**SENATE BILL NO. 810— (Substitute of Senate Bill No. 694 by  
Senator Mount)**

BY SENATOR MOUNT

**AN ACT**

To enact R.S. 40:2162 and Part XIV of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2200.1 through 2200.5, relative to dementia training; to provide for dementia training for certain persons; to provide for definitions; to provide for rules and regulations; and to provide for related matters.

On motion of Senator Mount, the bill was read by title and ordered engrossed and passed to a third reading.

**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 19, 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. 1— BY REPRESENTATIVES FANNIN, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, DIXON, DOERGE, DOVE, EDWARDS, GISCLAIR, GREENE, ELBERT, GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENRY, HILL, HOFFMANN, HONEY, HOWARD, HUTTER, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, MONICA, MORRELL, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, SIMON, SMILEY, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WHITE, WILLMOTT, AND WOOTON AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

HOUSE BILL NO. 2— BY REPRESENTATIVES GREENE AND FANNIN AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

HOUSE BILL NO. 3— BY REPRESENTATIVE GREENE AN ACT

To enact the Omnibus Bond Authorization Act of 2008, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

HOUSE BILL NO. 321— BY REPRESENTATIVE TRAHAN AN ACT

To amend and reenact R.S. 17:3983(A)(4), relative to charter schools; to provide relative to the limitation on the number of charter school proposals that can be entered into; and to provide for related matters.

HOUSE BILL NO. 349— BY REPRESENTATIVE TRAHAN AN ACT

To amend and reenact R.S. 17:3992(A)(1) and (3) and 3995(A)(6)(a), relative to charter schools; to change the renewal period for an approved charter school from ten-year periods to periods of not less than three nor more than ten years; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 350— BY REPRESENTATIVE LEGER AN ACT

To amend and reenact R.S. 17:1990(B)(2)(a), relative to the operation of schools transferred to the Recovery School District; to authorize the Recovery School District to contract with for-profit providers for the operation of schools under its jurisdiction; and to provide for related matters.

HOUSE BILL NO. 394— BY REPRESENTATIVE GREENE AN ACT

To amend and reenact R.S. 14:32(C), relative to the crime of negligent homicide; to provide with respect to criminal penalties for negligent homicide; to require the court to issue reasons under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 437— BY REPRESENTATIVE KLECKLEY AN ACT

To amend and reenact R.S. 22:636.1(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide that certain changes in deductible shall not be deemed cancellation of the policy; and to provide for related matters.

HOUSE BILL NO. 596— BY REPRESENTATIVE LIGI AN ACT

To amend and reenact R.S. 18:444(G), relative to parish executive committees of political parties in Jefferson Parish; to provide relative to the number of members on such committees and their election; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1020— BY REPRESENTATIVE GALLOT AN ACT

To amend and reenact R.S. 24:51(2) and 55(E)(2) and R.S. 49:72(5), relative to lobbying; to provide relative to expenditures for the purpose of lobbying; to provide for the definition of expenditure; to provide relative to expenditure reporting requirements; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1171— BY REPRESENTATIVE CROMER AN ACT

To enact R.S. 42:1119(G), relative to nepotism; to provide an exception for the employment of state police cadets; to provide for recusal; to provide limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1190— BY REPRESENTATIVE HENRY BURNS AN ACT

To repeal R.S. 2:1(5) and 2 through 4, relative to aeronautics; to repeal the definition of "aircraft registrar;" to repeal the provisions relative to aircraft registration; and to repeal the provisions regarding qualifications of pilots to obtain, possess, and display licenses.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 1— BY REPRESENTATIVES FANNIN, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, DIXON, DOERGE, DOVE, EDWARDS, GISCLAIR, GREENE, ELBERT, GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENRY, HILL, HOFFMANN, HONEY, HOWARD, HUTTER, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, MONICA, MORRELL, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, SIMON, SMILEY, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WHITE, WILLMOTT, AND WOOTON AN ACT

Making appropriations for the ordinary expenses of the executive

branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

**HOUSE BILL NO. 2—**  
BY REPRESENTATIVES GREENE AND FANNIN  
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

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

**HOUSE BILL NO. 3—**  
BY REPRESENTATIVE GREENE  
AN ACT

To enact the Omnibus Bond Authorization Act of 2008, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

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

**HOUSE BILL NO. 321—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3983(A)(4), relative to charter schools; to provide relative to the limitation on the number of charter school proposals that can be entered into; and to provide for related matters.

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

**HOUSE BILL NO. 349—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3992(A)(1) and (3) and 3995(A)(6)(a), relative to charter schools; to change the renewal period for an approved charter school from ten-year periods to periods of not less than three nor more than ten years; 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 Education.

**HOUSE BILL NO. 350—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 17:1990(B)(2)(a), relative to the operation of schools transferred to the Recovery School District; to authorize the Recovery School District to contract with for-profit providers for the operation of schools under its jurisdiction; and to provide for related matters.

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

**HOUSE BILL NO. 394—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 14:32(C), relative to the crime of negligent homicide; to provide with respect to criminal penalties for negligent homicide; to require the court to issue reasons under certain circumstances; 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. 437—**  
BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:636.1(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide that certain changes in deductible shall not be deemed cancellation of the policy; and to provide for related matters.

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

**HOUSE BILL NO. 596—**  
BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 18:444(G), relative to parish executive committees of political parties in Jefferson Parish; to provide relative to the number of members on such committees and their election; to provide for effectiveness; 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. 1020—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 24:51(2) and 55(E)(2) and R.S. 49:72(5), relative to lobbying; to provide relative to expenditures for the purpose of lobbying; to provide for the definition of expenditure; to provide relative to expenditure reporting requirements; to provide for effectiveness; 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. 1171—**  
BY REPRESENTATIVE CROMER  
AN ACT

To enact R.S. 42:1119(G), relative to nepotism; to provide an exception for the employment of state police cadets; to provide for recusal; to provide limitations; to provide for effectiveness; 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. 1190—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To repeal R.S. 2:1(5) and 2 through 4, relative to aeronautics; to repeal the definition of "aircraft registrar;" to repeal the provisions relative to aircraft registration; and to repeal the provisions regarding qualifications of pilots to obtain, possess, and display licenses.

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

**Messages from the House**

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

May 19, 2008

To the Honorable President and Members of the Senate:

May 19, 2008

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. 127— BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to appropriate to the United States Army Corps of Engineers the total amount of funds collected from the Harbor Maintenance Tax so that those funds can be used for dredging navigation channels and, where possible, the beneficial use of dredged material to protect, restore, and conserve wetlands.

HOUSE CONCURRENT RESOLUTION NO. 133—

BY REPRESENTATIVES AUSTIN BADON, BARROW, CHAMPAGNE, DOERGE, HILL, HUTTER, ROSALIND JONES, KATZ, MARCHAND, PETERSON, NORTON, JANE SMITH, PATRICIA SMITH, AND ST. GERMAIN AND SENATORS CHEEK, BROOME, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To recognize Tuesday, May 20, 2008, as Girl Scouts of the USA Day at the Louisiana State Capitol.

HOUSE CONCURRENT RESOLUTION NO. 134—

BY REPRESENTATIVE ARNOLD AND SENATORS ALARIO AND MARTINY

A CONCURRENT RESOLUTION

To commend the Fore!Kids Foundation for fifty years of service to children in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 136—

BY REPRESENTATIVES RICHMOND, ABRAMSON, ARNOLD, AUSTIN BADON, HENDERSON, HENRY, HINES, LAFONTA, LEGER, LORUSSO, MARCHAND, MORRELL, PETERSON, AND TUCKER AND SENATORS CROWE, DUPLESSIS, GRAY, HEITMEIER, MURRAY, QUINN, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Elaina Boutte, Jasmine Kudji, and Lori Villavaso

HOUSE CONCURRENT RESOLUTION NO. 137—

BY REPRESENTATIVES JANE SMITH AND HENRY BURNS AND SENATOR ADLEY

A CONCURRENT RESOLUTION

To commend Kaitlin Flattman on her exceptional achievements in cross-country and track during her freshman year at Benton High School.

HOUSE CONCURRENT RESOLUTION NO. 140—

BY REPRESENTATIVE KATZ

A CONCURRENT RESOLUTION

To designate the week of May 18 through May 24, 2008, as Emergency Medical Services Week at the Louisiana Legislature.

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

House Concurrent Resolutions

Senator Dupre 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. 127—

BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to appropriate to the United States Army Corps of Engineers the total amount of funds collected from the Harbor Maintenance Tax so that those funds can be used for dredging navigation channels and, where possible, the beneficial use of dredged material to protect, restore, and conserve wetlands.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gray, Murray, Amedee, Hebert, Nevers, Broome, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, Michot. Total - 35

NAYS

Total - 0

ABSENT

Table with 3 columns: Cassidy, Gautreaux N, McPherson. Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 133—

BY REPRESENTATIVES AUSTIN BADON, BARROW, CHAMPAGNE, DOERGE, HILL, HUTTER, ROSALIND JONES, KATZ, MARCHAND, PETERSON, NORTON, JANE SMITH, PATRICIA SMITH, AND ST. GERMAIN AND SENATORS CHEEK, BROOME, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To recognize Tuesday, May 20, 2008, as Girl Scouts of the USA Day at the Louisiana State Capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gray, Murray, Amedee, Hebert, Nevers, Broome, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, Michot. Total - 35

NAYS

Total - 0

ABSENT

Table with 3 columns: Cassidy, Gautreaux N, McPherson. Total - 3

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

**HOUSE CONCURRENT RESOLUTION NO. 134—**  
BY REPRESENTATIVE ARNOLD AND SENATORS ALARIO AND MARTINY

A CONCURRENT RESOLUTION

To commend the Fore!Kids Foundation for fifty years of service to children in Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cassidy	Gautreaux N	McPherson
Total - 3		

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

**HOUSE CONCURRENT RESOLUTION NO. 136—**  
BY REPRESENTATIVES RICHMOND, ABRAMSON, ARNOLD, AUSTIN, BADON, HENDERSON, HENRY, HINES, LAFONTA, LEGER, LORUSSO, MARCHAND, MORRELL, PETERSON, AND TUCKER AND SENATORS CROWE, DUPLESSIS, GRAY, HEITMEIER, MURRAY, QUINN, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Elaina Boutte, Jasmine Kudji, and Lori Villavaso

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cassidy	Gautreaux N	McPherson
Total - 3		

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

**HOUSE CONCURRENT RESOLUTION NO. 137—**  
BY REPRESENTATIVES JANE SMITH AND HENRY BURNS AND SENATOR ADLEY

A CONCURRENT RESOLUTION

To commend Kaitlin Flatman on her exceptional achievements in cross-country and track during her freshman year at Benton High School.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cassidy	Gautreaux N	McPherson
Total - 3		

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

**HOUSE CONCURRENT RESOLUTION NO. 140—**  
BY REPRESENTATIVE KATZ

A CONCURRENT RESOLUTION

To designate the week of May 18 through May 24, 2008, as Emergency Medical Services Week at the Louisiana Legislature.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd

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Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	

Total - 35

NAYS

Total - 0

ABSENT

Cassidy	Gautreaux N	McPherson
Total - 3		

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**

**EDUCATION**

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

May 15, 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. 465—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 17:270(A) and (B), and R.S. 32:402.1(A)(1), (2)(introductory paragraph), and (C); relative to driver education programs; to require the Louisiana Highway Safety Commission be consulted in the development of the program; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 537—**  
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:3129.8, relative to education; to provide with respect to the Board of Regents; to provide for articulation of college credits; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 184—**  
BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 17:170(D), relative to immunization of persons entering schools, kindergartens, colleges, proprietary or vocational schools, and day care centers for the first time; to provide for the electronic transmission of immunization compliance reports; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 305—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To amend and reenact R.S. 17:95, relative to requirements that the superintendent of a city, parish, or other local public school board serve as the treasurer of certain school funds and perform specified duties; to remove the exception applicable to Orleans Parish; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 306—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To amend and reenact R.S. 17:91, relative to certain supervisory duties and responsibilities of the superintendent of a city, parish, or other local public school system, including but not limited to duties pertaining to the office of the secretary of the school board; to remove certain exceptions, prohibitions, and requirements applicable to Orleans Parish; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 378—**  
BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 17:436(A)(2) and to enact R.S. 17:436(E), relative to school employees performing noncomplex health procedures; to remove certain procedures from the definition of noncomplex health procedure; to prohibit school employees, except certain health professionals, from being required to perform certain procedures; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 576—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To enact R.S. 49:191(3)(m) and to repeal R.S. 49:191(2)(d), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 581—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:170(A)(1) and (D) and to enact R.S. 17:170(A)(4), relative to immunizations; to provide for the enforcement of immunization requirements for students; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 672—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:416.18, relative to the rights of teachers; to rename the list of provisions providing for the rights of teachers; to provide for the immunity and legal defense of teachers; to provide for the rights of beginning teachers; to provide for the distribution of such list of rights to schools and to parents and legal guardians; and to provide for related matters.

Reported with amendments.



**HOUSE BILL NO. 719—**  
BY REPRESENTATIVE CARMODY  
AN ACT

To enact R.S. 17:437.1, relative to training for certain public school employees; to provide for in-service training for teachers, school counselors, principals, and certain other school administrators in suicide prevention; to provide for the responsibilities of the State Board of Elementary and Secondary Education; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1054—**  
BY REPRESENTATIVE PETERSON AND SENATOR GRAY  
AN ACT

To enact R.S. 17:100.10, relative to authorizing city, parish, and other local public school boards to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management, and improvement of school properties; to exempt such school boards from certain limitations relative to property dispositions under certain circumstances; to authorize such school boards to enter into financing arrangements with their public benefit corporations and certain other private parties to construct new schools and to renovate existing school properties; and to provide for related matters.

Reported with amendments.

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 15, 2008

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 63—**  
BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to follow the recommendations of the board of commissioners of the Cypress-Black Bayou Recreation and Water Conservation District when promulgating rules and regulations pertaining to fishing and boating.

Reported favorably.

**SENATE CONCURRENT RESOLUTION NO. 64—**  
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To create the Louisiana Recreational Saltwater Fishing Task Force to advise the Department of Wildlife and Fisheries and other entities on various recreational saltwater fishing issues.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 12—**  
BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority and the United States Army Corps of Engineers to give proportionate attention to Louisiana's Chenier Plain in the

development and implementation of the state's coastal protection and restoration efforts.

Reported favorably.

**HOUSE BILL NO. 170—**  
BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact Section 3 of Act No. 222 of the 2005 Regular Session of the Legislature, as amended by Act No. 21 of the 2007 Regular Session of the Legislature, relative to the transfer of certain state property in Jefferson Parish; to extend the termination date of the Act; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 171—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 56:421(D), relative to the Louisiana Oyster Task Force; to authorize reimbursement of expenses associated with serving on the task force; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 360—**  
BY REPRESENTATIVES MONTOUCET, BOBBY BADON, BALDONE, BARROW, BILLIOT, CHAMPAGNE, CORTEZ, CROMER, FRANKLIN, GALLOT, GISCLAIR, HARDY, HENDERSON, SAM JONES, LAMBERT, LEBAS, PERRY, POPE, RICHARD, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, AND WILLIAMS  
AN ACT

To amend and reenact R.S. 36:610(I) and R.S. 56:266(A), (B), (C), (D)(1), (E)(3), and (F) and 279(B)(2) and (3), (C)(1), (D)(3), and (E) and to enact R.S. 36:610(L) and R.S. 56:278, relative to alligators; to remove alligators from the jurisdiction of the Fur and Alligator Council; to create the Louisiana Alligator Advisory Council; to provide the council's membership, functions, duties, and responsibilities; to provide relative to funding for the council; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 439—**  
BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:905(B)(2) and (14), 905.1, 905.3(A) and (D), and 905.4(A)(1)(a) and (c) and (2), (B), (C), (D), (E)(2), (F), (G), (H), and (J)(2) and to repeal R.S. 30:905.2 and 905.4(K), relative to abandoned mine reclamation; to provide for the authority to participate and to promulgate rules and regulations; to provide for funding sources and appropriation for reclamation of mining operations; to provide for an implementation plan; to provide for notice; to provide for exemptions and exclusions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 488—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To enact R.S. 56:579.1(C)(4), relative to mariculture; to require review by or cooperation with certain marine biologists for mariculture projects located offshore in state waters; and to provide for related matters.

Reported favorably.

**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;

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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.

Reported favorably.

**HOUSE BILL NO. 848—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 56:433(B) and to reenact R.S. 56:433(G), relative to taking oysters from public seed grounds; to provide for a period of time for harvest of seed oysters; to provide for a period of time for the harvest of oysters generally from the seed grounds; to provide for a sacking only area east of the Mississippi River in Plaquemines Parish; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 1047—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain properties in Iberville Parish with First Louisiana Resource, L.L.C.; to provide for property descriptions; to provide for the reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1117—**  
BY REPRESENTATIVE MORRIS  
AN ACT

To amend and reenact R.S. 30:22, 23, 148.1, 148.2, 148.3, 148.4, 148.5, 148.6, 148.8, and 148.9(A) and (B)(introductory paragraph) and to repeal R.S. 30:148.9(B)(1), (2), and (3), relative to mineral leases; to provide for leases for storage; to provide for application, advertising, bids, public hearings, and selection for certain leases; to provide for the authority of the State Mineral Board and the commissioner of conservation; and to provide for related matters.

Reported with amendments.

**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.

Reported favorably.

**HOUSE BILL NO. 1138—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 56:495.1(A)(1)(b), relative to trawling vessels; to provide relative to the legal size of trawl doors; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1220—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To enact R.S. 30:209(4)(e), relative to the State Mineral Board; to provide for the authority of the State Mineral Board; to provide for operating agreements for certain underground storage; and to provide for related matters.

Reported favorably.

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 15, 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. 743—**  
BY SENATOR CHEEK  
AN ACT

To enact R.S. 32:299.1 relative to the operation of off-road vehicles; to require reports of accidents of certain persons; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 373—**  
BY REPRESENTATIVES HAZEL, ARMES, BILLIOT, HENRY BURNS,  
DIXON, DOERGE, FRANKLIN, GISCLAIR, GUINN, HILL, HOWARD,  
HUTTER, LITTLE, LORUSSO, MONTUCET, NORTON, POPE, AND ST.  
GERMAIN  
AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 402—**  
BY REPRESENTATIVES FOIL AND HARDY  
AN ACT

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

Reported with amendments.

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

To amend and reenact R.S. 48:250.2, relative to design-build contracts; to expand the authority of the Department of Transportation and Development for design-build contracts; to

authorize the secretary to select projects or combine a program of projects utilizing the design-build method; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 566—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 48:205(A), relative to general administrative functions of the Department of Transportation and Development; to authorize a notice when the purchase exceeds twenty-five thousand dollars to persons who furnish commodities by notice sent through an electronic interactive environment; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 590—**  
BY REPRESENTATIVE HUTTER  
AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 656—**  
BY REPRESENTATIVE SIMON AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 48:1805(A), relative to the Zachary Taylor Parkway Commission; to provide relative to the appointment of commission members; to provide that members shall be appointed by the presidents of their respective parishes; to provide for exceptions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 784—**  
BY REPRESENTATIVE HUTTER  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 785—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 32:427(A)(4) and (5), relative to the operation of commercial motor vehicles; to provide for willful violations of the operation of commercial motor vehicles; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 791—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To repeal R.S. 48:221(C), relative to expropriation, to repeal provisions requiring the Department of Transportation and Development to offer to sell excess expropriated property.

Reported favorably.

**HOUSE BILL NO. 839—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To enact R.S. 32:361.2(D) and 361.3(C), relative to the tinting of motor vehicle windows; to prohibit holders of security and medical exemptions from tinting the area below the top six inches of the windshield; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1081—**  
BY REPRESENTATIVES SCHRODER AND PEARSON AND SENATOR DONAHUE  
AN ACT

To enact R.S. 48:942, relative to state bridges; to authorize the sale of state bridges under certain circumstances; to provide for exceptions; to provide for the approval of the legislature; and to provide for related matters.

Reported favorably.

**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.

Reported with amendments.

Respectfully submitted,  
JOE MCPHERSON,  
Chairman

**REPORT OF COMMITTEE ON**

**LABOR AND INDUSTRIAL RELATIONS**

Senator Neil Riser, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 15, 2008

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

**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.

Reported favorably.

**HOUSE BILL NO. 1165—**  
BY REPRESENTATIVES HONEY, ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BURFORD, HENRY BURNS, BURRELL, CHANEY, DIXON, DOWNS, EDWARDS, GALLOT, GISCLAIR, GREENE, HARRISON, HINES, HOFFMANN, HOWARD, MICHAEL JACKSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, MONTUCET, MORRELL, MORRIS, NORTON, PERRY, PUGH, RICHARD, RICHARDSON, RITCHIE, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, AND WILLIAMS AND SENATOR SCALISE  
AN ACT

To amend and reenact R.S. 23:1474(I), 1592(E), and 1595(A) and to enact R.S. 23:1536(E)(4), relative to unemployment compensation weekly benefit amounts; to provide with respect to the unemployment trust fund balance; to provide for an

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increase in the weekly benefit amount paid; to provide for the duration of benefits; to provide for a reduction in contributions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
NEIL RISER  
Chairman

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 15, 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. 7—  
BY SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 47:1992, relative to ad valorem property tax; to provide for procedures and time periods in Orleans Parish related to inspection of assessment lists, review and complaints concerning assessments, certifications of such lists, and hearings of appeals of assessments; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 621—  
BY SENATOR CRAVINS  
AN ACT

To enact Chapter 13-J of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.151 through 4720.172, relative to the city of Lafayette; to create the North Lafayette and Downtown Redevelopment Authority; to provide for the procedure to follow and activate the authority; to define terms; to provide for the selection of commissioners and for their terms of office; to provide for annual reports, including financial statements, to the local governing authority; to provide for the powers, duties, and functions of the redevelopment authority, including the acquisition of property by purchase, gift, expropriation, or otherwise; to provide for expedited quiet title and foreclosure actions; to provide for the preparation and adoption of a community improvement plan; to provide with respect to the certification of blighted property and its removal; to provide for the disposition of property in a community improvement area; to provide for the issuance of bonds; to provide for borrowing money and giving security therefor; to provide for tax exemptions; to authorize the establishment of programs for residential development; to provide for cooperation by public bodies with the authority; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 748—  
BY SENATOR DORSEY  
AN ACT

To amend and reenact R.S. 33:9038.31 and to enact R.S. 33:9038.43, relative to the Thomas H. Delpit Area Special District; to create the district and provide for its authority; to grant to the district certain tax increment finance and tax authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 755—  
BY SENATOR HEBERT  
AN ACT

To enact R.S. 40:600.66(B), relative to the Louisiana Road Home Housing Corporation Act; to provide for the powers and responsibilities of the Road Home Corporation; to provide for the binding effect on certain appraisals; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 49—  
BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 46:1053(C)(2)(f), relative to hospital service districts in St. Charles Parish; to provide relative to the per diem that members of hospital service district commissions receive; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 50—  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 33:2711.24, relative to municipal sales and use taxes; to authorize the governing authority of the city of Winnsboro to levy and collect an additional sales and use tax; to provide for voter approval; to provide for the use of the proceeds of such tax; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 51—  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 33:2740.18.3, relative to the city of Winnsboro; to authorize the governing authority of the city to levy and collect a hotel occupancy tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 54—  
BY REPRESENTATIVE MICKEY 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.

Reported favorably.

HOUSE BILL NO. 203—  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To repeal R.S. 25:1225, relative to the Atchafalaya Trace Commission; to repeal the sunset of the Atchafalaya Trace Commission.

Reported favorably.

HOUSE BILL NO. 252—  
BY REPRESENTATIVE PUGH  
AN ACT

To enact R.S. 33:423.19, relative to the city of Ponchatoula; to provide with respect to the powers of the chief of police; to authorize the chief of police to take certain personnel actions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 311—**  
BY REPRESENTATIVE GARY SMITH  
AN ACT

To amend and reenact R.S. 33:103(C)(1)(a), relative to the zoning commission in St. Charles Parish; to authorize an increase in the per diem paid to commission members for attending meetings; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 354—**  
BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact R.S. 47:1923(D), relative to tax assessors; to provide for the payment of certain insurance premiums for certain retired assessors and assessors' employees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 620—**  
BY REPRESENTATIVE LORUSSO  
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.

Reported favorably.

**HOUSE BILL NO. 668—**  
BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 33:5161(A)(2) and (B)(3) and to enact R.S. 33:5161(B)(2)(c) and 5162, relative to post-employment benefits funds established by political subdivisions; to provide relative to the management and investment of such funds; to provide for authorized and prohibited investments; to provide relative to asset allocation; to authorize the retention of investment managers or advisors; to provide for penalties; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1032—**  
BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 33:9091.12, relative to Orleans Parish; to create the Mid-City Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
CHERYL ARTISE GRAY  
Chairman

**REPORT OF COMMITTEE ON**

**REVENUE AND FISCAL AFFAIRS**

Senator Robert M. Marionneaux, Jr., Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 19, 2008

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

**SENATE BILL NO. 109—**  
BY SENATOR MORRISH  
AN ACT

To amend and reenact R.S. 39:128(B)(1) and (2), relative to certain higher education capital outlay projects; to increase the threshold for exclusion of certain higher education projects from the capital outlay budget; to increase the exemption threshold for professional service contracts which are related to certain higher education capital outlay projects; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 520—**  
BY SENATOR MORRISH  
AN ACT

To amend and reenact R.S. 9:1149.4, relative to the immobilization of manufactured homes; to temporarily prohibit certain actions to collect certain state tax on the purchase of manufactured homes used as residences; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ROBERT M. MARIONNEAUX, JR.  
Chairman

**REPORT OF COMMITTEE ON**

**RETIREMENT**

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

May 19, 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. 50—**  
BY SENATOR CROWE  
AN ACT

To amend and reenact R.S. 11:1757(B), relative to the Municipal Employees' Retirement System; to provide for benefit payment options; to provide for designation of beneficiary; to allow change of such designation; to provide conditions for such change; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 201—**  
BY SENATOR ALARIO  
AN ACT

To amend and reenact R.S. 11:1002(12), relative to the Louisiana School Employees' Retirement System; to provide for definitions; to include in the definition of earnable compensation for such system any pay received by a school bus driver for school-related extracurricular activities; to provide for an effective date; and to provide for related matters.

Reported favorably.

May 19, 2008

**HOUSE BILL NO. 227—**  
BY REPRESENTATIVES ROBIDEAUX, ARNOLD, DOERGE,  
MONTUCET, 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.

Reported favorably.

**HOUSE BILL NO. 228—**  
BY REPRESENTATIVES ROBIDEAUX AND DOERGE AND SENATOR B.  
GAUTREAUX AND REPRESENTATIVES ARNOLD, MONTUCET,  
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.

Reported with amendments.

**HOUSE BILL NO. 231—**  
BY REPRESENTATIVES DOERGE, ARNOLD, MONTUCET, 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.

Reported favorably.

**HOUSE BILL NO. 309—**  
BY REPRESENTATIVE POPE AND SENATOR NEVERS

AN ACT

To amend and reenact R.S. 11:1302(B), relative to the State Police Pension and Retirement System; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 355—**  
BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 11:1162(A)(6), relative to the Louisiana School Employees' Retirement System; to provide with respect to districts from which certain members of the board of trustees are elected by system members; to provide an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 433—**  
BY REPRESENTATIVE WILLIAMS

AN ACT

To amend and reenact R.S. 11:1942.1(C), relative to the Parochial Employees' Retirement System; to provide relative to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of benefits for such reporters; to provide for contributions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 521—**  
BY REPRESENTATIVE MONTUCET

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.

Reported favorably.

**HOUSE BILL NO. 797—**  
BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 11:1541, relative to the Clerks' of Court Retirement and Relief Fund; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1014—**  
BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 11:1461, 1761(B), and 2225(A)(7)(c), relative to the Assessors' Retirement Fund, Municipal Employees' Retirement System, and Municipal Police Employees' Retirement System; to provide for a cost-of-living adjustment; to provide legislative exemption for the purpose thereof; to provide for recipients of the cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1110—**  
BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 11:2262(D)(1) and (2), relative to the Firefighters' Retirement System; to provide with respect to the pension accumulation fund, employer contributions, and the interest rate applicable to collection of delinquent employee and employer contributions; to provide for an effective date; and to provide for related matters.

Reported favorably.

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

**Motion to Recommit**

Senator Mount asked for and obtained a suspension of the rules and recommitted House Bill No. 25 from the Committee on Judiciary C to the Committee on Judiciary B.

**Rules Suspended**

Senator Mount asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 318 from the Committee on Finance.

**HOUSE BILL NO. 318—**  
BY REPRESENTATIVES KLECKLEY, ARNOLD, AUSTIN BADON,  
BOBBY BADON, BARROW, BILLIOT, BURRELL, CARMODY,  
DANAHAY, EDWARDS, FRANKLIN, GALLOT, GEYMAN, HAZEL,  
HENDERSON, HINES, HONEY, MICHAEL JACKSON, JOHNSON, SAM  
JONES, LAFONTA, LEBAS, LEGER, MARCHAND, MONTUCET,  
MORRELL, MORRIS, NORTON, PERRY, PETERSON, RICHARDSON,  
ROY, SIMON, PATRICIA SMITH, ST. GERMAIN, TALBOT, WILLIAMS,  
AND WILLMOTT

AN ACT

To enact R.S. 22:215.26, relative to health insurance; to require

health insurance policies, contracts, and plans, including health maintenance contracts and agreements, to provide coverage of prosthetic devices and prosthetic services; and to provide for related matters.

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

**Rules Suspended**

Senator Dupre asked for and obtained a suspension of the rules for the purpose of beginning Senate Bills on Third Reading and Final Passage with Senate Bill No. 192.

**Bagneris Rule**

Senator Dupre 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:

**Senator Broome in the Chair**

**SENATE BILL NO. 192—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 34:1121(B)(introductory paragraph) and (3) and (9), relative to the composition of the Pilotage Fee Commission; to add an alternate at-large member to the commission; to provide for the level of participation of the alternate; 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	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Shepherd
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**

Cassidy	McPherson
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Total - 2

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. 350—**  
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 42:1102(2)(a)(ii) and (iii), relative to the Code of Governmental Ethics; to provide for the definition of agency as applicable to certain public servants; 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. 350 by Senator Dorsey

**AMENDMENT NO. 1**

On page 2, line 2, following "**governor**," and before "**the**" delete "**and**"

**AMENDMENT NO. 2**

On page 2, line 6, following "the" and before "lieutenant" insert "office of the"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 37

**NAYS**

Total - 0

**ABSENT**

McPherson

Total - 1

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

**SENATE BILL NO. 364—**  
BY SENATOR DORSEY

AN ACT

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

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economic value for assisting persons in certain transactions; to provide for exceptions; to provide for definitions; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator 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. 364 by Senator Dorsey

AMENDMENT NO. 1

On page 2, line 23, following "he" and before "a" change "shall file" to "files"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Dorsey 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, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Cravins, Kostelka, Shepherd, Crowe, LaFleur, Smith, Donahue, Long, Thompson, Dorsey, Marionneaux, Walsworth, Duplessis, Martiny, Michot, Dupre.

Total - 37

NAYS

Total - 0

ABSENT

McPherson

Total - 1

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

SENATE BILL NO. 370— BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 42:1114.3(A)(1) and (2) and (B)(1), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to require certain disclosures by certain public servants; 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.

The bill was read by title. Senator Dorsey 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, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Dorsey, Long, Smith, Duplessis, Marionneaux, Thompson, Dupre, Martiny, Walsworth.

Total - 36

NAYS

Total - 0

ABSENT

Donahue

McPherson

Total - 2

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

SENATE BILL NO. 372— BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 42:1112(D) and 1120, relative to recusal from voting for certain designees of certain elected officials; to prohibit certain participation under certain circumstances; 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. 372 by Senator Dorsey

AMENDMENT NO. 1

On page 2, line 11, following "matter" change "." to "2" and delete the remainder of the line and lines 12 and 13 in their entirety.

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Dorsey 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, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Cravins, Kostelka, Shepherd.



Crowe
Donahue
Dorsey
Duplessis
Dupre
Total - 37

LaFleur
Long
Marionneau
Martiny
Michot

Smith
Thompson
Walsworth

NAYS

Total - 0

ABSENT

McPherson
Total - 1

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

SENATE BILL NO. 418—
BY SENATOR MURRAY

AN ACT

To enact R.S. 17:1519.17 and R.S. 40:2013.1, relative to physicians serving in certain publicly funded facilities; to require certain physicians to render opinions for purposes of disability determinations by the Social Security Administration under certain circumstances; 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. 418 by Senator Murray

AMENDMENT NO. 1

On page 2, line 5, following "of" and before ", is hereby" change "Public Law 88-164" to "P.L. 88-164"

On motion of Senator Marionneau, 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
Adley
Alario
Amedee
Broome
Cassidy
Cheek
Cravins
Crowe
Donahue
Dorsey
Duplessis
Dupre
Total - 37

Erdey
Gautreaux B
Gautreaux N
Gray
Hebert
Heitmeier
Jackson
Kostelka
LaFleur
Long
Marionneau
Martiny
Michot

Morrish
Mount
Murray
Nevers
Quinn
Riser
Shaw
Shepherd
Smith
Thompson
Walsworth

NAYS

Total - 0

ABSENT

McPherson
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. 769—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 42:1113(D)(1)(a)(iii) and (iv) and (c), (2), (3) and (4), 1114.3(A)(1), (2), and (4), (B), and (C)(3), 1115.1(D), and 1123(13) and (39)(a), 1124.2(A), and 1124.3(A) and to enact R.S. 42:1115.1(E) and 1119(C)(7), relative to the Code of Governmental Ethics; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide relative to restrictions regarding such contracts; to provide for disclosure of such contracts; to provide for enforcement and penalties; to provide relative to applicability; to provide exceptions; to provide for effectiveness; to provide relative to the acceptance of complimentary admission to certain events by public servants; to provide definitions; to provide for limitations on food, drink, and refreshments provided to public servants; to provide relative to restrictions on immediate family members of a legislator serving as a registered lobbyist; to provide relative to financial disclosure required of certain elected officials and public employees; 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. 769 by Senator Chaisson

AMENDMENT NO. 1

On page 3, line 9, following "or" and before "including" change "contact" to "contract"

AMENDMENT NO. 2

On page 7, line 1, following "of" and before "public" change "such" to "the"

AMENDMENT NO. 3

On page 7, line 1, following "service" and before "person" change "such" to "the"

On motion of Senator Marionneau, the amendments were adopted.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 769 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 4, change "(E)" to "(F)"

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AMENDMENT NO. 2

On page 2, line 2, change "(E)" to "(F)"

AMENDMENT NO. 3

On page 11, between lines 28 and 29, insert the following:

"\* \* \*

AMENDMENT NO. 4

On page 11, line 29, change "E." to "F."

AMENDMENT NO. 5

On page 12, line 29, between "of" and "this" insert "Subparagraph (a) of"

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 769 by Senator Chaisson

AMENDMENT NO. 1

On page 12, at the end of line 14, add "In addition, notwithstanding the provisions of R.S. 42:1112, the legislator may participate in transactions regarding such employment."

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

McPherson

Total - 1

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

SENATE BILL NO. 770— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 24:53(A)(5) and R.S. 49:74(A)(5)(a) and (b)(ii) and to enact R.S. 49:74(A)(7), relative to lobbying; to provide for the disclosure of certain income received by an

executive branch lobbyist; to provide for the required disclosure of certain business relationships; and to provide for related matters.

The bill was read by title. Senator Chaisson 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, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Donahue, LaFleur, Shepherd, Dorsey, Long, Smith, Duplessis, Marionneaux, Thompson, Dupre, Martiny, Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Crowe

McPherson

Total - 2

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

House Concurrent Resolutions on Second Reading Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 2— BY REPRESENTATIVE ROBIDEAUX AND SENATOR B. GAUTREAUX A CONCURRENT RESOLUTION

To approve a cost-of-living increase requested by the board of trustees of the Louisiana State Employees' Retirement System (LASERS) of up to three percent for LASERS retirees, survivors, and beneficiaries, effective July 1, 2008.

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

HOUSE CONCURRENT RESOLUTION NO. 25— BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2009 Regular Session of the Legislature Part IV-A of Chapter 4 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:852.1 through 852.22, relative to titling of vessels in the state of Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 28—**

BY REPRESENTATIVE FOIL  
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study Bayou Manchac for possible inclusion in the Louisiana Historic and Scenic Rivers system.

Reported favorably by the Committee on Natural Resources.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Kostelka	McPherson
Total - 3		

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

**HOUSE CONCURRENT RESOLUTION NO. 99—**

BY REPRESENTATIVE LAFONTA  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to prohibit the importation of nuclear waste generated outside of the United States of America.

Reported favorably by the Committee on Environmental Quality.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	McPherson
Total - 2	

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

**Rules Suspended**

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

**Introduction of Resolutions,  
Senate and Concurrent**

Senator Smith 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. 73—**

BY SENATOR SMITH  
A RESOLUTION

To commend Kovey Simmons for winning the Class 4-A state championship in pole vault.

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

**SENATE RESOLUTION NO. 74—**

BY SENATOR GRAY  
A RESOLUTION

To commend the efforts of Links, Incorporated and to recognize May 20, 2008, as Louisiana Links Day at the State Capitol.

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

**SENATE CONCURRENT RESOLUTION NO. 78—**

BY SENATORS GRAY AND CASSIDY AND REPRESENTATIVES ELLINGTON, MICHAEL JACKSON, RICHMOND AND WILLMOTT  
A CONCURRENT RESOLUTION

To express legislative support for the creation of a joint legislative Substance Abuse and Mental Health Caucus.

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

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

NAYS

Total - 0

May 19, 2008

ABSENT

Mr. President Crowe McPherson
Total - 3

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

Rules Suspended

Senator Quinn asked for and obtained a suspension of the rules for the purpose of reverting to the order of Senate Bills on Third Reading and Final Passage and taking up Senate Bill No. 730 out of order.

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. 730— BY SENATOR QUINN

AN ACT

To enact R.S. 41:1702(B)(4), relative to reclamation of lands lost through erosion, compaction, subsidence, and sea level rise; to provide for certain boundary agreements; to provide terms, conditions, and procedures; to provide for retroactivity; 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. 730 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 2, following "enact" and before "relative" change "R.S. 41:1702(B)(4)," to "R.S. 41:1702(B)(4),(5),(6),(7), and (8),"

AMENDMENT NO. 2

On page 1, line 7, following "Section 1." and before "is" change "R.S. 41:1702(B)(4)," to "R.S. 41:1702(B)(4),(5),(6),(7), and (8),"

AMENDMENT NO. 3

On page 2, line 29, following "of" change "Paragraph" to "Paragraphs"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hebert Nevers
Cassidy Heitmeier Quinn
Cheek Jackson Riser
Cravins Kostelka Shaw

Donahue LaFleur Shepherd
Dorsey Long Smith
Duplessis Marionneaux Thompson
Dupre Martiny Walsworth
Erdey Michot

Total - 35

NAYS

Total - 0

ABSENT

Mr. President Crowe McPherson
Total - 3

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

Rules Suspended

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON FINANCE

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

May 19, 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. 42—

BY SENATORS B. GAUTREUX AND NEVERS AND REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 11:102(B)(3)(introductory paragraph) and (d)(introductory paragraph), (i), (ii), (iii), and (iv) and to enact R.S. 11:102(B)(3)(d)(viii), relative to employer contributions for the State Police Pension and Retirement System; to provide for the annual amortization payments to the system; to specify that the amortization period for certain changes, gains, and losses shall be thirty years from the year in which the change, gain, or loss occurs; to provide for amortization of outstanding balances of previously established amortization bases; to provide for level dollar payments; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 106—

BY SENATOR MORRISH

AN ACT

To enact R.S. 39:51.1, relative to the General Appropriation Bill; to provide a procedure for the submission and review of proposed amendments by the legislature; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 262—**  
BY SENATOR JACKSON

AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 280—**  
BY SENATOR CROWE

AN ACT

To enact Subpart A-2 of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3397.7, relative to stimulus to economic and educational development; to create the UNO Slidell Technology Park Fund as a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 337—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 46:2761(A), relative to uncompensated care payments; to provide for the type of data to be reported; to provide for reporting; to provide for legislative audits; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 437—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 39:126, relative to capital outlay projects; to provide for certain change orders to be approved by the Joint Legislative Committee on the Budget; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
MICHAEL J. "MIKE" MICHOT  
Chairman

**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 19, 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. 30—**  
BY SENATOR DONAHUE

A RESOLUTION

To urge and request the President of the Louisiana Senate to create and establish a special Senate committee to conduct a comprehensive study of the TIMED Program.

**SENATE RESOLUTION NO. 59—**  
BY SENATOR BROOME

A RESOLUTION

To designate Thursday, May, 15, 2008, as "Louisiana Legislators Go Red for Women Day."

**SENATE RESOLUTION NO. 50—**  
BY SENATOR MURRAY

A RESOLUTION

To recognize May 1, 2008, as the thirtieth anniversary of Ernest N. "Dutch" Morial becoming the first Black Mayor of the City of New Orleans and to further recognize May 1, 2008, as "Dutch Morial Day."

**SENATE RESOLUTION NO. 51—**  
BY SENATOR GRAY

A RESOLUTION

To commend Dr. Charles J. Southall III on his nineteenth anniversary as a pastor of First Emanuel Baptist Church.

**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 75<sup>th</sup> Army Ranger Battalion.

**SENATE RESOLUTION NO. 56—**  
BY SENATOR MURRAY

A RESOLUTION

To commend the St. Pius X School Builders Club for its volunteer activities.

**SENATE RESOLUTION NO. 57—**  
BY SENATOR MOUNT

A RESOLUTION

To recognize May 7, 2008, as Dental Hygiene Day and to commend dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana.

**SENATE RESOLUTION NO. 58—**

BY SENATORS MARIONNEAUX, 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, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To declare Wednesday, June 4, 2008, Military Family Day in the Louisiana Senate in honor of America's military personnel, and in particular, in honor of Louisiana's fallen heroes.

**SENATE RESOLUTION NO. 60—**

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

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant Joseph A. Richard III, upon his death in Operation Iraqi Freedom.

**SENATE RESOLUTION NO. 61—**  
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Calvin August Oubre.

SENATE RESOLUTION NO. 62—

BY SENATOR MARIONNEAUX

A RESOLUTION

To commend Bessie Cassels Granier upon the occasion of her sixtieth birthday and to celebrate her lifetime of outstanding accomplishments.

SENATE RESOLUTION NO. 63—

BY SENATOR CRAVINS

A RESOLUTION

To designate May 13, 2008, as "Southern University Day at the Senate" and to commend Southern University and Agricultural and Mechanical College on its two hundred years of providing higher educational opportunities to students of all races and all backgrounds; on preparing and nurturing some of the most influential leaders in the state and in the nation; and on performing a pivotal role in the development of Louisiana.

SENATE RESOLUTION NO. 64—

BY SENATOR BROOME

A RESOLUTION

To commend Chief Daniel H. Wallis upon his retirement after twenty-eight years of service with the Zachary Fire Department.

SENATE RESOLUTION NO. 65—

BY SENATOR BROOME

A RESOLUTION

To designate May 13, 2008, as "Southern University Day at the Senate."

SENATE RESOLUTION NO. 66—

BY SENATOR LONG

A RESOLUTION

To commend the players and coaches of the Calvin High School Lady Cougars softball team on winning the Class C High School Softball State Championship.

SENATE RESOLUTION NO. 67—

BY SENATOR LONG

A RESOLUTION

To commend and congratulate Mike McConathy, head coach of the Northwestern State Basketball Team, on being voted the state's Major College Coach of the Year for the 2007-2008 season.

SENATE RESOLUTION NO. 68—

BY SENATOR LONG

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of George M. Alexander.

SENATE RESOLUTION NO. 69—

BY SENATOR MARTINY

A RESOLUTION

To recognize Thursday, May 15, 2008, as Louisiana Society of Professional Surveyors Day at the Louisiana State Capitol.

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.

Message to the Secretary of State

SIGNED  
SENATE CONCURRENT RESOLUTIONS

May 19, 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. 1—

BY SENATOR B. GAUTREAU AND REPRESENTATIVE ROBIDEAUX AND SENATORS ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, ERDEY, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CROMER, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GISCLAIR, MICKEY GULLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KLECKLEY, LAFONTA, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MONTOUCEY, MORRELL, MORRIS, NORTON, PEARSON, PERRY, PETERSON, POPE, RICHARD, RICHARDSON, RICHMOND, RITCHIE, SCHRODER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT AND WOOTON

A CONCURRENT RESOLUTION

To authorize the board of trustees of the Teachers' Retirement System of Louisiana to grant a cost-of-living increase to eligible benefit recipients; to provide for the maximum amount of such increase; and to provide for an effective date.

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To proclaim May 13, 2008, as "New Orleans Day at the Legislature."

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATORS CROWE AND DONAHUE AND REPRESENTATIVES CROMER AND PEARSON

A CONCURRENT RESOLUTION

To commend a lifetime of contributions made on behalf of public education by the late Robert C. Brooks, Jr., M. Ed., the first African-American principal at St. Tammany High School.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR MOUNT AND REPRESENTATIVES BARROW, KATZ AND WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the Department of Social Services to explore best practices in the field of family child day care homes and to study creating a licensing system and a quality rating system for family child day care homes.

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 67—

BY SENATOR CASSIDY

A CONCURRENT RESOLUTION

To recognize October 1, 2008, as World Peace Day in the state of Louisiana.

SENATE CONCURRENT RESOLUTION NO. 68—

BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for the Louisiana University of Medical Sciences, Inc., College of Primary Care Medicine.

**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.

**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.

**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.

**SENATE CONCURRENT RESOLUTION NO. 49—**

BY SENATOR NEVERS AND REPRESENTATIVE HONEY  
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.

**SENATE CONCURRENT RESOLUTION NO. 48—**

BY SENATOR MOUNT  
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Dr. George Middleton, Jr.

**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.

**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.

**SENATE CONCURRENT RESOLUTION NO. 55—**

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

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.

**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.

**SENATE CONCURRENT RESOLUTION NO. 57—**

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

A CONCURRENT RESOLUTION

To commend Senator Steven J. 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.

**SENATE CONCURRENT RESOLUTION NO. 58—**

BY SENATOR NEVERS  
A CONCURRENT RESOLUTION

To commend Dr. E. Joseph Savoie for his exemplary service and leadership as Louisiana's Commissioner of Higher Education and to extend sincere congratulations upon his selection to serve as president of the University of Louisiana at Lafayette.

**SENATE CONCURRENT RESOLUTION NO. 66—**

BY SENATOR MARTINY AND REPRESENTATIVES LIGI AND WILLMOTT  
A CONCURRENT RESOLUTION

To commend Vivian Jane Gautreaux Breaux on her receipt of the Regina Matrum Award from the Archdiocese of New Orleans.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the House**

**SIGNED HOUSE BILLS AND JOINT RESOLUTIONS**

May 19, 2008

To the Honorable President and Members of the Senate:

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

**HOUSE BILL NO. 353—**

BY REPRESENTATIVE RICHARDSON AND SENATOR MARIONNEAUX  
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.

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

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

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

**ATTENDANCE ROLL CALL**

PRESENT

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

May 19, 2008

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ABSENT

McPherson  
Total - 1

**Leaves of Absence**

The following leaves of absence were asked for and granted:

McPherson 1 Day

**Adjournment**

Senator B. Gautreaux moved that the Senate adjourn until Tuesday, May 20, 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 20, 2008.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk