

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

THIRTY-SEVENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, June 3, 2008

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

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Donahue	Morrish
Adley	Dorsey	Murray
Alario	Gautreaux B	Riser
Amedee	Hebert	Shaw
Broome	Heitmeier	Smith
Cheek	LaFleur	Thompson
Cravins	Long	
Crowe	Martiny	
Total - 22		

ABSENT

Cassidy	Jackson	Nevers
Duplessis	Kostelka	Quinn
Dupre	Marionneaux	Shepherd
Erdey	McPherson	Walsworth
Gautreaux N	Michot	
Gray	Mount	
Total - 16		

The President of the Senate announced there were 22 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Brian Doré, 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 Long, the reading of the Journal was dispensed with and the Journal of June 2, 2008, was adopted.

**Privilege Report of the
Legislative Bureau**

June 3, 2008

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 266—

BY REPRESENTATIVES MILLS, BOBBY BADON, BARRAS, CHAMPAGNE, GEYMAN, GISCLAIR, MICKEY GUILLORY, HARDY, HARRISON, SAM JONES, LEBAS, MONTOUCET, PERRY, RICHARD, ROBIDEAUX, ST. GERMAIN, TRAHAN, AND WOOTON AND SENATORS HEBERT AND LAFLEUR
AN ACT

To enact R.S. 56:578.14, relative to crawfish and shrimp; to provide for notice of foreign or domestic crawfish or shrimp in certain situations; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 699—

BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE
AN ACT

To enact Subpart B-2 of Part II of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:69.21 through 69.31, relative to the Wildlife Violator Compact; to provide for findings; to provide for definitions; to provide issuing citations to a resident of a participating state; to provide for home state procedures; to provide for a compact administrator; to provide for entering, amending, and withdrawal of compact; to provide for severability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 798—

BY REPRESENTATIVES HUTTER AND BALDONE
AN ACT

To repeal Louisiana Administrative Code 76.V.501(B)(1) and (3)(b), relative to oyster leases and to provide for a process for lifting of the moratorium on new oyster leases.

Reported without amendments.

HOUSE BILL NO. 1328—

BY REPRESENTATIVES MILLS, BOBBY BADON, GISCLAIR, AND HARRISON
AN ACT

To amend and reenact R.S. 30:83(F)(6), 84(A)(1) and (2), and 86(A) and to enact R.S. 30:83(I), relative to the Oilfield Site Restoration Law; to provide for the duties and powers of the Oilfield Site Restoration Commission and the secretary of the Department of Natural Resources; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

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

Rules Suspended

Senator B. Gautreaux asked for and obtained a suspension of the rules for the purpose of allowing the Committee on Judiciary A to continue to meet while the Senate is in Session.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 108—

BY SENATOR MARIONNEAUX
A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Brandon Boudreaux upon his death on active duty.

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

June 3, 2008

SENATE RESOLUTION NO. 109—

BY SENATOR MARIONNEAUX
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 Terrell W. Gilmore upon his death in combat in Operation Iraqi Freedom.

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

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**

June 2, 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. 159—

BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 11:2260(A)(11)(g), relative to the Firefighters' Retirement System and the Firemen's Pension and Relief Fund for the city of Lafayette; to provide relative to mergers between those systems; to provide relative to benefits and cost-of-living adjustments of individuals who have been merged into the Firefighters' Retirement System; to provide for remedies relative to the rights and benefits accruing to such individuals by virtue of such merger; and to provide for related matters.

HOUSE BILL NO. 1068—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 11:441(A) and 544(B)(3), (D), and (E), and to enact R.S. 11:544(F), relative to certain enforcement personnel within the office of alcohol and tobacco control, Department of Revenue, who are members of the Louisiana State Employees' Retirement System; to provide for retirement eligibility; to provide relative to the deposit of monies in the Department of Revenue Alcohol and Tobacco Control Officers Fund; to provide for the abolition of such fund; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1259—

BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 44:9 (A)(4) and (K), relative to expungement of arrest records in misdemeanor and felony cases; to provide that no fee shall be charged if the case was never prosecuted or if there was an acquittal; to require the expungement fees to be imposed in all other cases; to authorize the sheriff to charge a processing fee for expungement of arrest records when ordered to do so by a court; and to provide for related matters.

HOUSE BILL NO. 1382— (Substitute for House Bill No. 409 by Representative Arnold)

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 40:1749.14(A) and to enact R.S. 40:1749.12(14), relative to markings on underground utilities and facilities; to provide for guidelines for centers that locate and mark underground facilities or utilities; and to provide for related matters.

HOUSE BILL NO. 1235—

BY REPRESENTATIVES LEGER AND MORRELL
AN ACT

To amend and reenact R.S. 33:4096(A)(3), relative to the Sewerage and Water Board of New Orleans; to provide relative to water service provided by the board; to authorize the board to terminate water service in certain circumstances; to provide for the removal of water equipment from the premises of a water consumer; to provide relative to board charges for water service after termination; and to provide for related matters.

HOUSE BILL NO. 1384— (Substitute for House Bill No. 1268 by Representative Marchand)

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:1271 and to enact R.S. 37:1262(4) and 1276.1, relative to the practice of telemedicine; to require a license to practice telemedicine; to make certain requirements of persons practicing telemedicine; to provide for a definition of telemedicine; to require the Louisiana State Board of Medical Examiners to issue a license to practice telemedicine to certain physicians; to require the promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 1011—

BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 18:177.1, relative to registration of voters; to require the Department of Public Safety and Corrections to provide certain information concerning registration and reinstatement to certain persons; to require the Department of Public Safety and Corrections to provide certain persons with voter registration applications; and to provide for related matters.

HOUSE BILL NO. 326—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 9:2447, 3410, and 3432(C), R.S. 12:23(G)(2)(b), 171(A)(introductory paragraph) and (B), 205.1(B), 263(A)(introductory paragraph) and (B), 316(A)(introductory paragraph) and (B), 419(A), 469, and 1364, R.S. 14:325(A), R.S. 49:222, and R.S. 51:214(D) and (E), 216(A)(1), and 217(B), relative to fees charged by the secretary of state; to provide relative to the authority of the secretary of state to determine and to collect certain fees; to provide for certain fees charged by the secretary of state; and to provide for related matters.

HOUSE BILL NO. 726—

BY REPRESENTATIVES HARDY, ABRAMSON, ARMES, AUBERT, AUSTIN, BADON, BALDONE, BARROW, BURRELL, CHAMPAGNE, CORTEZ, DIXON, FRANKLIN, GISCLAIR, HINES, HONEY, GIROD, JACKSON, LAFONTA, LEGER, MARCHAND, MILLS, MONTOUCET, MORRELL, NORTON, RITCHIE, ROBIDEAUX, PATRICIA SMITH, AND TRAHAN

AN ACT

To enact R.S. 14:40.5, relative to the public display of a noose for the purpose of intimidation; to create the crime of public display of a noose with the intent to intimidate; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 936—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 39:1311(D) and to enact R.S. 39:1305(F), relative to the Louisiana Local Government Budget Act; to provide for inclusion of certain judgments and settlement agreements as expenditures in budgets of certain municipalities; to provide for escrowing of revenue sharing funds when such judgments and agreements constitute more than a certain portion of total expenditures; to provide relative to the payment of judgments and agreements; to provide relative to borrowing by certain municipalities for capital purposes; and to provide for related matters.

HOUSE BILL NO. 1077—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:620, relative to the Louisiana State Employees' Retirement System; to provide for the transfer of service for members of existing hazardous duty plans to the Hazardous Duty Services Plan; to provide for the transfer of membership thereto; to provide for the purchase of an actuarial upgrade of service credit; and to provide for related matters.

HOUSE BILL NO. 1084—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:62(5)(g) and (h) and 444(A)(2)(d) and Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, relative to the Louisiana State Employees' Retirement System; to provide relative to certain enforcement personnel who are members of such system; to provide for calculation of benefits; to provide for contributions; to provide for an effective date; to provide for the creation of a Hazardous Duty Services Plan; to provide for the employee contribution rate, eligibility, calculation of benefits, and certification for members of the Hazardous Duty Services Plan; to provide for disability and survivors benefits; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1135—

BY REPRESENTATIVES ST. GERMAIN, ANDERS, BOBBY BADON, BARRAS, CHAMPAGNE, CORTEZ, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARRISON, HENDERSON, SAM JONES, LAMBERT, LEBAS, LEGER, MILLS, MONTOUCET, MORRIS, PERRY, RITCHIE, ROBIDEAUX, AND WHITE AND SENATORS AMEDEE, CRAVINS, B. GAUTREAUX, HEBERT, MARIONNEAUX, AND MICHOT
AN ACT

To amend and reenact R.S. 30:2000.2, 2000.4(A)(5)(introductory paragraph) and (B)(4), (6), (7), and (9), 2000.5, 2000.8(C), and 2000.9(C), to enact R.S. 30:2000.4(A)(1.1) and (B)(11), 2000.11, and 2000.12, and to repeal R.S. 30:2000.4(B)(8) and 2000.10, relative to the Atchafalaya Basin program; to provide for an annual plan to be submitted to the legislature; to provide relative to the duties of the secretary of the Department of Natural Resources; to provide for the duties of the Atchafalaya Basin Research and Promotion Board; to provide for the duties of the Atchafalaya Basin Advisory Committee; to create the technical advisory group and provide for its chair and responsibilities; to provide relative to an annual plan; to create the Atchafalaya Basin Conservation Fund; to provide for revenues and expenditures for the fund; and to provide for related matters.

HOUSE BILL NO. 1232—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and R.S. 47:2106, relative to the postponement of the payment of ad valorem taxes; to provide for an exception to the laws relative to public records; to provide for the postponement of the payment of ad valorem taxes; to provide for definitions; to provide conditions and requirements under which postponement may be permitted; to provide for the application and reapplication process and to provide forms; to provide time limits; to provide for notification to political subdivisions; to provide for an objection to postponement and a review process; to provide for an effective date; to provide for notice to the tax debtor of the right to have the payment of ad valorem taxes postponed; to provide for the payment of the postponed taxes in installments; to provide for a tax sale if an installment is not timely paid; to provide for the tax collector to compile a list of all persons whose taxes were postponed; to provide for the remission of the postponed taxes; and to provide for related matters.

HOUSE BILL NO. 1278—

BY REPRESENTATIVE WADDELL
AN ACT

To enact R.S. 17:3048.1(B)(4), relative to eligible schools for use of a TOPS-Tech Award pursuant to the Tuition Opportunity Program for Students; to include certain schools having a valid and current certificate of registration issued by the State Board of Cosmetology and proprietary schools having a valid and current license issued by the Board of Regents; to provide conditions; to provide relative to award amounts at such schools; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1297—

BY REPRESENTATIVES BARROW AND ELBERT GUILLORY
AN ACT

To enact R.S. 33:1236.28, relative to buildings and structures that endanger the public health and welfare; to authorize parish and municipal ordinances, rules, and regulations to require securing or condemnation and demolition or removal or both of such structures and maintenance of property; to provide for notice; to provide for costs and payment of costs and procedures therefor; to authorize national guard assistance in removal and demolition of structures under certain conditions; and to provide for related matters.

HOUSE BILL NO. 1331—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:233(B)(1) and R.S. 32:431(B)(1)(introductory paragraph) and (2), (C)(1)(a)(introductory paragraph), (D), (E), and (F) and to enact R.S. 17:233(C) and (D) and R.S. 32:431(B)(3), relative to school attendance; to provide for the suspension of the driver's licenses of certain truant students; to require notification to the office of motor vehicles relative thereto; to provide for reinstatement of such driver's licenses; to provide for a hearing process and hardship cases; to prohibit employment certificates from being issued to certain truant students; to provide for the revocation of employment certificates previously issued to certain truant students; and to provide for related matters.

HOUSE BILL NO. 1383— (Substitute for House Bill No. 1281 by Representative Wootton)

BY REPRESENTATIVE WOOTTON AND SENATOR DUPRE
AN ACT

To enact R.S. 36:610(L) and R.S. 56:433.1, relative to taking oysters from the public seed grounds; to provide for an oyster seed ground vessel permit; to provide for eligibility for such permit; to provide for the terms and conditions of such permit; to establish the Oyster Seed Ground Vessel Permit Appeals Board; and to provide for related matters.

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

House Bills and Joint Resolutions

Senator B. Gautreaux 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. 159—

BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 11:2260(A)(11)(g), relative to the Firefighters' Retirement System and the Firemen's Pension and Relief Fund for the city of Lafayette; to provide relative to mergers between those systems; to provide relative to benefits and cost-of-living adjustments of individuals who have been merged into the Firefighters' Retirement System; to provide for

remedies relative to the rights and benefits accruing to such individuals by virtue of such merger; and to provide for related matters.

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

HOUSE BILL NO. 326—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 9:2447, 3410, and 3432(C), R.S. 12:23(G)(2)(b), 171(A)(introductory paragraph) and (B), 205.1(B), 263(A)(introductory paragraph) and (B), 316(A)(introductory paragraph) and (B), 419(A), 469, and 1364, R.S. 14:325(A), R.S. 49:222, and R.S. 51:214(D) and (E), 216(A)(1), and 217(B), relative to fees charged by the secretary of state; to provide relative to the authority of the secretary of state to determine and to collect certain fees; to provide for certain fees charged by the secretary of state; 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. 726—

BY REPRESENTATIVES HARDY, ABRAMSON, ARMES, AUBERT, AUSTIN BADON, BALDONE, BARROW, BURRELL, CHAMPAGNE, CORTEZ, DIXON, FRANKLIN, GISCLAIR, HINES, HONEY, GIROD JACKSON, LAFONTA, LEGER, MARCHAND, MILLS, MONTOUCET, MORRELL, NORTON, RITCHIE, ROBIDEAUX, PATRICIA SMITH, AND TRAHAN

AN ACT

To enact R.S. 14:40.5, relative to the public display of a noose for the purpose of intimidation; to create the crime of public display of a noose with the intent to intimidate; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 936—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 39:1311(D) and to enact R.S. 39:1305(F), relative to the Louisiana Local Government Budget Act; to provide for inclusion of certain judgments and settlement agreements as expenditures in budgets of certain municipalities; to provide for escrowing of revenue sharing funds when such judgments and agreements constitute more than a certain portion of total expenditures; to provide relative to the payment of judgments and agreements; to provide relative to borrowing by certain municipalities for capital purposes; and to provide for related matters.

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

HOUSE BILL NO. 1011—

BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 18:177.1, relative to registration of voters; to require the Department of Public Safety and Corrections to provide certain information concerning registration and reinstatement to certain persons; to require the Department of Public Safety and Corrections to provide certain persons with voter registration applications; 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. 1068—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 11:441(A) and 544(B)(3), (D), and (E), and to enact R.S. 11:544(F), relative to certain enforcement personnel within the office of alcohol and tobacco control, Department of Revenue, who are members of the Louisiana

State Employees' Retirement System; to provide for retirement eligibility; to provide relative to the deposit of monies in the Department of Revenue Alcohol and Tobacco Control Officers Fund; to provide for the abolition of such fund; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1077—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:620, relative to the Louisiana State Employees' Retirement System; to provide for the transfer of service for members of existing hazardous duty plans to the Hazardous Duty Services Plan; to provide for the transfer of membership thereto; to provide for the purchase of an actuarial upgrade of service credit; and to provide for related matters.

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

HOUSE BILL NO. 1084—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:62(5)(g) and (h) and 444(A)(2)(d) and Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, relative to the Louisiana State Employees' Retirement System; to provide relative to certain enforcement personnel who are members of such system; to provide for calculation of benefits; to provide for contributions; to provide for an effective date; to provide relative to the creation of a Hazardous Duty Services Plan; to provide for the employee contribution rate, eligibility, calculation of benefits, and certification for members of the Hazardous Duty Services Plan; to provide for disability and survivors benefits; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1135—

BY REPRESENTATIVES ST. GERMAIN, ANDERS, BOBBY BADON, BARRAS, CHAMPAGNE, CORTEZ, ELBERT, GUILLORY, MICKEY, GUILLORY, GUINN, HARRISON, HENDERSON, SAM JONES, LAMBERT, LEBAS, LEGER, MILLS, MONTOUCET, MORRIS, PERRY, RITCHIE, ROBIDEAUX, AND WHITE AND SENATORS AMEDEE, CRAVINS, B. GAUTREAUX, HEBERT, MARIONNEAUX, AND MICHOT

AN ACT

To amend and reenact R.S. 30:2000.2, 2000.4(A)(5)(introductory paragraph) and (B)(4), (6), (7), and (9), 2000.5, 2000.8(C), and 2000.9(C), to enact R.S. 30:2000.4(A)(1.1) and (B)(11), 2000.11, and 2000.12, and to repeal R.S. 30:2000.4(B)(8) and 2000.10, relative to the Atchafalaya Basin program; to provide for an annual plan to be submitted to the legislature; to provide relative to the duties of the secretary of the Department of Natural Resources; to provide for the duties of the Atchafalaya Basin Research and Promotion Board; to provide for the duties of the Atchafalaya Basin Advisory Committee; to create the technical advisory group and provide for its chair and responsibilities; to provide relative to an annual plan; to create the Atchafalaya Basin Conservation Fund; to provide for revenues and expenditures for the fund; and to provide for related matters.

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

HOUSE BILL NO. 1232—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and R.S. 47:2106, relative to the postponement of the payment of ad valorem taxes; to provide for an exception to the laws relative to public records; to provide for the postponement of the payment of ad valorem taxes; to provide for definitions; to provide conditions and

requirements under which postponement may be permitted; to provide for the application and reapplication process and to provide forms; to provide time limits; to provide for notification to political subdivisions; to provide for an objection to postponement and a review process; to provide for an effective date; to provide for notice to the tax debtor of the right to have the payment of ad valorem taxes postponed; to provide for the payment of the postponed taxes in installments; to provide for a tax sale if an installment is not timely paid; to provide for the tax collector to compile a list of all persons whose taxes were postponed; to provide for the remission of the postponed taxes; and to provide for related matters.

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

HOUSE BILL NO. 1235—
BY REPRESENTATIVES LEGER AND MORRELL
AN ACT

To amend and reenact R.S. 33:4096(A)(3), relative to the Sewerage and Water Board of New Orleans; to provide relative to water service provided by the board; to authorize the board to terminate water service in certain circumstances; to provide for the removal of water equipment from the premises of a water consumer; to provide relative to board charges for water service after termination; and to provide for related matters.

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

HOUSE BILL NO. 1259—
BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 44:9 (A)(4) and (K), relative to expungement of arrest records in misdemeanor and felony cases; to provide that no fee shall be charged if the case was never prosecuted or if there was an acquittal; to require the expungement fees to be imposed in all other cases; to authorize the sheriff to charge a processing fee for expungement of arrest records when ordered to do so by a court; 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. 1278—
BY REPRESENTATIVE WADDELL
AN ACT

To enact R.S. 17:3048.1(B)(4), relative to eligible schools for use of a TOPS-Tech Award pursuant to the Tuition Opportunity Program for Students; to include certain schools having a valid and current certificate of registration issued by the State Board of Cosmetology and proprietary schools having a valid and current license issued by the Board of Regents; to provide conditions; to provide relative to award amounts at such schools; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1297—
BY REPRESENTATIVES BARROW AND ELBERT GUILLORY
AN ACT

To enact R.S. 33:1236.28, relative to buildings and structures that endanger the public health and welfare; to authorize parish and municipal ordinances, rules, and regulations to require securing or condemnation and demolition or removal or both of such structures and maintenance of property; to provide for notice; to provide for costs and payment of costs and procedures therefor;

to authorize national guard assistance in removal and demolition of structures under certain conditions; and to provide for related matters.

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

HOUSE BILL NO. 1331—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:233(B)(1) and R.S. 32:431(B)(1)(introductory paragraph) and (2), (C)(1)(a)(introductory paragraph), (D), (E), and (F) and to enact R.S. 17:233(C) and (D) and R.S. 32:431(B)(3), relative to school attendance; to provide for the suspension of the driver's licenses of certain truant students; to require notification to the office of motor vehicles relative thereto; to provide for reinstatement of such driver's licenses; to provide for a hearing process and hardship cases; to prohibit employment certificates from being issued to certain truant students; to provide for the revocation of employment certificates previously issued to certain truant students; 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. 1382— (Substitute for House Bill No. 409 by Representative Arnold)

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 40:1749.14(A) and to enact R.S. 40:1749.12(14), relative to markings on underground utilities and facilities; to provide for guidelines for centers that locate and mark underground facilities or utilities; and to provide for related matters.

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

HOUSE BILL NO. 1383— (Substitute for House Bill No. 1281 by Representative Wootton)

BY REPRESENTATIVE WOOTTON AND SENATOR DUPRE
AN ACT

To enact R.S. 36:610(L) and R.S. 56:433.1, relative to taking oysters from the public seed grounds; to provide for an oyster seed ground vessel permit; to provide for eligibility for such permit; to provide for the terms and conditions of such permit; to establish the Oyster Seed Ground Vessel Permit Appeals Board; and to provide for related matters.

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

HOUSE BILL NO. 1384— (Substitute for House Bill No. 1268 by Representative Marchand)

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:1271 and to enact R.S. 37:1262(4) and 1276.1, relative to the practice of telemedicine; to require a license to practice telemedicine; to make certain requirements of persons practicing telemedicine; to provide for a definition of telemedicine; to require the Louisiana State Board of Medical Examiners to issue a license to practice telemedicine to certain physicians; to require the promulgation of rules; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

AGRICULTURE, FORESTRY, AQUACULTURE, AND RURAL DEVELOPMENT

Senator Francis C. Thompson, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, submitted the following report:

June 3, 2008

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

HOUSE BILL NO. 1193—

BY REPRESENTATIVE RITCHIE AN ACT

To amend and reenact R.S. 3:2772(B) and to enact R.S. 3:2772(G), (H), and (I), relative to kennel licenses for dog breeders; to provide for license fees; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1253—

BY REPRESENTATIVE SIMON AN ACT

To amend and reenact R.S. 3:304, 496, 544(D), 556.3(B)(introductory paragraph), 557.4(A), (C), and (D), 558.3(B), 561(3), 562, 563, 565, 567(E) and (F), 663(1) and (2), 665(A) and (B), 666(5), 671, 732(A), 742, 1204(A)(1)(a)(introductory paragraph) and (b), (2), and (3), (B), (C), and (D)(5), (7), (8), (9), (10), and (12), 1205(A)(4), (B), (C), (D), (E), (F)(1) and (5), (G), (H), (I)(1), (2), (3), (4), (5), and (7), (J), (K), and (L), 1206, 1207(B) and (G), 1311(2), 1312(A), 1432(A), 1891(5) and (13), 1892(A)(1), 1961, 1962, 1963, 1965, 1967, 1968, 1969, 1970, 2005, 2091(A), (B)(1), (7), and (9), and (L), 2093(introductory paragraph) and (8), 2094, 2095, 2096, 2097(A)(3), 2099, 2100(A), 2131, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2180, 2181, 2182, 2183, 2184, 2186, 2187, 2221(A) and (C), 2223, 2224, 2226, 2228, 2232, 2261, 2262, 2263, 2264, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2358.1, 2358.3(8), 2358.4, 2358.5(introductory paragraph) and (1), 2358.6, 2358.7(A) and (B), 2358.8(A), 2358.9, 2358.10, 2358.11, 2358.12(B), (C), and (D), 2358.13(1), (2), (3), (4), and (8), 2358.14(B), 2391, 2433, 2435, 2436, 2437, 2438, 2452(A), 2453(A), 2651, 2802(1), 2859(A), 3002(1), 3106(A), 3112, 3202(8), 3362(3), 3363(A) and (B)(3), 3801(A)(1), (B), and (C)(4), (6), and (8), and 3807(B)(4), R.S. 30:2011(D)(20), and R.S. 36:621(C)(1), 627(A) and (E), 628(A) and (B), 629(O), and 802.12 and to enact R.S. 3:1(4), 559.4(K), and 2091(B)(16) and (M), relative to the Department of Agriculture and Forestry; to provide for technical changes; to provide for definitions; to provide for Louisiana Crawfish Promotion and Research Board; to provide for the Catfish Promotion and Research Program; to provide for a name change of the Louisiana State Livestock Sanitary Board; to provide for commission members; to provide for a name change of the assistant commissioner of the office of marketing; to provide for the Dairy Industry Promotion Board; to provide for Louisiana Aquaculture Development Act; to provide for the Livestock Brand Commission; to provide for the authority of the commissioner; to provide for the power to deal with contagious diseases of animals; to provide for a name change of the United States Bureau of Animal Industry; to provide for the name change for pet turtles; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1270—

BY REPRESENTATIVES PERRY, BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, CHAMPAGNE, CHANEY, ELLINGTON, GISCLAIR, ELBERT GUILLORY, HARDY, HAZEL, HOFFMANN, HOWARD, JOHNSON, LEBAS, LITTLE, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, AND ST. GERMAIN AN ACT

To amend and reenact R.S. 39:364(A)(1) and to enact R.S. 39:364(A)(4) and Chapter 23-B of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3761 through 3763, relative to the development of a biofuel industry development initiative; to provide for pilot programs; to provide for state incentives; to provide for the purchase or lease of fleet vehicles; to provide for the purchase of biofuels; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1355— (Substitute for House Bill No. 1045 by Representative Ellington)

BY REPRESENTATIVE ELLINGTON AN ACT

To amend and reenact R.S. 3:559.28 and to repeal R.S. 3:559.25(C), relative to the Aquatic Chelonian Research and Promotion Board; to provide for the powers of the board; to provide for deposit and disbursements of assessments into a special fund; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1376— (Substitute for House Bill No. 501 by Representative Mills)

BY REPRESENTATIVE MILLS AND SENATOR HEBERT AN ACT

To amend and reenact R.S. 3:556.1, relative to promotion and marketing of crawfish; to require cooperative effort by the Commissioner of Agriculture and the secretary of the Department of Wildlife and Fisheries to promote Louisiana wild-caught and farm-raised crawfish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1381— (Substitute for House Bill No. 1194 by Representative Ritchie)

BY REPRESENTATIVE RITCHIE AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and to enact R.S. 47:1515.3, relative to cooperative agreements; to provide for a cooperative agreement between the Department of Agriculture and Forestry and the Department of Revenue; to provide for collection of delinquent timber severance taxes; and to provide for related matters.

Reported favorably.

Respectfully submitted, FRANCIS C. THOMPSON Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

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

June 3, 2008

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVE BURRELL
A CONCURRENT RESOLUTION

To authorize and request the Department of Public Safety and Corrections to study the feasibility and effectiveness of providing substance abuse counseling in all jails and prisons in the state of Louisiana, and to report its findings to the House of Representatives prior to the convening of the 2009 Regular Session.

Reported with amendments.

HOUSE BILL NO. 120—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:833(A), (B)(1) and (3), and (C) and to enact R.S. 15:833(D) and 833.2, relative to the temporary release of inmates; to provide for eligibility for temporary furlough; to provide for the release of inmates for medical care under certain circumstances; to provide for temporary secured release of inmates; to provide for applicability; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 123—

BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 15:574.12(G)(1)(a), relative to information regarding offenders while incarcerated; to provide for the release of certain pieces of information to the public pertaining to an individual's activities while incarcerated; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 124—

BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 14:134.1, relative to malfeasance in office; to provide relative to prohibited sexual conduct between persons confined in correctional institutions and law enforcement officers; to expand the crime to include work-release facilities and the division of probation and parole; to make technical changes; to provide that the penalty provision provides that the sentence imposed be served at hard labor; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 125—

BY REPRESENTATIVES ELBERT GUILLORY AND NORTON
AN ACT

To amend and reenact R.S. 15:874(5), relative to inmate compensation accounts; to provide for the use of interest income earned from the investment of inmates' money; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 127—

BY REPRESENTATIVES WOOTON, BALDONE, AND ELBERT GUILLORY
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(c)(ii), relative to eligibility for participation in intensive incarceration and intensive parole supervision; to provide with respect to number of years an offender may be committed to the Department of Public Safety and Corrections and be eligible for intensive incarceration and intensive parole supervision; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 206—

BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 15:561.5(14), relative to conditions of supervised release; to provide for the defraying of costs; to provide which entity receives supervised release payments; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 289—

BY REPRESENTATIVE WOOTON
AN ACT

To direct the Louisiana State Law Institute to redesignate the provisions of R.S. 15:574.4(A)(2) regarding intensive incarceration and intensive parole supervision as R.S. 15:574.4.1.

Reported favorably.

HOUSE BILL NO. 399—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 40:1379.3(D)(1)(a), (b), (c), (e), and (g)(introductory paragraph) and (T)(2) and to enact R.S. 40:1379.3(J)(4) and (T)(3), relative to statewide permits for concealed handguns; to amend provisions regarding approved firearms courses required to demonstrate competency; to provide a time limit from completion of a course and submission of an application for a concealed handgun permit; to provide for definitions; to provide with respect to reciprocity with other states; to provide regarding handgun competence and length of time; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 460—

BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 46:2751(B)(1)(introductory paragraph) and (a) and to enact R.S. 46:2751(B)(1)(f), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for the membership of the commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 492—

BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 32:663, relative to toxicology laboratories; to provide that certain professional organizations may be considered for certification; to provide for termination of certification; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 505—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 11:608, relative to retired probation and parole officers; to allow officers to purchase their firearms upon retirement; to provide for certain criteria; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 531—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:574.9(G)(2)(a)(ii) and Code of Criminal Procedure Article 900(A)(6)(b)(i)(bb), relative to probation and parole revocation; to amend the definition of a

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technical violation to include certain violations regarding controlled dangerous substances and drug paraphernalia; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 748—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:824(B)(1)(c)(introductory paragraph) and 831(A) and to enact R.S. 15:705(E), relative to the health care of inmates; to provide that a parish governing authority or the Department of Public Safety and Corrections shall reimburse health care providers for costs of extraordinary medical expenses of inmates at the published Medicare or Medicaid rate; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 778—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact Code of Criminal Procedure Article 926.1(A)(1) and (H)(3), relative to post-conviction relief DNA testing; to extend the time period in which to file an application for post-conviction DNA testing; to extend the time period for preservation of biological material which can be subject to DNA testing once application for DNA testing has been served; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1152—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 16:51(A)(4), (8), (9), (14), (22), (32), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1153—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 14:95.9, relative to wearing or possessing body armor; to prohibit wearing or possessing body armor on school property, school-sponsored functions, or firearm-free zones; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

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

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

SENATE BILL NO. 276—
BY SENATOR CASSIDY
AN ACT

To amend and reenact R.S. 23:1203(B) and 1302 and R.S.40:2203.1(B)(5) and to enact R.S. 23:1308, relative to workers' compensation, to provide for utilization of preferred provider organization agreements by insurers; to provide for notice of such agreements to be communicated to providers; to provide for notice of such agreements to employees; to provide for notice to an employer of a compensable injury or accident

within thirty days of occurrence; to require the posting of notice to employees and their representatives; to provide for liability and penalties; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 276 by Senator Kostelka

AMENDMENT NO. 1
Change the name of the author to CASSIDY

AMENDMENT NO. 2
On page 1, line 2 after "1203(B)" delete the remainder of the line and insert "and R.S. 40:2203.1(A), (C), and (G) and to enact R.S. 23:1034.3 and R.S. 40:2203(H)"

AMENDMENT NO. 3
On page 1, line 3 delete "23:1308"

AMENDMENT NO. 4
On page 1, delete lines 6 through 8 and insert the following: "agreements to employees; to provide for liability and penalties; to provide for an effective date; and to"

AMENDMENT NO. 5
On page 1 delete lines 11 and 12 and insert the following: "Section 1. R.S. 23:1203(B) is hereby amended and reenacted and R.S. 23:1034.3 is hereby enacted to read as follows:"

AMENDMENT NO. 6
On page 1, between lines 12 and 13 insert the following:

"§1034.3. Workers' compensation medical service agreements shall be in writing and shall be in one of the two following forms:

(1) A direct provider agreement entered into between a payor, as defined in R.S. 23:1142, and a health care provider which establishes reimbursement rates for services provided pursuant to R.S. 23:1203.

(2) A preferred provider organization agreement which complies with the requirements of R.S. 40:2201, et seq.

B. Workers' compensation medical service agreements entered into or renewed after August 1, 2009, shall not include any provisions for medical services other than those provided pursuant to R.S. 23:1203, unless the health care provider is given the option in writing to reject that portion of the agreement pertaining to medical services provided pursuant to R.S. 23:1203.

C.(1) When reimbursement for non-emergency medical services provided pursuant to R.S. 23:1203 is made pursuant to any preferred provider organization agreement, prior written notice shall be given to the health care provider. Such notice shall identify in writing the preferred provider organization under which the reimbursement shall be made.

(2) Except as provided in Subsection D of this Section, written notification pursuant to this Subsection shall be made either at the time treatment is authorized or at the time services are rendered. In either event, written notice shall be given prior to medical services being rendered.

(3) For the purposes of this Section, the following shall not constitute written notice:

- (a) Electronic mail.**
- (b) Text message.**
- (c) Instant message.**
- (d) Any similar electronic notification.**

(4) For the purposes of this Section and with regard to preferred provider organizations:

(a) The notice requirement of this Subsection shall be satisfied by issuance of a workers' compensation benefit card to the employee, identifying the preferred provider organization under which reimbursement shall be made.

(b) Issuance of such preferred provider organization written notification is for identification purposes only, and does not guarantee eligibility for workers' compensation benefits.

(c) If more than one preferred provider organization is utilized, the written notification required pursuant to this Subsection shall identify the order in which the preferred provider organizations are to be accessed.

(5) This Subsection shall not apply when a pavor, as defined in R.S. 23:1142, does either of the following:

(a) Contracts directly with a provider for alternative rates of payment.

(b) Provides reimbursement pursuant to its own preferred provider organization network.

D. If non-emergency medical treatment is sought or obtained by the injured worker outside of normal business hours and without preauthorization being first obtained, the pavor shall have seventy-two hours from receipt of written notice of the treatment to comply with the notice requirements contained in Subsection C of this Section.

E. Violation of this Section shall subject the pavor, as defined in R.S. 23:1142, to penalties of twelve percent of the amount discounted or fifty dollars per day, whichever is greater. The penalty provided for in this Subsection shall not exceed two thousand dollars and shall be subject to the statutory maximum set forth in R.S. 23:1201(F). Reasonable attorney fees may also be awarded.

* * *

AMENDMENT NO. 7

On page 2, delete lines 4 through 15 and insert the following: "for the service; **or the contracted rate under a workers' compensation medical services agreement which complies with the provisions of R.S. 23:1034.3**, whichever is less. Any out-of-state provider is also to be subject to the"

AMENDMENT NO. 8

On page 2, delete lines 19 through 29 and delete page 3 and on page 4, delete lines 1 through 10 and insert the following:

"Section 2. R.S. 40:2203.1(A), (C), and (G) are hereby amended and reenacted and R.S. 40:2203.1(H) is hereby enacted to read as follows:

§2203.1. Prohibition of certain practices by preferred provider organizations

A.(1) Except as otherwise provided in this Subsection, the requirements of this Section shall apply to all preferred provider organization agreements that are applicable to medical services rendered in this state and to group purchasers as defined in this Part.

(2) The provisions of this Section shall not apply to a group purchaser when providing health benefits through its own network or direct provider agreements or to such agreements of a group purchaser.

(3) The provisions of Subsection B of this Section shall not apply to medical services provided pursuant to R.S. 23:1203.

(4) The provisions of Subsection H of this Section shall apply only to medical services provided pursuant to R.S. 23:1203.

* * *

C. A preferred provider organization agreement shall not be applied or used on a retroactive basis unless all providers of medical services that are affected by the application of alternative rates of payment receive written notification from the entity that seeks such an arrangement and agree in writing to be reimbursed at the alternative rates of payment. **Any amendment to a preferred provider organization agreement which alters, modifies, or changes the alternative rates of payment shall be effective only upon the written consent of the provider.**

* * *

G. Failure to comply with the provisions of Subsection A, B, C, D, ~~or F~~ **F**, or **H** of this Section shall subject a group purchaser to damages payable to the provider of double the fair market value of the medical services provided, but in no event less than the greater of fifty dollars per day of noncompliance or two thousand dollars, together with attorney fees to be determined by the court. A provider may institute this action in any court of competent jurisdiction. **The provisions of this Subsection shall not apply to a pavor, as defined**

in R.S. 23:1142, when providing workers' compensation medical benefits pursuant to R.S. 23:1203. Damages or attorney fees assessed under this Section shall not be recoverable from any pavor, as defined in R.S. 23:1142, when providing workers' compensation medical benefits pursuant to R.S. 23:1203.

H. When reimbursement for non-emergency medical services provided pursuant to R.S. 23:1203 is made pursuant to any preferred provider organization agreement, the provisions of R.S. 23:1034.3(B), (C), and (D) shall apply.

Section 3. This Act shall have prospective effect only on and after its effective date. Nothing contained herein shall have retrospective effect, nor shall anything contained herein be used in any way in any litigation pending on the effective date hereof to create any presumption with respect to, or serve as evidence for or against, any practice, activity, or circumstance under contention in such litigation.

Section 4. This Act shall become effective on January 1, 2009."

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

SENATE BILL NO. 290—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 47:1512 and to enact R.S. 47:1512.1, relative to collection of taxes; to provide for the secretary of the Department of Revenue's authority to employ private counsel; to create the Department of Revenue Tax Enforcement Equalization Fund; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 290 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 47:1512.1"

AMENDMENT NO. 2

On page 1, line 3, after "Revenue's" insert "and other collector's"

AMENDMENT NO. 3

On page 1, delete line 4, and insert: "employ private counsel;"

AMENDMENT NO. 4

On page 1, line 5, delete "Equalization Fund;"

AMENDMENT NO. 5

On page 1, delete lines 9 through 17, on page 2, delete line 1, and insert:

"A. During any fiscal year except for the fiscal years provided for in Subsection B of this Section, the collector secretary is authorized to enter into contracts to employ private counsel to assist in the collection of any taxes, penalties or interest due under this Sub-title, or to represent him in any proceeding under this Sub-title. If any taxes, penalties or interest due under this title are referred to an attorney at law for collection under a contract entered into during such fiscal year, an additional charge for attorney fees, in the amount of ten per centum (10%) of the taxes, penalties and interest due, shall be paid by the tax debtor.

B.(1) Notwithstanding any provision of law to the contrary, during any fiscal year in which a minimum of five million dollars is appropriated to the Department of Revenue to fund the attorney fees and costs provided for in this Subsection for that fiscal year, the secretary may only enter into a contract to employ private counsel to assist in the collection of tax, penalty, or interest due in which the private counsel shall be paid reasonable attorney fees and costs and the contract shall not provide for the employment of such counsel on a contingency fee basis or any other basis dependent on the outcome of the matter.

(2) The payment of private counsel fees and costs under the contracts provided for in Paragraph (1) of this Subsection may be made at the"

AMENDMENT NO. 6

On page 2, between lines 4 and 5, insert:

"(3) The provisions of this Subsection shall not apply to any contract of employment with private counsel entered into during any fiscal year in which a minimum of five million dollars as provided for in Paragraph (1) of this Subsection is not appropriated to the Department of Revenue."

AMENDMENT NO. 7

On page 2, delete lines 11 through 29, and delete pages 3 and 4, and insert:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

SENATE BILL NO. 589—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:225(B) and to repeal R.S. 38:301(C)(2)(e), relative to levees; to repeal provision which allows for the removal of certain obstructions on levees at the expense of the owner; to repeal provision which allows for discretionary compensation to such land owners; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 589 by Senator Murray

AMENDMENT NO. 1

On page 1, line 3, change "repeal" to "modify the"

AMENDMENT NO. 2

On page 1, line 11, after "B." insert "(1)"

AMENDMENT NO. 3

On page 1, delete lines 15 and 16, and insert: "its agency or subdivision at interest at the expense of the owner, agent, or person responsible therefor. The objects, structures, or other obstructions may be"

AMENDMENT NO. 4

On page 1, at the end of line 17, insert "the"

AMENDMENT NO. 5

On page 2, delete line 1, and on line 2, delete "interest" and insert: "owners or persons responsible therefor"

AMENDMENT NO. 6

On page 2, between lines 3 and 4, insert:

"(2) However, if the owner, agent, or person responsible for the object, structure, or obstruction has a permit from the levee district for the placement of such object, structure, or obstruction within the areas provided for in Subsection A of this Section, and the permit does not require the permit holder to remove, abate, or repair damage from such object, structure, or obstruction, then the objects may be removed or the menace abated and any damage repaired by the state, its agency or subdivision at its own

expense and the objects, structures or other obstructions may be attached and may be removed from the levee or land at the risk and expense of the state, its agency, or subdivision in order to remove the menace to the levee or the obstacle to the improvement or maintenance of the waterway."

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

House Bills and Joint Resolutions
on Second Reading
Reported by Committees

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

HOUSE BILL NO. 178—

BY REPRESENTATIVES GISCLAIR, ABRAMSON, AUBERT, AUSTIN, BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOWNS, EDWARDS, ELLINGTON, FRANKLIN, HARDY, HARRISON, HAZEL, HENDERSON, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, KATZ, LEBAS, Leger, LIGI, LORUSSO, MILLS, MONTOUCET, MORRELL, MORRIS, NORTON, PEARSON, PETERSON, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, SCHRODER, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To enact R.S. 17:170.3, relative to immunizations; to require certain students to provide documentation of immunization against meningococcal disease; to provide for rules and regulations; to provide for exceptions; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 229—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

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

Reported favorably by the Committee on Retirement. 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.

HOUSE BILL NO. 230—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:446(D), relative to the Louisiana State Employees' Retirement System; to provide relative to the automatic change to the maximum benefit to a retiree upon the death of his named beneficiary; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

HOUSE BILL NO. 232—

BY REPRESENTATIVES DOERGE, ARNOLD, MONTOUCET, PEARSON, AND POPE AND SENATORS B. GAUTREAUX AND HEBERT
AN ACT

To amend and reenact R.S. 11:233(B)(4) and 2252(9), relative to the Firefighters' Retirement System; to provide with respect to the inclusion of certain deferred compensation in the definition of "earnable compensation"; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

HOUSE BILL NO. 233—

BY REPRESENTATIVES DOERGE AND MONToucET
AN ACT

To amend and reenact R.S. 11:461(B)(3)(b), relative to the Louisiana State Employees' Retirement System; to provide relative to the calculation of disability benefits for certain members; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

HOUSE BILL NO. 258—

BY REPRESENTATIVE LITTLE
AN ACT

To enact R.S. 48:390(G), relative to railroad grade crossing closures; to prohibit the closure of certain railroad grade crossings; to provide for applicability; to provide for retroactivity; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 258 by Representative Little

AMENDMENT NO. 1

On page 1, line 2, after "grade" delete the remainder of the line, delete line 3, and insert: "crossings; to provide for prescription regarding certain crossings; to require re-opening of certain crossings; to provide for"

AMENDMENT NO. 2

On page 1, delete lines 9 through 15, and insert:

"G.(1) Notwithstanding the provisions of this Section, R.S. 48:390.1, or any other provision of law or rule to the contrary, the closing of a railroad grade crossing by a railroad company shall not be considered interruption for purposes of acquisitive prescription, and any crossing closed by a railroad since January 1, 2006 shall be re-opened upon the attainment of thirty years peaceful and otherwise uninterrupted use or possession of servitude of use or passage across the railroad grade crossing with or without just title.

(2) For the purposes of this Subsection, a crossing shall include a private rural residence or agricultural crossing or other means of access over the railroad right-of-way.

Section 2. The provisions of this Act shall be retroactive.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 303—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 11:1631(F), relative to the District Attorneys' Retirement System; to provide for the reemployment of certain retirees; to allow such reemployed retirees to receive

full salary and benefits; to provide with respect to employer and employee contributions; and to provide for related matters.

Reported favorably by the Committee on Retirement. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 308—

BY REPRESENTATIVE WHITE AND SENATOR NEVERS
AN ACT

To amend and reenact R.S. 11:1305(D)(1), relative to the State Police Pension and Retirement System; to provide for the purchase of service credit; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

HOUSE BILL NO. 312—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1903.2, relative to the Orleans Parish Assessor; to provide that the assessor shall be responsible for all of the obligations of the Board of Assessors of Orleans Parish; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

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.

Reported favorably by the Committee on Education. 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.

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.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 356—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 11:2175(E)(3), relative to the Sheriffs' Pension and Relief Fund; to provide for recalculation of benefits and restoration of service credit for certain rehired retirees; to provide for repayment of benefits to the system upon reemployment; to provide eligibility requirements for recalculation of benefits and restoration of service credit; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

June 3, 2008

HOUSE BILL NO. 408—
BY REPRESENTATIVE HOFFMANN
AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 419—
BY REPRESENTATIVES EDWARDS AND WHITE
AN ACT

To amend and reenact R.S. 33:1233(A)(2)(b)(ii), relative to the compensation of members of certain parish governing authorities; to provide for an increase in the maximum allowable monthly salary of such members; to authorize certain governing authorities to increase the salary of certain officers; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 422—
BY REPRESENTATIVE GREENE
AN ACT

To repeal Part I of Chapter 1 of Subtitle IV of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2401 through 2426, relative to the inheritance tax; to repeal the tax; and to provide for an effective date.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 422 by Representative Greene

AMENDMENT NO. 1
On page 1, between lines 7 and 8, insert:

"Section 2. Inheritance taxes due to the state shall prescribe as provided in the constitution, in three years from the thirty-first day of December of the year in which such taxes became due. Inheritance taxes due to the state for deaths occurring before July 1, 2004 for which no inheritance tax return has been filed before January 1, 2010 shall be deemed due on January 1, 2010."

AMENDMENT NO. 2
On page 1, line 8, change "Section 2." to "Section 3."

On motion of Senator Adley, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 438—
BY REPRESENTATIVE LIGI
AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 461—
BY REPRESENTATIVE RITCHIE
A JOINT RESOLUTION

Proposing to add Article VII, Section 18(G)(6) of the Constitution of Louisiana, relative to the special assessment level when the homestead has been sold or expropriated under certain circumstances; to authorize the transfer of the special assessment level to a new homestead in cases where a homestead has been sold or expropriated under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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.

HOUSE BILL NO. 520—
BY REPRESENTATIVE MONTOU CET
AN ACT

To repeal R.S. 11:1113, relative to the Louisiana School Employees' Retirement System, to remove the prohibition of being a member of two retirement systems; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

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

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

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 523 by Representative Connick

AMENDMENT NO. 1
On page 1, delete line 15

AMENDMENT NO. 2
On page 1, line 16, change "(b)" to "(a)" and at the end of the line, change the period "." to " ; or "

AMENDMENT NO. 3
On page 1, line 17, change "(c)" to "(b)" and at the end of the line, change the period "." to " ; or "

AMENDMENT NO. 4
On page 1, line 18, change "(d)" to "(c)" and at the end of the line, change the period "." to " ; or "

AMENDMENT NO. 5
On page 1, after line 18, add the following:
"(d) It is known that the owner is deceased."

AMENDMENT NO. 6
On page 2, line 1, change "(e) It" to
"(2) If the parish takes an action as provided in Paragraph (1) of this Subsection when it"

AMENDMENT NO. 7
On page 2, line 3, between "judicially" and the period "." and insert
", the court shall appoint a curator ad hoc as provided in Paragraph (3) who shall open the succession."

AMENDMENT NO. 8
On page 2, line 9, change "(3)" to "(4)"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 524—
BY REPRESENTATIVE LEBAS
AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 574—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 17:7(27), relative to student and school employee interactions at public elementary and secondary schools; to require the State Board of Elementary and Secondary Education to adopt rules and regulations prohibiting certain interactions except in accordance with specified guidelines and limitations; to provide for exceptions; to provide for implementation, oversight, and enforcement of such guidelines and limitations by public school governing authorities; to provide for effectiveness; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 604—
BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 33:4574.1.1(A)(45), relative to hotel occupancy taxes levied by tourist commissions; to authorize tourist commissions in a class of parishes to levy additional taxes; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

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

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

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 608 by Representative Tim Burns

AMENDMENT NO. 1
On page 1, line 2, delete "463.103(E) and"

AMENDMENT NO. 2
On page 1, line 7, delete "463.103(E) and" and change "are" to "is"

AMENDMENT NO. 3
On page 1, delete lines 9 through 17

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 610—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(f) and 2212.1(B)(4), relative to public contracts; to provide the option for contractors to electronically submit bids for public contracts; to provide for the receipt of electronic bids by political subdivisions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 610 by Representative White

AMENDMENT NO. 1
On page 3, line 29, after "receipt of" insert "electronic"

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 657—
BY REPRESENTATIVE TRAHAN
AN ACT

To amend and reenact R.S. 17:6(A)(14)(b), relative to school employees; to prohibit school employees from being required to complete certain paperwork under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 665—
BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 33:2711(D), relative to sales and use taxes levied by municipalities; to authorize certain municipal governing authorities to create sales tax districts; to authorize the levy of an additional local sales and use tax in a sales tax district under certain circumstances; to provide for the collection and the disposition of the proceeds of the sales and use tax levied in a sales tax district; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 665 by Representative Mills

AMENDMENT NO. 1
On page 1, line 14, after "population of" delete the remainder of the line and delete lines 15 through 17 and insert "fewer than ten thousand persons according to the most recent"

AMENDMENT NO. 2
On page 2, between lines 20 and 21 insert:
"(2) The additional tax authorized by this Subsection shall not apply to the rental and leasing of motor vehicles."

AMENDMENT NO. 3
On page 2, line 21, change "(2)" to "(3)"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 704—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 11:2256(B)(1)(a), relative to the Firefighters' Retirement System; to provide with respect to benefits payable to the surviving spouse of a deceased member if the member suffers a line of duty death; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 704 by Representative St. Germain

AMENDMENT NO. 1
On page 1, line 16 after "(a)" and before "If" insert "(i)"

AMENDMENT NO. 2
On page 1, delete lines 19 and 20 in their entirety and insert in lieu thereof: "average final compensation.

(ii) The board of trustees shall promulgate rules pursuant to the Administrative Procedure Act, R.S. 49:950 et seq., to provide for a procedure for determining whether a member was killed in the line of duty. The board shall use its discretion in applying the procedure. The board's promulgation of the rules and application of the procedure shall be in compliance with its fiduciary obligations as set forth in this Title."

On motion of Senator B. Gautreaux, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 733—
BY REPRESENTATIVE SCHRODER
AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 754—
BY REPRESENTATIVE DIXON
AN ACT

To enact R.S. 17:416.20, relative to student conduct standards; to require public elementary and secondary school governing authorities to take certain actions relative to student awareness and understanding of applicable discipline rules and code of conduct requirements; to provide guidelines; to provide effectiveness; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 765—
BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 38:84(C), relative to federal flood insurance; to require a parish or municipality to comply with all applicable federal flood plain management and flood insurance programs under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 814—
BY REPRESENTATIVE TEMPLET
AN ACT

To amend and reenact R.S. 32:295(I) and to enact R.S. 32:414(T), relative to child restraint systems; to provide for fines for failure to properly restrain a child; to provide for suspensions of licenses under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 832—
BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 32:387(J) and to enact R.S. 32:387(H)(1)(c) and (K), relative to permits for transportation of sealed containers; to provide that a permit for a sealed ocean container be issued for the container rather than the transport vehicle; to provide that regulations for vehicles transporting intermodal containers be applicable to all domestic and international trade; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 832 by Representative Henry

AMENDMENT NO. 1
On page 2, delete lines 16 through 20, and on line 21, delete "is in effect" and insert: "applicant shall indicate on the application the VIN number of the vehicle for which the permit shall be issued permit issued shall not require the specific identification of the vehicle carrying the permitted container. The permit shall be issued based upon the specific container and seal number. The annual fee for the permit shall be fifty dollars per vehicle. If the vehicle for which the permit is issued is no longer usable by the owner or operator, the permit may be transferred to a replacement vehicle. However, such transfer shall be authorized only one time during the year for which the permit is in effect."

AMENDMENT NO. 2
On page 3, line 8, after "tridem." delete the remainder of the line, and delete lines 9 through 14, and insert: "The applicant shall indicate on the application the VIN number of the vehicle for which the permit shall be issued permit issued shall not require the specific identification of the vehicle carrying the permitted container. The permit shall be issued based upon the specific container and seal number. The annual fee for the permit shall be five hundred dollars per vehicle. If the vehicle for which the permit is issued is no longer usable by the owner or operator, the permit may be transferred to a replacement vehicle. However, such transfer shall be authorized only one time during the year for which the permit is in effect."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 874—

BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 33:3701 through 3705, relative to railroad crossings; to provide applicability to parishes; to provide for acquisition of railroad crossings; to provide relative to access to state highways, streets, or alleys; to provide for dispute resolution by the Louisiana Department of Transportation and Development; to provide for the allocation and payment of costs; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 874 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 5, delete "Louisiana Department of Transportation and Development" and insert "Public Service Commission"

AMENDMENT NO. 2

On page 2, line 8, after "of the," delete the remainder of line and insert "Public Service Commission"

AMENDMENT NO. 3

On page 2, delete line 9 in its entirety

AMENDMENT NO. 4

On page 2, line 10 delete "regulations"

AMENDMENT NO. 5

On page 2, line 10, delete "department's" and insert "commission's"

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 886—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 40:600.14, relative to the Louisiana Housing Finance Agency; to provide relative to the issuance of bonds by such agency; to require the agency to give notice to certain persons prior to a meeting of the State Bond Commission in which the agency is seeking approval to issue certain bonds for certain purposes; to provide relative to a procedure therefor; to require certain political subdivisions to hold a public hearing in certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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.

HOUSE BILL NO. 905—

BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 33:9039.15(B), relative to community development districts; to provide for the appointment rather than the election of certain members of certain boards of commissioners of community development districts; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 931—

BY REPRESENTATIVES GEYMANN AND KLECKLEY
AN ACT

To amend and reenact R.S. 33:9576(C)(4), relative to Calcasieu Parish; to provide relative to the Calcasieu Parish Gaming Revenue District; to provide relative to funds distributed to Calcasieu Parish and the city of Lake Charles by such district; to provide relative to the expenditure and distribution of such funds by the governing authorities of the parish and the city; to require the governing authorities of the parish and the city to prepare reports regarding such expenditures and distributions; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 980—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 33:2501(C)(3) and R.S. 33:2561(C)(3), relative to municipal fire and police civil service; to provide relative to hearings by local civil service boards on disciplinary actions; to authorize rehearings under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 1005—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 33:9091.3 and to enact R.S. 33:9091.12, relative to Orleans Parish; to provide relative to the Audubon Area Security District; to create the Upper Audubon Security District; to provide relative to the purpose, governance, and powers and duties of the districts; to provide relative to the funding of the districts, including the levy of taxes and fees; to provide for the merger of the Audubon Area Security District or a part thereof with another district or a part thereof; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1005 by Representative Abramson

AMENDMENT NO. 1

On page 12, line 1, delete "or members"

AMENDMENT NO. 2

On page 12, line 2, after "encompasses" and before "the area" insert "all or the greater portion of"

AMENDMENT NO. 3

On page 12, line 4, delete "or members"

AMENDMENT NO. 4

On page 12, line 8, delete "or members"

AMENDMENT NO. 5

On page 13, delete lines 22 through 26 in their entirety and at the beginning of line 27, change "(9)" to "(7)"

AMENDMENT NO. 6

On page 13, line 28 after "his" delete the remainder of the line and on page 14, line 1, after "his" and before "actions" delete "or her" and on line 2, after "his" and before "duties" delete "or her"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1023—
BY REPRESENTATIVES BARRAS, CHAMPAGNE, AND SAM JONES
AN ACT

To enact Subpart B-40 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.761 through 130.771, relative to economic development; to create and provide with respect to the Iberia Economic Development Authority; to provide relative to the board of commissioners for the authority; to provide for the powers, duties, and functions of the authority; to authorize various financial activities by the board of commissioners, including the authority to levy taxes, incur debt, and issue bonds to accomplish the purposes of the authority; to exempt the authority from all state taxation; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1023 by Representative Barras

AMENDMENT NO. 1
On page 8, line 2, change "Part" to "Subpart"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1053—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 17:1941 through 1947 and to repeal R.S. 17:1942.1, 1947.1, 1948 through 1954, and 1958, all relative to the education of children with exceptionalities; to provide for a comprehensive revision of the educational opportunities for children with exceptionalities provisions; to provide for a statement of policy; to provide for definitions; to provide for administration; to provide for responsibilities of local education agencies; to provide relative to special schools and school districts, safeguards, and funding for special educational services; to repeal provisions relative to notice of proposed rules, strategic plans and guidelines; assistance for local educational agencies, purchase of special education and related services, personnel development systems, an advisory panel, and liability limitations for certain providers; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 1057—
BY REPRESENTATIVE NOWLIN
AN ACT

To enact R.S. 33:2740.69, relative to the hotel occupancy tax; to authorize the city of Natchitoches to levy and collect an additional hotel occupancy tax within the city; to provide relative to the purposes for which the proceeds of the tax may be used; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1057 by Representative Nowlin

AMENDMENT NO. 1
On page 2, on line 28 after "Federal funds" insert "or other lawful purposes"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1078—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:444(B)(3) and (C), relative to the Louisiana State Employees' Retirement System; to provide relative to the computation of retirement benefits; to provide for adjustments to retirement benefits commencing prior to age sixty-two; to provide for an exception to the adjustment of benefits for persons providing police protection, firefighting services, and emergency medical services; to provide for the adjustment of retirement benefits commencing after age sixty-five; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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.

HOUSE BILL NO. 1093—
BY REPRESENTATIVE CONNICK
AN ACT

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

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1093 by Representative Connick

AMENDMENT NO. 1
On page 1, line 3, after "fines" insert ", other fines,"

AMENDMENT NO. 2
On page 1, line 6, change "rolls" to "bills"

AMENDMENT NO. 3
On page 1, line 7, after "fines" insert ", other fines,"

AMENDMENT NO. 4
On page 1, line 9, after "fines" insert ", other fines,"

AMENDMENT NO. 5
On page 1, line 9, change "rolls" to "bills"

AMENDMENT NO. 6
On page 2, line 1, after "fines" insert ", other fines,"

AMENDMENT NO. 7
On page 2, line 3, change "rolls" to "bills"

AMENDMENT NO. 8

On page 2, line 6, after "fines" insert ", other fines,"

AMENDMENT NO. 9

On page 2, line 7, change "rolls" to "bills"

AMENDMENT NO. 10

On page 2, line 8, after "fines" insert ", other fines,"

AMENDMENT NO. 11

On page 2, line 10, after "fines" insert ", other fines,"

AMENDMENT NO. 12

On page 2, line 16, after "fines" insert ", other fines,"

AMENDMENT NO. 13

On page 2, line 20, change "rolls" to "bills"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1104—

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

AN ACT

To amend and reenact R.S. 23:1 through 12, 14(A), 15, 16, 71, 72(1) and (3), 73(A)(1)(introductory paragraph) and (2), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042 through 2046, 2047(A), 2048 through 2056, 2061 through 2063, 2065 through 2067, 2069(A), 2070, 2091(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, 2191, and 2192, R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6), 8(E)(1), 301 through 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310, and 313, and R.S. 49:191(3)(g) and 968(B)(5) and (21)(b), to enact R.S. 23:17 through 20, 33, 34, 72(4) and (5), 73(A)(1)(d), 75(E), 77, 78, and 2193 through 2212 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2064, 2068, and 2093 through 2099 and R.S. 36:4(B)(14), 311, and 312, relative to the Department of Labor; to change the name of the Department of Labor to the Louisiana Workforce Commission; to provide for the creation of the commission; to provide for the executive director of the commission; to establish the purpose of the commission; to establish the powers and duties of the commission; to provide for employee performance evaluations; to require the integration of certain workforce development programs; to provide for client accessibility; to authorize the executive director to delegate certain functions; to require the design and implementation of a plan for workforce training and services; to provide for the administration of funding; to provide relative to block grants for local workforce development areas; to establish legislative intent; to provide for definitions; to require the maintenance of a comprehensive labor market information system; to require entities to cooperate with the commission; to provide for the availability of consumer information; to provide with respect to data exchange; to provide for the Occupational Forecasting Conference and its duties; to provide for the development and management of workforce system information resources; to change the name of the Louisiana Workforce Commission to the Louisiana Workforce Investment Council and to establish its purposes; to provide for the membership of the council; to provide

procedures to select the chairman and vice chairman; to provide for the terms of the membership; to authorize the removal of members under certain circumstances; to provide for designees of the council members; to establish the goals of the council; to require the adoption of a strategic plan; to establish the duties and functions of the council; to establish the organizational structure of the council; to provide for workforce investment boards; to authorize the governor to designate workforce development areas; to authorize the creation of local workforce development boards; to provide for the training for local workforce development board members; to authorize the commission to charter boards; to authorize the governor to certify boards; to provide the membership of boards; to provide for the removal of workforce investment board members; to provide for the responsibilities of the board; to establish the board's duties; to provide for the components of the local workforce development system; to require the adoption of local and regional workforce development plans; to require the adoption of a budget; to require the submission of a report; to require approval of the board's fiscal agent; to provide for contracting service delivery; to provide relative to conflicts of interests; to provide for the eligibility of incentives and waivers; to allow the application for nonprofit status; to authorize the employment of staff; to include the Louisiana Workforce Commission as a department within the executive branch of government; to provide for its officers, duties, and offices; to provide for the termination of the Louisiana Workforce Commission; to require the commission to submit certain reports; to require the Louisiana Workforce Investment Council to submit certain reports; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. 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.

HOUSE BILL NO. 1139—

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 32:125(B)(1) and 300.1(A), relative to traffic regulation; to provide that a driver shall slow down to a speed twenty-five miles per hour below the posted speed limit upon approach of an emergency vehicle; to provide for low-speed vehicles; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1139 by Representative Pope

AMENDMENT NO. 1

On page 1, line 2, after "(B)(1)" insert "and (2)"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4, and insert "to provide for driver actions upon approach to certain emergency vehicles; to provide for low-"

AMENDMENT NO. 3

On page 1, delete lines 12 through 18 and insert:

"B. When an authorized emergency any vehicle making use of any visual signals as authorized by law, including the display of alternately flashing amber or yellow warning lights is parked on or near the highway, the driver of every other vehicle, as soon as it is safe, shall proceed as follows except when otherwise directed by a police officer:

(1) When driving on an interstate highway or other highway with two or more lanes traveling in the same direction as the emergency vehicle, yield the right of way by making a lane change into a lane not adjacent to that of the authorized vehicle, if possible with due regard to safety and traffic conditions or if unable to make

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a lane change, slow to a reasonably safe speed of twenty-five miles per hour until it is safe to proceed at the posted speed limit and merge into the lane farthest from the emergency vehicle.

(2) ~~When driving on a two-lane road, slow to a speed of twenty-five miles per hour or the posted speed, whichever is lower, until it is safe to proceed at the posted speed limit~~ Maintain a safe speed for road conditions, if unable or unsafe to change lanes."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1141—
BY REPRESENTATIVES LEGER AND HUTTER
AN ACT

To amend and reenact R.S. 38:247(D) and to enact R.S. 38:247(E) and R.S. 49:213.4(E), relative to hurricane protection projects; to prohibit any state agency or entity from entering into certain contracts with the United States Army Corps of Engineers relative to hurricane protection projects; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1141 by Representative Leger

AMENDMENT NO. 1
On page 1, at the end of line 19, insert: "The independent third-party reviewer and evaluator provided for in the contract shall be approved by both the United States Corp of Engineers and the nonfederal sponsor."

AMENDMENT NO. 2
On page 2, at the end of line 14, insert: "The independent third-party reviewer and evaluator provided for in the contract shall be approved by both the United States Corp of Engineers and the nonfederal sponsor."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1169—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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.

HOUSE BILL NO. 1188—
BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 47:1671, relative to authorized signatures on tax returns, agreements, and other documents; to require persons who sign a document to have authority or power to execute the document; to provide for the validity of returns, agreements, forms, and other documents executed or entered into, or filed,

with the secretary of the Department of Revenue; to provide a conclusive presumption of authority of person signing return, agreement, form, or other document on behalf of a person or other legal entity; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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.

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.

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

HOUSE BILL NO. 1206—
BY REPRESENTATIVES DOVE AND BALDONE AND SENATORS DUPRE AND B. GAUTREAUX
AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1316 and R.S. 36:744(M) and 801.21, relative to the South Louisiana Wetlands Discovery Center; to provide for legislative intent; to provide for creation, domicile, and membership of a commission; to provide for powers and duties of the commission; to provide for donations and grants; to provide for operating funds; to place the center and the commission in the Department of State and to provide for the powers and functions of the department and the secretary of state relative thereto; to provide for rules; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 1240—
BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 47:463.31(C) and (E), relative to special college and university license plates; to provide for an annual royalty fee; to provide for the amount of fees forwarded to the specific institution; and to provide for related matters.

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

HOUSE BILL NO. 1252—
BY REPRESENTATIVE MONTUCET
AN ACT

To enact R.S. 33:1994.1, relative to hours of work for firemen; to provide relative to the maximum number of consecutive hours firemen may be required to work; to provide exceptions; to provide for the minimum number of consecutive hours off duty to which a fireman shall be entitled under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 1256—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 17:53, relative to city, parish, and other local public school board members; to provide that school board members shall receive training and instruction annually; to require that a certain minimum number of hours focus on certain topics for school board members in certain districts; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

HOUSE BILL NO. 1276—

BY REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 33:3819(E), relative to the Southeast Waterworks District No. 2 of Vermilion Parish; to authorize the Vermilion Parish governing authority to increase the per diem paid to the members of the board of commissioners of the district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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.

HOUSE BILL NO. 1347—

BY REPRESENTATIVES AUSTIN BADON, TIM BURNS, CARTER, CONNICK, CROMER, GREENE, HAZEL, HENRY, LIGI, LORUSSO, MONICA, PEARSON, PERRY, PUGH, ROBIDEAUX, SCHRODER, SMILEY, TALBOT, AND TUCKER

AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4025, relative to educational options for parents and other legal guardians; to establish and provide for the implementation of the Student Scholarships for Educational Excellence Program; to provide for legislative findings; to provide for definitions; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education and the state Department of Education; to provide relative to eligibility and participation requirements for students and schools; to provide relative to selection and enrollment of eligible students; to provide relative to funding and payments to eligible schools including eligible nonpublic schools; to provide relative to testing; to provide for reports; and to provide for related matters.

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

HOUSE BILL NO. 1362— (Substitute for House Bill No. 1061 by Representative Hutter)

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 32:173.1 and to repeal R.S. 32:173, relative to railroad crossings; to provide that commercial motor vehicles and buses transporting passengers abide by federal regulations pertaining to stopping at railroad crossings; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1362 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 13, after "thereafter" insert ", the driver shall"

AMENDMENT NO. 2

On page 1, line 14, after "train" delete the semicolon ";"

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:

"C. The driver of any school bus, in addition to the requirements of Subsection B of this Section, after coming to a complete stop, shall open the door of the school bus and shall leave it open while ascertaining that no train or other vehicle is approaching on the railroad track from either side and until immediately prior to proceeding over the railroad crossing."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Rules Suspended

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

Senate Resolutions Just Advanced to a Second Reading

The following Senate Resolutions just advanced to a second reading were read and acted upon as follows:

SENATE RESOLUTION NO. 108—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Brandon Boudreaux upon his death on active duty.

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

SENATE RESOLUTION NO. 109—

BY SENATORS MARIONNEAUX, 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, 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 Terrell W. Gilmore upon his death in combat in Operation Iraqi Freedom.

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

Rules Suspended

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

Senate Resolutions on Second Reading, Subject to Call

The following Senate Resolutions, subject to call, were read and acted upon as follows:

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 99 be called from the Calendar at this time.

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SENATE RESOLUTION NO. 99—

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 express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Thomas Adams, Jr., for his loss in the Desert Shield Theater of Operations while bravely serving his country during the mission to restore freedom and democracy to the conquered people of Kuwait.

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide financial support for the establishment and construction of a general aviation facility in the lower portion of Plaquemines Parish.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Erdey, Morrish, Alario, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Broome, Gray, Nevers, Cassidy, Hebert, Quinn, Cheek, Heitmeier, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Total - 36

NAYS

Total - 0

ABSENT

Table with 2 columns: Jackson, Michot, Total - 2

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

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 340—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 42:1124.2(A), relative to financial disclosure; to require certain public employees in the Department of Public Safety and Corrections to file financial disclosure reports; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Cassidy sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cassidy to Engrossed House Bill No. 340 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 19, after "and Corrections," insert "However, the provisions of this Subsection shall not require the disclosure of the location or address of a warden's residence, whether that residence is titled in his name or in the name of his spouse or of one of his children."

On motion of Senator Cassidy, the amendments were adopted.

Floor Amendments Sent Up

Senator Cassidy sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cassidy to Engrossed House Bill No. 340 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 19, after "and Corrections," insert "However, the provisions of this Subsection shall not require the disclosure of the location or address of the place of employment of the spouse of the warden."

On motion of Senator Cassidy, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Cravins, Gray, Murray, Duplessis, Heitmeier, Gautreaux B, Jackson, Total - 7

NAYS

Table with 3 columns: Adley, Dupre, Nevers, Alario, Erdey, Quinn, Amedee, Hebert, Riser, Broome, Kostelka, Shaw

Cassidy	Long	Shepherd
Cheek	Marionneau	Smith
Crowe	Michot	Thompson
Donahue	Morrish	Walsworth
Dorsey	Mount	
Total - 26		

ABSENT

Mr. President	LaFleur	McPherson
Gautreaux N	Martiny	
Total - 5		

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

HOUSE BILL NO. 370—

BY REPRESENTATIVES HENRY, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CAZAYOUX, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, EDWARDS, ELLINGTON, FANNIN, GEYMAN, GREENE, GUINN, HARRISON, HAZEL, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS DONAHUE, MARTINY, MICHOT, MORRISH, NEVERS, AND SCALISE

AN ACT

To enact R.S. 40:1299.36, relative to human cloning; to prohibit the expenditure of public funding for the purpose of human cloning; to provide for exceptions; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	Michot	Shepherd
Total - 3		

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

Notice Regarding Vote

Senator Michot stated he appeared as absent on the vote on House Bill No. 370. He had intended to vote yea on the bill. He asked that the Official Journal so state.

HOUSE BILL NO. 635—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 42:1124.2(A), relative to financial disclosure; to require certain persons to file financial disclosure reports; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 678—

BY REPRESENTATIVES GREENE, ABRAMSON, FOIL, ROSALIND JONES, AND LEGER

AN ACT

To amend and reenact R.S. 42:1125(B) and (C), relative to gubernatorial transition and inauguration; to provide for reporting of contributions and expenditures; to provide relative to applicability and effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 842—

BY REPRESENTATIVES GALLOT AND TUCKER

AN ACT

To amend and reenact R.S. 18:1495.7(A), R.S. 42:1124(A)(1), (C)(8), and (D)(2), 1124.2(A) and (C)(5)(b), (c), and (d) and (8), 1124.3(A), and 1124.4(D)(1)(a), and Section 6 of Act No. 1 of the 2008 First Extraordinary Session of the Legislature and to enact R.S. 42:1124.3(D)(3) and Section 7 of Act No. 1 of the 2008 First Extraordinary Session of the Legislature, relative to financial disclosure; to provide relative to certain disclosures by certain public servants; to provide relative to certain disclosures by candidates for certain offices; to provide relative to deadlines for filing certain such disclosures; to provide relative to the content of such disclosures; to provide for certain actions by the Board of Ethics relative to such disclosures; to provide for definitions; to provide for penalties; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 911—

BY REPRESENTATIVES GALLOT, ARNOLD, BOBBY BADON, BALDONE, BILLIOT, BURRELL, DIXON, DOWNS, GISCLAIR, HARDY, HINES, HUTTER, LEGER, NORTON, RICHARD, ST. GERMAIN, TUCKER, AND WOOTON

AN ACT

To amend and reenact R.S. 42:1123(13), relative to the acceptance of certain things of economic value; to provide relative to the acceptance of complimentary admission to certain events by public servants; and to provide for related matters.

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

HOUSE BILL NO. 1002—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 42:1113(D)(1)(a)(iii) and (iv) and (c), (2), (3), and (4) and 1114.3(A)(1) and (2), to enact R.S. 42:1113(D)(5), and to repeal R.S. 42:1113(E), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide relative to restrictions of such contracts; to provide for disclosure relative to such contracts; to provide for enforcement and penalties; to provide relative to applicability; to provide exceptions; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1113—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 22:1021, 1024, and 1027 and to repeal R.S. 22:1023, 1025, and 1026, relative to statutory deposits of insurers; to provide for the amount of the deposit; to provide for delivery of home state certifications; to eliminate surety bonds in lieu of deposits; to eliminate additional deposits of surety insurers; to eliminate conditions of additional deposits; and to provide for related matters.

Floor Amendments Sent Up

Senator LaFleur sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed House Bill No. 1113 by Representative Monica

AMENDMENT NO. 1

On page 2, after line 17 insert the following: "Section 3. This Act shall become effective on January 1, 2009."

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	Michot
Total - 2	

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

HOUSE BILL NO. 1360— (Substitute for House Bill No. 412 by Representative Mills)

BY REPRESENTATIVES MILLS AND ELLINGTON

AN ACT

To enact R.S. 22:170.2, relative to life insurance policies and annuities; to provide with respect to any such policy or annuity issued to fund a pre-need funeral contract; to provide for the relationship of a funeral establishment to such a policy or contract; and to provide for related matters.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 1360 by Representative Mills

AMENDMENT NO. 1

On page 1, line 10, after "contract" delete "shall not" and insert "may"

AMENDMENT NO. 2

On page 1, line 20, after "insurer" strike "shall not" and insert "may"

AMENDMENT NO. 3

On page 2, between lines 4 and 5, insert the following: "C. If the funeral establishment named as a primary beneficiary or assignee does not provide the funeral services or merchandise for the insured, the contingent beneficiary named in the life insurance policy, or annuity, shall receive the proceeds of the life insurance policy or annuity."

D. The insured may name the funeral establishment as beneficiary of a life insurance policy or annuity in an irrevocable waiver of their right to surrender the coverage for cash. The insured may also sign an irrevocable waiver of their right to obtain a loan against the coverage. The insured may also grant the general

establishment the ownership of the coverage with an irrevocable waiver. The insured may also assign the coverage to a funeral establishment with an irrevocable waiver."

Senator Hebert moved adoption of the amendments.

Senator LaFleur objected.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee	Hebert	Quinn
Gautreaux N	Marionneaux	Shepherd
Total - 6		

NAYS

Mr. President	Dorsey	Martiny
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Cassidy	Gray	Mount
Cheek	Heitmeier	Murray
Cravins	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Walsworth
Total - 24		

ABSENT

Broome	Jackson	Riser
Duplessis	McPherson	Thompson
Dupre	Nevers	
Total - 8		

The Chair declared the amendments were rejected.

The bill was read by title. Senator LaFleur moved the final passage of the 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	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 299—

BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 33:2740.69, relative to Orleans Parish; to create the Gentilly Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

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

HOUSE BILL NO. 359—

BY REPRESENTATIVES LAFONTA, ABRAMSON, ARNOLD, AUSTIN, BADON, BALDONE, BILLIOT, BURRELL, DANAHAY, DIXON, FRANKLIN, GISCLAIR, HARDY, HARRISON, HINES, ROSALIND JONES, LEGER, MARCHAND, MORRELL, NORTON, RICHARD, RICHMOND, AND TUCKER AND SENATOR MURRAY
AN ACT

To enact R.S. 17:170.3, relative to immunizations; to require certain school boards to provide information relative to human papillomavirus to certain students; to provide for rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	Martiny
Alario	Erdey	McPherson
Amedee	Gautreaux B	Morrish
Cassidy	Gray	Mount
Cheek	Hebert	Murray
Cravins	Heitmeier	Quinn
Donahue	Kostelka	Shepherd
Dorsey	LaFleur	Smith
Total - 27		

NAYS

Crowe	Riser	Thompson
Long	Shaw	Walsworth
Total - 6		

ABSENT

Broome	Jackson	Nevers
Gautreaux N	Michot	
Total - 5		

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

HOUSE BILL NO. 773—

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 33:9097.4, relative to East Baton Rouge Parish; to create the Capital Heights Neighborhood Improvement 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.

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

June 3, 2008

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

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Dupre, Michot, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Total. Lists names like Gautreaux N, Jackson, Riser.

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

HOUSE BILL NO. 809—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 32:410(A)(3)(a)(ii) and 707(B) and to enact R.S. 47:501(C), relative to requirements for driver's licenses, motor vehicle registrations, and certificates of title; to provide for the definition of full legal name; to provide relative to application requirements for motor vehicle registrations and certificates of title; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed House Bill No. 809 by Representative Lopinto

AMENDMENT NO. 1
On page 1, line 2 after "47:501(C)" and before ",," insert "and 707.4"

AMENDMENT NO. 2
On page 1, line 3 after "vehicle" and before "registrations" insert "and trailer"

AMENDMENT NO. 3
On page 1, line 5 after "title;" insert "to provide certain terms, conditions, procedures and requirements; to provide procedures for title and registration of certain trailers and mobile homes; to provide relative to rules and regulations;"

AMENDMENT NO. 4
On page 1, line 8 after "reenacted" insert "and R.S. 32:707.4 is hereby enacted"

AMENDMENT NO. 5
On page 3, between lines 6 and 7 insert the following:
"* * *

§707.4. Alternate procedure to title trailers
A. Every owner of a trailer, light-trailer, boat trailer, farm trailer, travel trailer, and mobile home, as defined according to R.S. 47:451, which has not been previously titled or licensed in another state, and for which no record exists with the Department, shall be eligible to receive a certificate of title and register the trailer with the Department of Public Safety and Corrections if the following conditions are met:

(1) The individual applicant shall sign a Hold Harmless Affidavit, on a form approved by the department, in the presence of a commissioned notary public of this state.

(2) The individual applicant shall sign a sworn affidavit describing in full detail the act translative of ownership by which the individual applicant claims to have acquired ownership of the trailer in question, list any individuals involved in the acquisition of the trailer, and the purchase price of the trailer. This affidavit shall include the full description of the trailer, make, model, and vehicle identification number, and the affiant shall sign the affidavit in the presence of a commissioned notary public of this state.

(3) The individual applicant shall sign a motor vehicle application issued by the Department of Public Safety and Corrections office of motor vehicles.

(4) In the event the individual applicant cannot provide documentation proving ownership of the trailer, either a bill of sale or receipt, the individual applicant must obtain two sworn affidavits from individuals who shall have personal knowledge of the manner in which the individual applicant acquired the ownership of the trailer in question. The affiant shall sign and date the affidavit, which shall include the full description of the trailer, make, model, and vehicle identification number, in the presence of a commissioned notary public of this state.

(5) The owner of the trailer shall obtain a physical inspection of the trailer conducted by a Louisiana post-certified law enforcement officer as provided for in R.S. 47:477.

(6) The owner of the trailer shall obtain a NCIC Check issued by a Louisiana post-certified law enforcement officer or motor vehicle officer.

(B) Upon meeting the requirements of Paragraphs (A)(1) through (6) of this Section, the individual applicant shall present to the department the documentation required in Paragraphs (A)(1) through (6) of this Section together with any fees or taxes that may be due.

(C) Upon the submission of the above referenced documentation to the department, the owner of the trailer shall be eligible to receive a Louisiana registration of the trailer and vehicle license plate for the trailer in conjunction to R.S. 47:462. The department shall not issue a certificate of title for the trailer until the completion of one year from the date of registration in which a motor vehicle officer must conduct a NCIC Check. With the verification from NCIC, the motor vehicle office shall print a Louisiana motor vehicle title for the trailer and mail the title to the stated registered owner.

(D) The department shall promulgate any rules and regulations as are necessary to implement the provisions of this Section.

(E) The issuance of a title pursuant to this Section shall not preclude another person from judicially asserting their ownership to the trailer in question."

AMENDMENT NO. 6
On page 4, line 3 after "Act" insert ",," except for the provisions enacting R.S. 32:707.4,"

AMENDMENT NO. 7

On page 4, after line 5 insert the following:

"Section 4. The provisions of R.S. 32:707.4 shall become effective on August 15, 2008."

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	Mount
Total - 2	

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

HOUSE BILL NO. 1112—

BY REPRESENTATIVES GARY SMITH, BILLIOT, DIXON, AND GISCLAIR

AN ACT

To amend and reenact R.S. 38:100(introductory paragraph), 101, and 103(B), relative to the Westwego to Harvey Canal hurricane protection project; to provide for the extension of the West Bank and vicinity hurricane protection project; 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

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

Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 17—

BY REPRESENTATIVE ELLINGTON

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gray	Jackson	Walsworth
Total - 3		

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

HOUSE BILL NO. 27—

BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 33:452, relative to mayors' courts; to require the appointment of a court magistrate for the mayor's court in Evergreen; to provide for the powers of the magistrate; to provide for the salary of the magistrate; and to provide for related matters.

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

June 3, 2008

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

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 40—
BY REPRESENTATIVES HAZEL AND NORTON
AN ACT

To amend and reenact R.S. 14:82(B), (C), (D), and (E) and 82.1(B) and to enact R.S. 14:82(F) and 82.1(C), relative to prostitution; to provide with respect to the crimes of prostitution and prostitution involving persons under age seventeen; to provide for a definition of "sexual intercourse"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson
Total - 2

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

HOUSE BILL NO. 42—
BY REPRESENTATIVE MONTUCET
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gautreaux N
Total - 3

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

HOUSE BILL NO. 43—
BY REPRESENTATIVE GEYMAN
AN ACT

To amend and reenact R.S. 51:1943(A)(1), relative to express warranties on new motor vehicles; to provide for changes in express warranties on new motor vehicles; and to provide for related matters.

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

HOUSE BILL NO. 53—
BY REPRESENTATIVE MILLS
AN ACT

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

The bill was read by title. Senator Cassidy moved the final passage of the 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	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 65—

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 40:1730.22(A) and (D), relative to the Louisiana State Uniform Construction Code Council; to provide for term limits on members of the council and a term limit for its chairman; to provide for payment of expenses and mileage incurred by members while attending council meetings; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson
Total - 3

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

HOUSE BILL NO. 73—

BY REPRESENTATIVE AUSTIN BADON

AN ACT

To enact R.S. 14:95.1.2, relative to offenses affecting the public safety; to create the crime of illegally supplying a felon with ammunition; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 98—

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

AN ACT

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

The bill was read by title. Senator Martiny moved the final passage of the 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	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 143—

BY REPRESENTATIVE CROMER

AN ACT

To enact R.S. 13:5202(E), relative to the City Court of Slidell; to provide for the civil jurisdictional amount for the small claims division; and to provide for related matters.

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

June 3, 2008

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, Kostelka, Shaw, Cravins, LaFleur, Shepherd, Crowe, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson, Dupre, Michot. Total - 37

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

HOUSE BILL NO. 144— BY REPRESENTATIVE CROMER AN ACT

To amend and reenact R.S. 13:2487.2, relative to qualifications of office for the City Court of Slidell; to increase the time that a city judge must have been licensed to practice law in the state prior to his election; and to provide for related matters.

The bill was read by title. Senator Donahue 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, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Kostelka, Shaw, Cravins, LaFleur, Shepherd, Crowe, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson, Dupre, Michot. Total - 37

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

HOUSE BILL NO. 154— BY REPRESENTATIVE MILLS AN ACT

To enact R.S. 46:437.13(D), relative to the Department of Health and Hospitals; to provide authority for the department to certify that health care providers enrolled in the Medical Assistance Program are out of business; to provide that out-of-business providers cannot collect overpayments; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns 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, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson. Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

Senator Broome in the Chair

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

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

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed House Bill No. 157 by Representative Connick

AMENDMENT NO. 1

On page 2, line 14, between "defendant" and the comma ", " insert "who takes an appeal"

On motion of Senator Quinn, 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

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

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 177—
BY REPRESENTATIVES PONTI AND SCHRODER
AN ACT

To amend and reenact R.S. 40:1573(3) and 1578.7(B), relative to the State Uniform Fire Prevention Code; to provide for definitions; to provide for exemptions to the State Uniform Fire Prevention Code; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Marionneaux
Total - 1

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 188—
BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:215.13(D), relative to group health insurance; to provide for noncontinuation of benefits; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 191—
BY REPRESENTATIVE KLECKLEY
AN ACT

To enact R.S. 22:250.34(E), relative to health insurance; to provide with respect to limitations on retroactive denial and recoupment of health insurance claims; and to provide for related matters.

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

HOUSE BILL NO. 197—
BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 32:1261(2)(j), relative to the repair of school buses; to allow additional service providers for body work performed on school buses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn

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Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 198—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.22(C), 1730.26(2), and 1730.28(A)(introductory paragraph) and (C), relative to the adoption of the state uniform construction code; to provide for the adoption of an amendment to the state uniform construction code after a showing that the amendment provides a reasonable degree of affordability; to require the review and evaluation of each new edition of the International Residential Code upon its release; to require the update of the state uniform construction code within two years of the release of the latest edition; to require the evaluation, adoption, and amendment of only the latest editions of the codes and standards comprising the state uniform construction code; to require the evaluation and adoption of the latest edition of the International Residential Code; and to provide for related matters.

The bill was read by title. Senator Donahue 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Walsworth
Total - 1

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

HOUSE BILL NO. 205—
BY REPRESENTATIVES MILLS AND LEBAS
AN ACT

To amend and reenact R.S. 37:1207(B), 1208, 1213, 1214, and 1230(C), relative to the Louisiana Pharmacy Practice Act; to provide for applications for renewal of licenses, registrations, certificates, and pharmacy permits; to provide for the waiver of renewal requirements while in military service; to provide for required notifications for changes of employment and mailing address; and to provide for related matters.

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

HOUSE BILL NO. 208—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 36:746(A)(introductory paragraph), (B), (C), and (D) and R.S. 49:229(A) and (C)(introductory paragraph) and (3), relative to the First Stop Shop within the Department of State; to change the name from the First Stop Shop to the office of GeauxBiz; 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 220—
BY REPRESENTATIVE ARNOLD
AN ACT

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

The bill was read by title. 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 224—

BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:1078(B)(2), relative to fees assessed by the commissioner of insurance; to provide that each health maintenance organization shall pay an annual financial regulation fee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 241—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:72.1.1, relative to misappropriation without violence; to create the crime of forgery of insurance or an insurance identification card; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 247—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average monthly fuel sales calculated annually; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales calculated quarterly for the first year of operation and for monthly fuel sales calculated annually thereafter; 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

Mr. President	Dupre	Michot
Alario	Gautreaux B	Mount
Amedee	Gray	Murray
Cheek	Jackson	Quinn
Cravins	LaFleur	Shepherd
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	

Total - 20

NAYS

Adley	Kostelka	Riser
Broome	Long	Shaw
Cassidy	McPherson	Smith
Donahue	Morrish	Walsworth
Erdey	Nevers	

Total - 14

ABSENT

Crowe	Hebert
Gautreaux N	Heitmeier

Total - 4

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

Notice Regarding Vote

Senator Thompson stated he had voted in error on House Bill No. 247. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 251—

BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 15:574.10, relative to conviction of a felony while on parole; to provide that a new sentence of imprisonment of a conviction while a person is on parole shall be served concurrently; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Duplessis
Total - 1

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

HOUSE BILL NO. 290— BY REPRESENTATIVES DIXON AND TUCKER AN ACT

To amend and reenact R.S. 42:1141(B)(1)(a) and (C)(1), (2), and (3), relative to the enforcement of laws within the jurisdiction of the Board of Ethics; to require the board to provide certain information to the accused and the complainant; to provide relative to deadlines for the provision of such information; to provide relative to the issuance of charges by the board; to provide relative to the content of such charges; to provide relative to hearings on such charges; to require the board to consider offering consent opinions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Gautreaux N
Total - 1

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

HOUSE BILL NO. 298— BY REPRESENTATIVE ELLINGTON AN ACT

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

The bill was read by title. Senator Riser moved the final passage of the 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, Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 371— BY REPRESENTATIVE CONNICK AN ACT

To enact R.S. 18:1505.2(I)(5), relative to the use of campaign funds for payments or expenditures to family members of a candidate; to prohibit the use of a campaign contribution, loan, or transfer of funds by a candidate or the principal or any subsidiary political committee of a candidate to make any payment or expenditure to any immediate family member of the candidate; to provide definitions and exceptions; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 371 by Representative Connick

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "amend and reenact R.S. 18:1483(14)(b), to enact R.S. 18:1505.2(I)(5), and to repeal R.S. 18:1483(14)(c) and 1501.2, relative to campaign finance; to provide for the use of campaign funds for payments or"

AMENDMENT NO. 2

On page 1, line 7, after "exceptions;" insert "to provide for the definition of certain political committees; to remove provisions requiring reporting of campaign contributions and expenditures by certain political organizations;"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 18:" insert "1483(14)(b) is hereby amended and reenacted and R.S. 18:"

AMENDMENT NO. 4

On page 1, between lines 9 and 10 insert the following:
"§1483. Definitions

As used in this Chapter, the following terms shall have the meanings herein given to each unless the context clearly indicates otherwise:

(14) * * *
* * *

(b) ~~Except as provided in Subparagraph (c) of this Paragraph, an~~ An entity that during the reporting period has supported candidates in states other than Louisiana; has received less than fifty percent of its total receipts for the applicable reporting period from Louisiana candidates or committees formed to support Louisiana candidates; and has expended less than fifty percent, but not more than twenty thousand dollars, of its total disbursements for the applicable reporting period in support of or in opposition to Louisiana candidates shall not constitute a "political committee" for purposes of requirements of R.S. 18:1491.1 through 1491.8 which would require such an entity to keep records and submit reports.

AMENDMENT NO. 5

On page 3, before line 1 insert the following:
"Section 2. R.S. 18:1483(14)(c) and 1501.2 are hereby repealed."

AMENDMENT NO. 6

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

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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	Martiny	Thompson
Dupre	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Crowe Marionneaux
Total - 2

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

HOUSE BILL NO. 375—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 3:4383(C), R.S. 30:6.1(C), 77, 90(A), 101.10(A), 142(E)(3), 144(B), 1355(C)(4), 1356, 1402(A), 2004(9), 2011(D)(16) and (21)(e), 2050.7(E)(3), 2058(1), 2060(N)(10), 2106(B)(3), 2117(D) and (G), 2162(A)(2), 2179(C), 2191.1, 2195(B) and (E), 2195.9(A)(6), 2226(B)(introductory paragraph) and (E), 2377 (introductory paragraph), 2378(B), 2413(A)(8) and (9)(b), 2418(H)(introductory paragraph) and (3) and (J), 2457(C)(1), 2458(A)(1)(c), 2525(C)(18), and 2551(H), R.S. 31:149(A), R.S. 38:245(B)(3), 3097.3(C)(10), and 3097.6(A), R.S. 41:16(B), 134(D), 140(B), (C), and (F), 151(B), (C), (G), and (H), 1702(D)(2)(d), and 1733(D), R.S. 49:213.4(A)(3), 213.6(D)(1), 214.7(C), 214.9(C), 214.12(A)(1)(o), 214.37, 953(F)(3)(h), and 968(B)(11), (13), and (22), and R.S. 56:109.2(B), 266(F), 279(E), 360.3(A)(5), 409.1(C), 431.1(A)(2)(c), 575, 699.21(B)(12), 700.2(A)(3), 700.3(C), and 700.14(C), relative to the House Committee on Natural Resources and Environment; to provide for the oversight of rules and regulations, the receipt of certain reports, and the approval of certain actions by the House Committee on Natural Resources and Environment; to provide for instructions to the Louisiana State Law Institute; and to provide for related matters.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 375 by Representative Dove

AMENDMENT NO. 1

On page 11, line 5, change "Beginning June 1, 1993, the" to "~~Beginning June 1, 1993, the~~ The"

On motion of Senator Kostelka, the amendments were adopted.

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 375 by Representative Dove

AMENDMENT NO. 1

On page 2, line 2, after "Environment" insert "and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development"

AMENDMENT NO. 2

On page 12, delete lines 13 and 14, and insert "Environment and the Senate Committee on Environmental Quality ~~Committee of the Senate~~ of all disbursements of monies from the Tank"

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AMENDMENT NO. 3

On page 27, line 19, delete "~~However~~ In addition" and insert "However"

AMENDMENT NO. 4

On page 27, line 22, delete "~~the House Committee on the Environment and~~" and insert "the House Committee on the Natural Resources and Environment and"

On motion of Senator Dupre, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Gautreaux N	Smith
Total - 3		

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

HOUSE BILL NO. 385—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 22:1430.12(A)(2) and (C) and R.S. 44:4.1(B)(10), relative to the Louisiana Citizens Property Insurance Corporation; to provide for information required for ratemaking; to provide for confidentiality; to provide for the effective date of rate changes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Amedee	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	LaFleur	Smith

Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Dupre	Martiny	
Total - 35		

NAYS

Total - 0

ABSENT

Duplessis	Nevers	Quinn
Total - 3		

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

HOUSE BILL NO. 391—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:542(D) and 542.1.4(A)(1) and to enact R.S. 15:542.1.4(A)(3), relative to sex offender registration; to provide with respect to the annual registration fee; to provide that the crime of failure to register as a sex offender shall include the failure to pay the registration fee; to provide for criminal penalties; and to provide for related matters.

The bill was read by title. Senator Amedee 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

Mr. President in the Chair

HOUSE BILL NO. 392—

BY REPRESENTATIVES GALLOT, AUBERT, BILLIOT, BURRELL, CARMODY, DIXON, GISCLAIR, GREENE, HARRISON, HONEY, GIROD, JACKSON, MICHAEL JACKSON, ROSALIND JONES, KATZ, LEGER, LORUSSO, MORRELL, PETERSON, PONTI, RICHARD, RICHMOND, ROY, JANE SMITH, WILLIAMS, AND WILLMOTT
AN ACT

To amend and reenact R.S. 42:7(A)(1)(b)(i) and (ii), relative to public meetings; to provide relative to a provision authorizing a public body to consider matters not on the agenda of a meeting under certain circumstances; to provide for certain actions and requirements relative to such matters; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Morrish
Alario	Dupre	Murray
Amedee	Erdey	Quinn
Broome	Gray	Riser
Cassidy	Heitmeier	Shaw
Cheek	Kostelka	Shepherd
Cravins	LaFleur	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth
Dorsey	McPherson	
Total - 29		

NAYS

Adley	Hebert	Mount
Gautreaux N	Long	Nevers
Total - 6		

ABSENT

Gautreaux B	Jackson	Michot
Total - 3		

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

HOUSE BILL NO. 400—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 14:207(B), relative to motor vehicles; to provide relative to the removal or alteration of identifying numbers; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Kostelka	Quinn	Walsworth
Total - 3		

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

HOUSE BILL NO. 413—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:67.26, relative to the theft of a motor vehicle; to create the crime of theft of a motor vehicle; to provide for the procedure for reporting a theft of a motor vehicle; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Amedee sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed House Bill No. 413 by Representative Wooton

AMENDMENT NO. 1

On page 2, line 8, between "C." and "Whoever" insert "(1)"

AMENDMENT NO. 2

On page 2, between lines 11 and 12, insert the following:

"(2) Whoever commits the crime of theft of a motor vehicle when the misappropriation or taking amounts to a sum of three hundred dollars or more but less than five hundred dollars shall be imprisoned, with or without hard labor, for not more than two years, or may be fined not more than two thousand dollars, or both.

"(3) Whoever commits the crime of theft of a motor vehicle when the misappropriation or taking amounts to a sum of less than three hundred dollars shall be imprisoned for not more than six months, or may be fined not more than one thousand dollars, or both."

On motion of Senator Amedee, the amendments were adopted.

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

HOUSE BILL NO. 434—

BY REPRESENTATIVES WOOTON AND NORTON
AN ACT

To amend and reenact R.S. 15:1352(A)(introductory paragraph) and R.S. 51:723(A) and (B) and to enact R.S. 15:1352(A)(18), relative to securities violations; to provide for racketeering provisions to be included in violations of Louisiana Securities Law; to provide criminal penalties for violations of Louisiana Securities Law; to provide for restitution; and to provide for related matters.

The bill was read by title. Senator Amedee 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd

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Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 448—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 37:3283(A)(1) and (C) and to enact R.S. 37:3272(A)(19), relative to security operations managers; to define security operations managers; to require the registration of security operations managers; to require administrative rules regarding the registration card; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 449—

BY REPRESENTATIVE PONTI

AN ACT

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

The bill was read by title. Senator Cassidy 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

Senator Amedee in the Chair

HOUSE BILL NO. 478—

BY REPRESENTATIVE HENRY BURNS

AN ACT

To enact R.S. 14:108.2, relative to offenses affecting law enforcement; to create the crime of resisting a police officer with force or violence; to provide for definitions; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 478 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 12, after "Using" and before "threatening" delete "or"

AMENDMENT NO. 2

On page 1, line 15, after "Using" and before "threatening" delete "or"

AMENDMENT NO. 3

On page 2, line 9, after "both." delete the remainder of the line and delete lines 10 and 11 in their entirety

On motion of Senator Jackson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 495—

BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATORS ALARIO, MARTINY, AND QUINN

AN ACT

To amend and reenact R.S. 29:723(3.1) and to enact R.S. 29:723(3.2), (3.3), and (3.4) and 730.3, relative to providing for evacuations and curfews during a disaster or state of emergency; to provide for definitions for voluntary, mandatory, and forced evacuations, and for essential or critical workforce; to authorize a parish president to issue evacuation orders; to authorize the governor to order evacuations; to provide for exceptions to a mandatory evacuation order; to authorize the forcible removal or arrest of persons in violation; to authorize the implementation of curfews; to authorize the regulation of assembly and sale of specific items; to provide for the lifting of the evacuation order; and to provide for related matters.

The bill was read by title. Senator Quinn 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 497—

BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 13:841.2, relative to the clerk of court of the Twenty-First Judicial District; to provide for the expenditure of certain fees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dorsey	Morrish
Kostelka	Riser
Total - 4	

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

HOUSE BILL NO. 500—

BY REPRESENTATIVE ARNOLD
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.

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

HOUSE BILL NO. 502—

BY REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 32:702(16) and 718, relative to the sale of auto hulks; to provide for the definition of auto hulk; to provide for regulation of the sale of an auto hulk to a scrap metal processor or a licensed automotive dismantler and parts recycler; and to provide for related matters.

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

HOUSE BILL NO. 516—

BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 22:230.1(A), relative to health insurance; to provide with respect to coverage of rehabilitative services, physical therapy, occupational therapy, and speech and language pathology therapy; and to provide for related matters.

June 3, 2008

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Crowe
Total - 1

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

HOUSE BILL NO. 517—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 37:599(B), relative to per diem paid by the Louisiana Board of Cosmetology; to provide for changes to per diem paid to members of the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Kostelka McPherson
Total - 2

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

Mr. President in the Chair

HOUSE BILL NO. 527—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact Chapter 1 of Title II of Book III of the Civil Code, to be comprised of Articles 1467 through 1469, and Chapter 5 of Title II of Book III of the Civil Code, to be comprised of Articles 1523 through 1569.1, relative to donations; to provide relative to methods of acquiring property gratuitously; to provide rules on donations; to provide formal requirements for making donations; to provide for effectiveness of donations; to provide rules for the acceptance of donations; to provide for exceptions to the rule of irrevocability of donations; to provide for revocation for ingratitude; to provide for dissolution of donations; to provide actions for dissolving donations; and to provide for related matters.

The bill was read by title. Senator Donahue 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
Cassidy Heitmeier Quinn
Cheek Jackson Riser
Cravins Kostelka Shaw
Crowe LaFleur Shepherd
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 545—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 51:912.21(6) and (8), 912.22(5), (6), and (9), 912.23(1)(e), 912.24, 912.25(3), and 912.27(C) and to enact R.S. 51:912.21(10), relative to minimum standards for installation of manufactured homes; to provide for definitions; to provide for minimum standards for installation of manufactured homes; to provide for the design of foundations and piers; to provide for installation standards for anchors and tie-downs; to provide for installation standards for used manufactured homes in hurricane zones; to provide for installation permit stickers; and to provide for related matters.

The bill was read by title. Senator Walsworth 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 548—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact Code of Civil Procedure Articles 927, 1005, 1354, 1355, 1471, 1551(A), 1916, and 2592 and to repeal Code of Civil Procedure Article 1913(E), relative to the continuous revision of the Code of Civil Procedure; to provide for the peremptory exception; to provide for affirmative defenses; to provide for subpoenas duces tecum; to provide for service of subpoenas by private person; to provide for the failure to comply with an order compelling discovery; to provide for pretrial conferences and orders; to provide for the preparation of judgments and signing of judgments; to provide for the use of summary proceedings; 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 to Reengrossed House Bill No. 548 by Representative Foil

AMENDMENT NO. 1

On page 1, line 3, between "1551(A)," and "1916" insert "1561(A),"

AMENDMENT NO. 2

On page 1, line 4, between "Procedure;" and "to" insert "to provide relative to consolidation of cases; to provide for consent;"

AMENDMENT NO. 3

On page 11, between lines 4 and 5, insert the following:

"Section 4. Code of Civil Procedure Article 1561(A) is hereby amended and reenacted to read as follows:

Art. 1561. Consolidation for trial

A. When two or more separate actions are pending in the same court, the section or division of the court in which the first filed

action is pending may order consolidation of the actions for trial, upon the written consent of each section or division of the court in which any of the latter filed actions are pending, once a trial date has been set, and after a contradictory hearing, and upon a finding that common issues of fact and law predominate.

* * *

AMENDMENT NO. 4

On page 11, line 5, change "Section 4." to "Section 5."

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 11, after line 7, add the following:

"Section 2. The provisions of Code of Civil Procedure Article 1561(A) as amended and reenacted by Section 4 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 553—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 51:911.22(10)(introductory paragraph), 911.24(J)(2) and (L), and 911.34 and to enact R.S. 51:911.22(13) and (14), relative to the Uniform Standards Code for Manufactured Housing; to provide for definitions; to provide for changes in guidelines for a retailer's license; to provide for guidelines for suits filed by the Louisiana Manufactured Housing Commission; to provide for a venue for a suit filed by the commission; to provide for reasonable costs payable to the commission; and to provide for related matters.

June 3, 2008

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: 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, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson.

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 586—

BY REPRESENTATIVE HARDY

AN ACT

To amend and reenact R.S. 15:262(C), relative to the protection of witnesses; to provide that witness protection may include the establishment of a new identity and relocation and twenty-four-hour security; to provide for legislative appropriation of funds; and to provide for related matters.

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

HOUSE BILL NO. 641—

BY REPRESENTATIVE GIROD JACKSON

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: 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, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson.

Duplessis
Dupre
Total - 38

Martiny
McPherson

Walsworth

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 648—

BY REPRESENTATIVES GALLOT, JOHNSON, AND TUCKER

AN ACT

To amend and reenact R.S. 42:1124.2(A) and 1124.3(A) and to enact R.S. 42:1124.2(G)(5) and 1124.3(D)(3), relative to financial disclosure; to require certain disclosures by certain public servants; to require certain disclosures by members of certain boards and commissions; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 653—

BY REPRESENTATIVES LABRUZZO, ABRAMSON, AUSTIN BADON, BARROW, BILLIOT, BURFORD, TIM BURNS, BURRELL, CHANEY, CROMER, DOERGE, GISCLAIR, HARRISON, HAZEL, HINES, JOHNSON, KATZ, LEBAS, LIGI, LORUSSO, MILLS, NOWLIN, PETERSON, POPE, RICHARD, SIMON, TALBOT, TUCKER, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 28:53(B)(1), (F), (G)(2), and (J)(1) and (3) and to enact R.S. 28:53(B)(4), relative to mental health admissions by emergency certificate; to allow for the actual examination of a patient conducted by a health care provider, parish coroner, or authorized physician to be conducted by telemedicine utilizing video conferencing technology; to make certain requirements for telemedicine examinations; to provide for procedures related to the issuance of a certificate; to require an in-person independent examination by the coroner in certain cases; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: 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, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson.

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 654—

BY REPRESENTATIVES WOOTON, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANEY, CONNICK, DOWNS, GALLOT, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENRY, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, JOHNSON, ROSALIND JONES, KATZ, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MORRELL, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, ROY, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 14:67.4(C), (D), and (E), 67.16(C)(4), (D), (E), (F), and (G), 67.22(C), 70.4(E)(1), (2), and (3), 71.1(B), and 72.2(B) and to enact R.S. 14:67.16(H), 67.22(D), 70.4(E)(4), 71.1(C), and 72.2(D), relative to offenses against property; to amend the criminal penalties for certain offenses against property; to require that persons convicted of certain offenses against property be ordered to make restitution; to provide for periodic payment plans when the offender is found to be indigent; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 751—

BY REPRESENTATIVE WOOTON

AN ACT

To enact R.S. 15:1352(A)(18), relative to racketeering; to add the crime of identity theft to the definition of "racketeering activity"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 752—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 14:102.8(D) and (E), relative to the crime of injuring or killing of a police animal; to amend the criminal penalties for the crime of injuring or killing of a police animal; to require the offender to pay restitution; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

June 3, 2008

HOUSE BILL NO. 762—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 42:1120, relative to ethics; to provide relative to recusal of elected officials under certain circumstances; to allow for certain participation under certain circumstances; and to provide for related matters.

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 786—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 14:98(D)(1)(a) and (b)(introductory paragraph) and (E)(1)(a) and (b)(introductory paragraph), relative to offenses involving operating a vehicle while intoxicated; to provide with respect to the crime of operating a vehicle while intoxicated; to amend the criminal penalties for such crime; to provide relative to community service; and to provide for related matters.

The bill was read by title. Senator Walsworth 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
Cassidy Heitmeier Quinn
Cheek Jackson Riser
Cravins Kostelka Shaw
Crowe LaFleur Shepherd

Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 877—
BY REPRESENTATIVE MILLS AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 37:3461, 3462(2) through (5), 3463(C), 3467(A)(2) and (3), 3469, 3470, 3472, 3473, 3474.1(A)(1), (2), (5), and (6) and (B), 3478(C), 3479(A), and 3480 and to enact R.S. 37:3462(6) through (16), 3467(B)(5), 3474, 3474.1(A)(7) and (8) and (C) through (F), 3474.2, 3474.3, 3474.4, and 3477, relative to the Louisiana Wholesale Drug Distributors Act; to provide for a short title; to provide for definitions; to set the terms of board members; to provide for the powers and duties of the board; to provide for qualifications and requirements for licensure; to provide for inspections; to provide for applicants from other states; to provide for the denial, revocation, or suspension of a license; to provide for enforcement proceedings; to provide for injunction proceedings; to provide for quarantine of a legend drug or device; to authorize the board to obtain criminal history record information; to provide for penalties; to provide for fees; to provide for unauthorized sales; and to provide for related matters.

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

HOUSE BILL NO. 920—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 40:1730.22(A), 1730.23(A) and (C), 1730.24(B), 1730.25, 1730.30(A) and (B), and 1730.35(B), relative to the Louisiana State Uniform Construction Code; to prohibit a per diem or other compensation for the Louisiana State Uniform Construction Code Council; to provide for registration of third-party providers; to prohibit officers or providers from conducting a plan review or inspections in certain circumstances; to provide for discretionary acts by government agencies, employees, and officials; to define residential accessory structure; to exempt certain residential accessory structures from regulation; to provide for changes to the application and issuance of certificates of registration; and to provide for related matters.

Floor Amendments Sent Up

Senator Walsworth sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed House Bill No. 920 by Representative Fannin

AMENDMENT NO. 1

On page 5, line 7 after "camp." delete the rest of the line and delete lines 8 and 9

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 925—

BY REPRESENTATIVE CORTEZ
AN ACT

To enact R.S. 22:669.1, relative to health insurance; to provide relative to benefits for certain health-related services lawfully performed by a licensed marriage and family therapist; and to provide for related matters.

The bill was read by title. Senator LaFleur 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
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 939—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 45:1162, relative to the salaries of the Louisiana Public Service Commission; to increase the salaries for the members of the Louisiana Public Service Commission; and to provide for related matters.

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

HOUSE BILL NO. 941—

BY REPRESENTATIVE TALBOT
AN ACT

To enact R.S. 40:1730.40, relative to enforcement of building codes by municipalities and parishes; to provide for provisions of the state constitution and home rule charters in relation to the state construction code; and to provide for related matters.

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 967—

BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 46:2116.2(C)(4), relative to the State Personal Assistance Services Program; to allow individuals with significant disabilities eligible for the program to choose a qualified provider anywhere in the state; and to provide for related matters.

The bill was read by title. Senator Nevers 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

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Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

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. Senator Kostelka 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	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Nevers
Total - 1

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

HOUSE BILL NO. 1114—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 36:475.1(B) and to enact R.S. 36:8(E)(2)(d) and 474(A)(12), relative to organization of the Department of Social Services; to transfer certain powers,

functions, and responsibilities for the department from the department undersecretary to the department secretary; to provide for their respective powers and responsibilities; and to provide for related matters.

The bill was read by title. Senator Gray 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	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Nevers
Total - 1

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

HOUSE BILL NO. 1118—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 16:17(C), relative to the salary of victims assistance coordinators; to increase their annual salary; 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

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

NAYS

Riser
Total - 1

ABSENT

Gautreaux N Mount
 Marionneaux Nevers
 Total - 4

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

HOUSE BILL NO. 1122—

BY REPRESENTATIVES BOBBY BADON, ABRAMSON, ARNOLD, BARROW, HENRY BURNS, BURRELL, CARMODY, CHANDLER, DIXON, EDWARDS, GALLOT, GISCLAIR, ELBERT GUILLORY, HARDY, HINES, GIROD JACKSON, ROSALIND JONES, SAM JONES, LABRUZZO, LAFONTA, LEGER, LIGI, MARCHAND, MONTOUCET, PUGH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND WADDELL

AN ACT

To amend and reenact R.S. 18:1309(A)(2) and 1400.8, relative to voting; to provide for the office hours of the registrar of voters during the early voting period; to provide relative to certain election expenses related to early voting; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Morrish
 Total - 1

ABSENT

Gautreaux N
 Total - 1

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

HOUSE BILL NO. 1131— (Substitute for House Bill No. 450 by Representative Wooton)

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 27:44.1(D) and (G), relative to riverboat inspections; to provide for alternative inspections for riverboats licensed to conduct gaming activities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Thompson
 Total - 1

ABSENT

Long Riser Shepherd
 Total - 3

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

HOUSE BILL NO. 1147—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to extend the termination date of the unit; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

June 3, 2008

HOUSE BILL NO. 1170—

BY REPRESENTATIVE ARNOLD AN ACT

To enact R.S. 32:1274(E), relative to licensing fees charged by the Louisiana Motor Vehicle Commission; to provide for licensing fees of warrantors; and to provide for related matters.

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

HOUSE BILL NO. 1179—

BY REPRESENTATIVE FOIL AN ACT

To amend and reenact the heading of Part X of Chapter 1 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 and to enact R.S. 9:2242, relative to trusts; to provide for service of process; to provide for the appointment of a registered agent; to provide for the resignation of a registered agent; to provide for successor agents; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: 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, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1203—

BY REPRESENTATIVES HAZEL, HOWARD, AND DOWNS AN ACT

To amend and reenact R.S. 14:67.12, relative to the theft of timber; to provide for the elements of the offense; to provide for criminal penalties for the theft of timber; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount

Table with 3 columns: Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1204—

BY REPRESENTATIVE WILLIAMS AN ACT

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

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 1204 by Representative Williams

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 13:2586(D) and to"

AMENDMENT NO. 2

On page 1, line 4, after "constables;" insert "to provide relative to appeals;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 13:2586(D) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, delete line 17 and insert "D. Persons found liable in a justice of the peace court for a litter, removal, disposition, or abandonment violation pursuant to Subsection C shall have the right of direct appeal to the district court by trial de novo for the parish in which the justice of the peace court is situated. The appeal must be filed within ten days of the date of the judgment and notice of the appeal must be given within the ten-day period to the justice of the peace who adjudicated the matter, the district court to which the matter is being appealed, and the district attorney for the district in which the parish and justice of the peace court are located. The appeal from a decision of the district court shall be the same as provided by law for appeals of civil matters adjudicated by a district court. If the judgment is sustained on appeal, the defendant may be assessed additional court costs by the district court as authorized by law."

* * *

On motion of Senator Jackson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1224—

BY REPRESENTATIVE NOWLIN

AN ACT

To enact R.S. 40:2120.8, relative to home- and community-based service providers; to place a moratorium on licensure of new home- and community-based service providers that provide personal care attendant services, respite care services, and supervised independent living program services, with certain exceptions; to provide that the Department of Health and Hospitals may license new or additional home- and community-based service providers if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide a special effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1269—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:2006.1(B), relative to Medicare surveys for health care providers; to require approval from the Centers for Medicare and Medicaid Services for the Department of Health and Hospitals to conduct initial Medicare surveys; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1273—

BY REPRESENTATIVE TUCKER

AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2781 and 2782, relative to long-term care services; to provide for legislative findings; to direct the Department of Health and Hospitals to develop and implement cost control mechanisms for the Long-Term Personal Care Services program and the New Opportunities Waiver; to provide for the convening of a stakeholder group; to allow the department to promulgate and adopt rules and regulations to implement cost control mechanisms; to provide for a presentation to the Joint Legislative Committee on the Budget and the House and Senate committees on health and welfare relative to implementation of such mechanisms; and to provide for related matters.

Floor Amendments Sent Up

Senator Alario sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Reengrossed House Bill No. 1273 by Representative Tucker

June 3, 2008

AMENDMENT NO. 1

On page 4, line 14 after "Act," and insert "subject to approval by the joint legislative committee on the budget,"

On motion of Senator Alario, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. President Total - 1

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

HOUSE BILL NO. 1311—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for exceptions for United States attorneys and assistant United States attorneys and investigators when POST certified; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Senators: 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, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson. Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 1324—

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 14:80(A) and 80.1(A), relative to carnal knowledge of a juvenile; to amend the elements of felony carnal knowledge of a juvenile; to amend the elements of misdemeanor carnal knowledge of a juvenile; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Senators: Mr. President, Dupre, Michot, Adley, Erdey, Morrish, Alario, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, LaFleur, Shaw, Crowe, Long, Shepherd, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth. Total - 36

NAYS

Total - 0

ABSENT

Gray

Total - 2

Kostelka

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

Senator N. Gautreaux in the Chair

HOUSE BILL NO. 1333—

BY REPRESENTATIVE MILLS

AN ACT

To enact Part II-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:31 through 37, relative to forensic supervised transitional residential and aftercare facilities; to provide for definitions; to provide for the licensure of such facilities; to authorize the Department of Health and Hospitals to promulgate rules and regulations; to authorize inspections; to provide for licensing fees; to provide for the punishment of violators; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hebert
Total - 1

ABSENT

Cassidy Kostelka
Total - 2

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

HOUSE BILL NO. 1336—
BY REPRESENTATIVE AUBERT
AN ACT

To enact R.S. 42:1123(40), relative to the Code of Governmental Ethics; to provide for an exception to the Code of Governmental Ethics to allow a person to obtain a permit, and enter into certain incidental transactions, under the state uniform construction code; and to provide for related matters.

The bill was read by title. Senator Walsworth moved the final passage of the 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	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

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

Mr. President in the Chair

HOUSE BILL NO. 1341—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 40:2179(B), relative to direct service workers; to provide for minimum mandatory criteria for relatives serving as direct service workers; and to provide for related matters.

Floor Amendments Sent Up

Senator Alario sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Engrossed House Bill No. 1341 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 15 change "July 1, 2008" to "January 1, 2009"

Senator Alario moved adoption of the amendments.

Senator Long objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	LaFleur
Alario	Dupre	Martiny
Broome	Gautreaux B	Murray
Cravins	Heitmeier	
Dorsey	Kostelka	
Total - 13		

NAYS

Adley	Jackson	Quinn
Cassidy	Long	Riser
Cheek	McPherson	Shepherd
Crowe	Morrish	Smith
Erdey	Mount	Thompson
Gray	Nevers	Walsworth
Total - 18		

ABSENT

Amedee	Hebert	Shaw
Donahue	Marionneaux	
Gautreaux N	Michot	
Total - 7		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers

June 3, 2008

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

NAYS

Total - 0

ABSENT

Gautreaux N	Marionneaux
Total - 2	

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

HOUSE BILL NO. 1359— (Substitute for House Bill No. 162 by Representative Girod Jackson)

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 15:542(F), relative to sex offender registration and notification requirements; to authorize certain persons convicted of carnal knowledge of a juvenile to petition the court to waive sex offender registration and notification provisions; to provide for procedures; to provide for eligibility; to provide for a contradictory hearing; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Gautreaux N
Total - 1

ABSENT

Marionneaux	Mount
Total - 2	

The Chair declared the bill was passed and returned to the House. Senator Shepherd 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.

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 3, 2008

To the Honorable President and Members of the Senate:

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

SENATE BILL NO. 336—
BY SENATOR MICHOT AND REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 47:1508(B)(25), relative to confidential character of tax records; to provide an exemption from the confidential character of tax records for data related to cultural products districts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 167—
BY SENATORS MURRAY AND WALSWORTH
AN ACT

To enact R.S. 24:7, relative to the legislature; to provide relative to committee meetings; to allow certain committee meetings to be conducted by video conference; to allow each house of the legislature to adopt rules to facilitate meetings by video conference; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 197—
BY SENATOR HEBERT
AN ACT

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

Reported without amendments.

SENATE BILL NO. 86—
BY SENATOR MARTINY AND REPRESENTATIVE RICHMOND
AN ACT

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

Reported without amendments.

SENATE BILL NO. 38—
BY SENATOR GRAY
AN ACT

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

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

Reported without amendments.

SENATE BILL NO. 303—
BY SENATOR LAFLEUR

AN ACT

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

Reported without amendments.

SENATE BILL NO. 102—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 2:903(B), relative to the General Aviation and Reliever Airport Maintenance Grant Program; to increase the limit of Transportation Trust Fund monies made available to the program; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 146—

BY SENATORS NEVERS, ADLEY, ERDEY, B. GAUTREAU, HEITMEIER, MCPHERSON, MOUNT AND SHAW AND REPRESENTATIVE RITCHIE

AN ACT

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

Reported without amendments.

SENATE BILL NO. 525—

BY SENATOR ERDEY AND REPRESENTATIVE BILLIOT

AN ACT

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

Reported without amendments.

SENATE BILL NO. 93—

BY SENATORS QUINN AND THOMPSON

AN ACT

To amend and reenact R.S. 52:52(C)(1), relative to Uniform Federal Lien Registration; to provide for the notice and place of filing of a federal lien upon certain vessels; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 140—

BY SENATOR MARTINY

AN ACT

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

Reported without amendments.

SENATE BILL NO. 297—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1088(D) and to enact R.S. 6:1088.1(A)(8), relative to residential mortgage licensing; to provide for disclosure of information to certain regulatory agencies; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 424—

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 8:206, relative to cemeteries; to require a cemetery authority to provide a written contract for burial rights and cemetery related merchandise and services to customers; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 427—

BY SENATORS WALSWORTH AND THOMPSON

AN ACT

To amend and reenact R.S. 8:304, relative to cemeteries; to provide relative to dedication of property to cemeteries; to require the filing of an act of dedication; to provide for certain terms, conditions, and procedures; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 711—

BY SENATOR WALSWORTH

AN ACT

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

Reported without amendments.

SENATE BILL NO. 725—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:943(A)(9), (10), (11), (12) and (13), relative to the Small Business Entrepreneurship Commission; to provide for voting membership; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 14—

BY SENATOR DUPRE

AN ACT

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

Reported with amendments.

SENATE BILL NO. 116—

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

AN ACT

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

Reported with amendments.

June 3, 2008

SENATE BILL NO. 707—
BY SENATOR ERDEY

AN ACT

To enact R.S. 15:1093.1, relative to regional juvenile justice commissions; to provide for immunity from liability; to provide terms and conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 737—
BY SENATOR MORRISH

AN ACT

To designate Louisiana Highway 385 as the "Wilson Anthony 'Boozoo' Chavis Memorial Highway" and Louisiana Highway 82 in Cameron Parish as the "Rodney Guilbeaux Memorial Highway."

Reported with amendments.

SENATE BILL NO. 497—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 3:3801 (A)(1) and (B), 3803(14) and 3808(B) (3) and (I) and to enact R.S. 3:3803(17), 3808(B)(4) and (5), relative to retail florists; to provide terms and conditions of licenses and permits; to provide for the operation of automated floral climate-controlled vending kiosk systems; to provide for definitions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 777—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 45:844.55(D)(2), relative to telecommunications; to provide for enforcement; to provide for cost allocation and affiliate transaction rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 488—
BY SENATORS THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 29:725(J), relative to homeland security; to include the legislature in the emergency operations plan; to provide for a working space in the state emergency operations center; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 623—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3801(A)(1) and (B), 3803(14), and 3810 and to enact R.S. 3:3810.1 through 3810.3, relative to violations of the Horticulture Law; to provide for adjudicatory proceedings; to provide for civil penalties; to provide for enforcement; to provide technical corrections; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 12—
BY SENATOR N. GAUTREAU AND REPRESENTATIVE PERRY

AN ACT

To amend and reenact R.S. 56:799.4(B)(7) and to enact R.S. 56:799.4(B)(9), relative to the White Lake Property Advisory Board; to revise the composition of the White Lake Property Advisory Board; to provide Vermilion Parish School Board with one at-large member on the White Lake Property Advisory Board; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 81—
BY SENATOR MARTINY

AN ACT

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

Reported with amendments.

SENATE BILL NO. 305—
BY SENATOR DUPRE

AN ACT

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

Reported with amendments.

SENATE BILL NO. 57—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:403.2 and to enact Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1501 through 1511, relative to abuse and neglect of adults; to provide with respect to the failure to report incidents of adult abuse and the filing of false reports; to provide relative to acts of retaliation against persons who in good faith report suspected abuse or neglect of adults; to provide for immunities associated with good faith reporting; to provide for reporting of adult abuse and neglect, and the assignment, investigation, and disposition of such reports by appropriate state agencies; to provide penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 71—
BY SENATOR MARTINY

AN ACT

To enact the Code of Criminal Procedure Article 211.5, relative to arrest; to provide for the issuance of a summons in certain circumstances; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 237—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 14:79.1(A), relative to criminal abandonment; to provide for the crime of criminal abandonment; to provide for the elements of such crime; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 249—
BY SENATORS MOUNT AND MORRISH AND REPRESENTATIVES FRANKLIN AND GEYMAN

AN ACT

To amend and reenact R.S. 40:2116(D)(2) and to repeal R.S. 40:2116(D)(3), relative to the moratorium on beds in nursing facilities; to remove the prohibition on the replacement of existing nursing facilities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 590—
BY SENATOR BROOME

AN ACT

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

Reported with amendments.

SENATE BILL NO. 697—
BY SENATOR DUPRE

AN ACT

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

Reported with amendments.

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 2, 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. 88—
BY SENATOR CHAISSON AND REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION

To commend James Michael Bell of Hahnville High School, son of Beth and Marlon Bell, upon his selection as a representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 90—
BY SENATOR GRAY AND REPRESENTATIVE PETERSON
A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate June 4, 2008, as Delta Sigma Theta Sorority "Red and White" Day at the Legislature of Louisiana.

Reported without amendments.

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

Rules Suspended

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

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

The following Senate Bills and Joint Resolutions on Second Reading to be referred, subject to call were read and acted upon as follows:

Called from the Calendar

Senator Cheek asked that Senate Bill No. 684 be called from the Calendar at this time.

SENATE BILL NO. 684—
BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 47:6022(E)(2)(b), relative to the Louisiana digital interactive media producer tax credit; to delete the requirement that the commissioner of administration approve the issuance of a credit certification letter; to provide for an effective date; and to provide for related matters.

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

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**

June 3, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 81—
BY REPRESENTATIVE NOWLIN
A CONCURRENT RESOLUTION

To create a task force to study and resolve problems between the contract poultry growers and poultry integrators and to recommend the best practices and approaches to resolving their problem; to require that a report of its findings and recommendations be submitted to the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture specifying its activities, problems, recommendations, and action taken on recommendations.

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVE HOWARD
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to study whether the caseload of the Eleventh Judicial District Court, comprised of Sabine Parish, warrants the creation of an additional judgeship.

HOUSE CONCURRENT RESOLUTION NO. 104—
BY REPRESENTATIVES MONICA AND LEGER
A CONCURRENT RESOLUTION

To authorize and request that the Board of Examiners of Certified Shorthand Reporters study whether there is a shortage of certified court reporters in rural parishes of the state and report its findings and recommendations to the House of Representatives prior to the convening of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in fulfilling the board's constitutional duties to formulate and make timely revision of a master plan for postsecondary education, which shall include a formula for the equitable distribution of funds to the institutions of postsecondary education, to require, effective with Fiscal Year 2009-2010 and thereafter, that at least fifteen percent of an

institution's funding pursuant to the formula be allocated based on performance standards, including but not limited to improvements in student retention and graduation rates and increases in the amounts of external funding generated for the institution compared to institutional peers.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVES TRAHAN, HARDY, AND HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana High School Athletic Association, to study all issues relative to minimum academic eligibility requirements for participation by students in interscholastic athletics and other extracurricular activities, including but not limited to a review of other states' policies and laws relative to such issue, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 1, 2009.

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Veterans Affairs and the Veterans Affairs Commission to study and make recommendations before the 2009 Regular Session of the Legislature, to establish the Afghanistan, Iraq, Global War on Terror Bonus Plan and to recommend a program for payments to certain Louisiana residents who have been deployed for active duty in either Operation Enduring Freedom, Operation Iraqi Freedom, or the Global War on Terror.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE KATZ
A CONCURRENT RESOLUTION

To recognize June 12, 2008, as the Daughters of the American Revolution, Sons of the American Revolution, and Children of the American Revolution Day in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 125—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Department of Labor to study the need for an annual cost-of-living wage increase for direct support professionals and design a plan for implementing such raises for direct support professionals.

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision of the laws relative to the use and prohibition of counterletters.

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION

To urge and request nonprofit corporations located within the state of Louisiana who conduct charitable gaming to utilize charitable gaming proceeds solely for educational, charitable, patriotic, religious, or public-spirited purposes within the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections, the sheriff, or any operator of a private correctional facility to provide notification within one hour of discovery of the escape of a prisoner to the newspaper of general circulation in the area where the prisoner escaped and to the radio and television media servicing the area where the prisoner escaped for publication and broadcast.

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE HARDY AND SENATOR CRAVINS
A CONCURRENT RESOLUTION

To designate the city of Opelousas as the Zydeco Capital of the World.

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the public postsecondary education management boards, to study current policies and practices relative to the accessibility of textbooks and other instructional materials for use by blind students at public postsecondary educational institutions and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 110—
BY REPRESENTATIVES JANE SMITH, HENRY BURNS, EDWARDS,
HOFFMANN, AND TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program testing schedule to provide for the administration of the tests required pursuant to the program to begin no earlier than the second week of April for the 2009-2010 school year and no earlier than the first week of May for the 2010-2011 school year and thereafter, and to adopt a policy prohibiting any public elementary or secondary school from starting the school year prior to the last week of August.

HOUSE CONCURRENT RESOLUTION NO. 126—
BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct an audit of the Greater New Orleans Expressway Commission.

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and review recommended best practices relative to the use of additional safety devices not currently required by law to alert motor vehicle drivers when a school bus is preparing to stop or is stopped on a roadway for the loading or unloading of riders or is stopped for other reasons as required by law; to provide for the board to make certain determinations relative to establishing a pilot program to be implemented during the 2009-2010 school year for the purpose of evaluating benefits to the safety of students, other bus riders, and bus operators of requiring school buses to be equipped with such additional devices; to provide study guidelines; and to require submission of a report on study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2009 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVES ROY, ANDERS, FRANKLIN, KLECKLEY,
LAFONTA, MONICA, AND PEARSON
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to conduct a study on statutorily mandated health insurance benefits to determine what each such statutory mandate costs in terms of absolute dollars and as a percentage of total health insurance premiums.

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To request the Department of Public Safety and Corrections to study and make recommendations on the feasibility of sentencing certain offenders who violate the Uniform Controlled Dangerous Substances Law to military service as an alternative to incarceration.

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVES HOFFMANN, ARMES, AUBERT, AUSTIN, BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, LEGER, RICHARDSON, RITCHIE, PATRICIA SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in conjunction with the High School Redesign Commission, to develop and implement two separate curricular strands and two related diploma versions for high school students and to submit a written report on the status of such development and implementation to the House Committee on Education and the Senate Committee on Education not later than December 31, 2008.

HOUSE CONCURRENT RESOLUTION NO. 155—

BY REPRESENTATIVE MILLS
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the development and implementation of civil commitment procedures for the treatment of sexually violent predators and child sexual predators.

HOUSE CONCURRENT RESOLUTION NO. 116—

BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents jointly to study the feasibility and advisability of transferring the administration of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors of Community and Technical Colleges and to report study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE GARY SMITH
A CONCURRENT RESOLUTION

To memorialize the United States Congress to extend the Gulf Opportunity Zone Act of 2005 bonus depreciation benefit to all parishes in the Gulf Opportunity Zone.

HOUSE CONCURRENT RESOLUTION NO. 178—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to direct the Federal Emergency Management Agency to review its recovery policies and programs and prepare a report and outline on the social and economic issues involved in the implementation of the rules and regulations of the National Flood Insurance Program, as that implementation affects the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To urge and request all state departments to review their recovery policies and programs as they affect the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita and to make recommendations to the Louisiana Legislature as to practical alternatives to such policies to allow for the preservation of the unique culture of coastal Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To urge and request Louisiana State University to direct its academic faculty to prepare a report and outline on the social and economic issues involved in the implementation of the rules and regulations of the National Flood Insurance Program as that implementation affects the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita.

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development, the division of administration, and the office of entertainment industry development to expeditiously move forward to review and approve infrastructure projects in the St. Francisville area.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To urge and request the Vermilion Parish Police Jury to consider adoption of zoning ordinances to regulate the use of land pursuant to authority granted to it and all parish governments by R.S. 33:4780.40 et seq. in an effort to protect and promote the health, safety, and general welfare of the public.

HOUSE CONCURRENT RESOLUTION NO. 139—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to institute mandatory continuing legal education for judges on the family law topics of child custody and child support guidelines.

HOUSE CONCURRENT RESOLUTION NO. 129—

BY REPRESENTATIVES LAFONTA AND GIROD JACKSON
A CONCURRENT RESOLUTION

To direct the attorney general to investigate the design and construction defects in the foundations of homes built adjacent to canals in the Woodmere subdivision in Harvey, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request the Louisiana Attorney Disciplinary Board to discipline prosecutors who violate the Rules of Professional Conduct as adopted by the Supreme Court of Louisiana.

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

House Concurrent Resolutions on First Reading

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE HARDY AND SENATOR CRAVINS
A CONCURRENT RESOLUTION

To designate the city of Opelousas as the Zydeco Capital of the World.

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

HOUSE CONCURRENT RESOLUTION NO. 81—

BY REPRESENTATIVE NOWLIN
A CONCURRENT RESOLUTION

To create a task force to study and resolve problems between the contract poultry growers and poultry integrators and to recommend the best practices and approaches to resolving their problem; to require that a report of its findings and recommendations be submitted to the House Committee on

June 3, 2008

Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture specifying its activities, problems, recommendations, and action taken on recommendations.

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

HOUSE CONCURRENT RESOLUTION NO. 85—
BY REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

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

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVE HOWARD
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to study whether the caseload of the Eleventh Judicial District Court, comprised of Sabine Parish, warrants the creation of an additional judgeship.

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

HOUSE CONCURRENT RESOLUTION NO. 104—
BY REPRESENTATIVES MONICA AND LEGER
A CONCURRENT RESOLUTION

To authorize and request that the Board of Examiners of Certified Shorthand Reporters study whether there is a shortage of certified court reporters in rural parishes of the state and report its findings and recommendations to the House of Representatives prior to the convening of the 2009 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Veterans Affairs and the Veterans Affairs Commission to study and make recommendations before the 2009 Regular Session of the Legislature, to establish the Afghanistan, Iraq, Global War on Terror Bonus Plan and to recommend a program for payments to certain Louisiana residents who have been deployed for active duty in either Operation Enduring Freedom, Operation Iraqi Freedom, or the Global War on Terror.

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

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the public postsecondary education management boards, to study current policies and practices relative to the accessibility of textbooks and other instructional materials for use by blind students at public postsecondary educational institutions and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2009 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 110—
BY REPRESENTATIVES JANE SMITH, HENRY BURNS, EDWARDS, HOFFMANN, AND TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment

Program testing schedule to provide for the administration of the tests required pursuant to the program to begin no earlier than the second week of April for the 2009-2010 school year and no earlier than the first week of May for the 2010-2011 school year and thereafter, and to adopt a policy prohibiting any public elementary or secondary school from starting the school year prior to the last week of August.

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

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in fulfilling the board's constitutional duties to formulate and make timely revision of a master plan for postsecondary education, which shall include a formula for the equitable distribution of funds to the institutions of postsecondary education, to require, effective with Fiscal Year 2009-2010 and thereafter, that at least fifteen percent of an institution's funding pursuant to the formula be allocated based on performance standards, including but not limited to improvements in student retention and graduation rates and increases in the amounts of external funding generated for the institution compared to institutional peers.

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

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVES TRAHAN, HARDY, AND HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana High School Athletic Association, to study all issues relative to minimum academic eligibility requirements for participation by students in interscholastic athletics and other extracurricular activities, including but not limited to a review of other states' policies and laws relative to such issue, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 1, 2009.

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

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents jointly to study the feasibility and advisability of transferring the administration of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors of Community and Technical Colleges and to report study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION

To urge and request nonprofit corporations located within the state of Louisiana who conduct charitable gaming to utilize charitable gaming proceeds solely for educational, charitable, patriotic, religious, or public-spirited purposes within the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections, the sheriff, or any operator of a private correctional facility to provide notification within one hour of

discovery of the escape of a prisoner to the newspaper of general circulation in the area where the prisoner escaped and to the radio and television media servicing the area where the prisoner escaped for publication and broadcast.

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

HOUSE CONCURRENT RESOLUTION NO. 125—

BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Department of Labor to study the need for an annual cost-of-living wage increase for direct support professionals and design a plan for implementing such raises for direct support professionals.

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

HOUSE CONCURRENT RESOLUTION NO. 126—

BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct an audit of the Greater New Orleans Expressway Commission.

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

HOUSE CONCURRENT RESOLUTION NO. 129—

BY REPRESENTATIVES LAFONTA AND GIROD JACKSON
A CONCURRENT RESOLUTION

To direct the attorney general to investigate the design and construction defects in the foundations of homes built adjacent to canals in the Woodmere subdivision in Harvey, Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 130—

BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision of the laws relative to the use and prohibition of counterletters.

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

HOUSE CONCURRENT RESOLUTION NO. 131—

BY REPRESENTATIVES ROY, ANDERS, FRANKLIN, KLECKLEY, LAFONTA, MONICA, AND PEARSON
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to conduct a study on statutorily mandated health insurance benefits to determine what each such statutory mandate costs in terms of absolute dollars and as a percentage of total health insurance premiums.

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

HOUSE CONCURRENT RESOLUTION NO. 132—

BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and review recommended best practices relative to the use of additional safety devices not currently required by law to alert motor vehicle drivers when a school bus is preparing to stop or is stopped on a roadway for the loading or unloading of riders or is stopped for other reasons as required by law; to provide for the board to make certain determinations relative to establishing a pilot program to be implemented during the 2009-2010 school year for the purpose of evaluating benefits to the safety of students, other bus riders, and bus operators of requiring school buses to be equipped with such additional devices; to provide study guidelines; and to require submission of a report on study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2009 Regular Session of the Legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 139—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to institute mandatory continuing legal education for judges on the family law topics of child custody and child support guidelines.

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

HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To request the Department of Public Safety and Corrections to study and make recommendations on the feasibility of sentencing certain offenders who violate the Uniform Controlled Dangerous Substances Law to military service as an alternative to incarceration.

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

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request the Louisiana Attorney Disciplinary Board to discipline prosecutors who violate the Rules of Professional Conduct as adopted by the Supreme Court of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVES HOFFMANN, ARMES, AUBERT, AUSTIN BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, LEGER, RICHARDSON, RITCHIE, PATRICIA SMITH, AND TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in conjunction with the High School Redesign Commission, to develop and implement two separate curricular strands and two related diploma versions for high school students and to submit a written report on the status of such development and implementation to the House Committee on Education and the Senate Committee on Education not later than December 31, 2008.

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

HOUSE CONCURRENT RESOLUTION NO. 155—

BY REPRESENTATIVE MILLS
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the development and implementation of civil commitment procedures for the treatment of sexually violent predators and child sexual predators.

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

HOUSE CONCURRENT RESOLUTION NO. 176—

BY REPRESENTATIVE KATZ
A CONCURRENT RESOLUTION

To recognize June 12, 2008, as the Daughters of the American Revolution, Sons of the American Revolution, and Children of the American Revolution Day in Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE GARY SMITH
A CONCURRENT RESOLUTION

To memorialize the United States Congress to extend the Gulf Opportunity Zone Act of 2005 bonus depreciation benefit to all parishes in the Gulf Opportunity Zone.

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

June 3, 2008

HOUSE CONCURRENT RESOLUTION NO. 178—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to direct the Federal Emergency Management Agency to review its recovery policies and programs and prepare a report and outline on the social and economic issues involved in the implementation of the rules and regulations of the National Flood Insurance Program, as that implementation affects the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita.

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

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To urge and request all state departments to review their recovery policies and programs as they affect the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita and to make recommendations to the Louisiana Legislature as to practical alternatives to such policies to allow for the preservation of the unique culture of coastal Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To urge and request Louisiana State University to direct its academic faculty to prepare a report and outline on the social and economic issues involved in the implementation of the rules and regulations of the National Flood Insurance Program as that implementation affects the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita.

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

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development, the division of administration, and the office of entertainment industry development to expeditiously move forward to review and approve infrastructure projects in the St. Francisville area.

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

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To urge and request the Vermilion Parish Police Jury to consider adoption of zoning ordinances to regulate the use of land pursuant to authority granted to it and all parish governments by R.S. 33:4780.40 et seq. in an effort to protect and promote the health, safety, and general welfare of the public.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY A

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

June 3, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 700—

BY SENATOR QUINN
AN ACT

To amend and reenact R.S. 44:4.1(B)(28) and to enact R.S. 46:236.1.11, relative to child support programs; to provide for electronic data matching and cooperation between the Department of Social Services and any insurance company licensed to issue insurance policies in the state; to provide for liability; to provide for unauthorized disclosure; to provide for an exception from the public records law; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 16—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(D), (E), (F), and (G), relative to city court jurisdiction; to increase the civil jurisdictional amount in dispute for the City Court of Baker, the City Court of Baton Rouge, the First and Second City Courts of the city of New Orleans, and the City Court of Zachary; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 29—

BY REPRESENTATIVE MORRIS
AN ACT

To amend and reenact Children's Code Article 327(A)(2), relative to videotaped statements of protected persons; to provide with respect to the admissibility of videotaped statements of protected persons in juvenile proceedings; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 129—

BY REPRESENTATIVES MONICA, MILLS, AND RICHARDSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4911(A) and 4912(A)(1) and (B), relative to justice of the peace courts; to increase the civil jurisdictional amount in dispute generally and in other specific cases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 134—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 13:4344.1, relative to the removal of mortgage inscriptions affecting property subject to judicial sale; to provide for the contents and filing of an affidavit by a title insurer; to provide procedures for the removal of mortgage inscriptions; to provide a cause of action for improper cancellation; to provide for indemnification and exemption from liability under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 136—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 13:917(A) and to enact R.S. 13:2562.26, relative to the destruction of useless records by clerks of court; to provide for time limitations on the destruction of records; to provide for conformity of such provisions in parish courts in Jefferson Parish, including limitation of actions against the clerk or judge for destruction of such records; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 138—

BY REPRESENTATIVE GEYMANN
AN ACT

To enact R.S. 13:2586(F), relative to constables of justice of the peace courts; to authorize constables of such courts to effectuate service of process parishwide; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 139—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact Children's Code Article 415(B) and to enact Children's Code Article 415(A)(3), relative to the destruction of inactive and closed files; to provide for destruction of certain domestic relations and adoption reports and records; to provide guidelines for electronic reproduction; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 283—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Children's Code Articles 631(A) and 652, relative to child in need of care proceedings; to provide relative to filing petitions; to provide relative to discovery; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 388—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Civil Code Articles 466 and 508, relative to component parts of immovable property; to provide relative to buildings and other constructions; to provide relative to accessories; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 393—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Civil Procedure Article 1702(E), relative to default judgments; to provide for the confirmation of default judgments in a demand for divorce; to require certification of service; to provide for a certification by the clerk of court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 424—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Civil Procedure Article 74.4, relative to venue; to provide for venue for a suit on a promissory note; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 633—

BY REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 9:2795.5, relative to civil liability; to provide a limitation of liability for certain agritourism activities; to provide for definitions; to provide for exceptions; to require certain warnings; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 681—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact Children's Code Article 814(D), relative to juveniles; to provide with respect to the taking of a child into custody without a court order; to provide relative to duties of the peace officer; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 682—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact Children's Code Article 818, relative to juveniles; to provide with respect to the identification procedures when taking children into custody; to authorize the photographing and fingerprinting of children taken into custody for felony and misdemeanor acts; to provide for the destruction of fingerprint records in certain cases; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 768—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 2293(D), relative to notice of seizure in judgment debtor cases; to delete provisions requiring the automatic cancellation of the notice of seizure of property; to provide that a notice of seizure shall prescribe ten years after the date of recordation; to authorize a method of reinscription; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 781—

BY REPRESENTATIVE WADDELL
AN ACT

To enact Chapter 9 of Title 35 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 35:601 through 604, relative to notaries public; to provide relative to the unlawful exercise of notarial powers; to provide for certain prohibitions; to provide for penalties; to provide for the filing of complaints; to provide for notice; to provide relative to evidence; to provide for the development of forms; to provide for applicability to attorneys licensed to practice law in this state; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 815—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:5681(A) and (D), relative to prescription; to provide time periods for setting aside the sale of certain immovable property; to provide exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 828—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact Code of Civil Procedure Article 258(A) and (C), relative to electronic filing of certain instruments; to require compliance with the Louisiana Uniform Electronic Transactions Act; to authorize any person to file certain electronic instruments; to repeal the requirement of the subsequent filing of a written instrument; and to provide for related matters.

Reported favorably.

June 3, 2008

HOUSE BILL NO. 840—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 32:414.2(A)(2)(a) and (b), relative to commercial motor vehicle drivers disqualification; to provide a definition of felony; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 863—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:5682, relative to power of attorney; to provide for prescription of actions to set aside a document or instrument on the ground that a power of attorney was unauthorized or invalid; to provide for prescription of actions involving documents recorded prior to August 15, 2008; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 879—

BY REPRESENTATIVE SCHRODER
AN ACT

To enact R.S. 13:2620, relative to justices of the peace; to provide for one justice of the peace in Ward 3 of St. Tammany Parish; to provide for one justice of the peace court; to abolish one office of justice of the peace; to continue the two offices of constable; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1004—

BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 13:3667.3(B) and (C), R.S. 49:956.1, Code of Civil Procedure Article 1469(5), and Code of Criminal Procedure Article 740 and to enact R.S. 13:3667.3(D) and (E), relative to the attendance and testimony of legislators and legislative personnel in certain court and administrative proceedings; to provide for a definition of "legislative employee"; to provide with respect to the issuance of orders compelling discovery; to provide with respect to the issuance of subpoenas directing the testimony of matters of legislative speech and debate; to authorize the taking of supervisory writs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1008—

BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 9:1149.4(C) and R.S. 32:412.1(A)(3)(y), relative to the immobilization of manufactured homes; to require the filing of the recorded act of immobilization with the secretary of the Department of Public Safety and Corrections; to require the secretary to create a public record of the filings; to provide for a filing fee; to provide for a notice of the filing; to provide for the content of the filings; to provide for prospective application; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1127— (Substitute for House Bill No. 663 by Representative Hutter)

BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 9:2793.9, relative to civil liability; to provide a limitation of liability for certain religious organizations; to provide an exception for willful and wanton misconduct; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1354— (Substitute for House Bill No. 142 by Representative Lopinto)

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 29:732(A) and 734(B), relative to price gouging during a declared state of emergency; to provide that the prices charged or the value received by individual merchants may not exceed the prices ordinarily charged by the individual merchant; to delete specified activities as constituting prima facie proof of a violation; to provide for price changes attributable to market conditions; to provide for business risk expenses; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1356— (Substitute for House Bill No. 986 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:5685, relative to the prescription of liens, privileges, and judgments; to provide for a ten-year prescriptive period for all liens, privileges, and judgments, including the effect of recordation, in favor of the state, its agencies, and all political subdivisions thereof; to provide for reinscription; to provide for definitions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JULIE QUINN
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:

June 3, 2008

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 87—

BY SENATOR QUINN
A CONCURRENT RESOLUTION

To commend and congratulate the players, coach, owner, and staff of the New Orleans Hornets Basketball Team for a terrific season in the 2007-2008 National Basketball Association.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 2, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of

the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to designate the portion of Louisiana Highway 165 North from Oakdale city limits to the Rapides Parish line as the "Staff Sergeant Timothy B. Cole, Jr. Memorial Highway" and to erect signage along this route reflecting this designation.

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to study the feasibility of constructing center turn lanes on certain portions of Louisiana Highway 48 in St. Charles Parish.

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVES CONNICK AND MORRELL

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to develop and implement a policy which allows for certified copies of state identification cards to be used as substantiating documentation in obtaining a duplicate or replacement identification card.

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the United States Congress to increase penalties for any person who knowingly hires, or recruits or refers for a fee, for employment within this state, an individual who is not authorized to work in the United States, or who knowingly continues to employ an unauthorized alien.

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE LABRUZZO

A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, office of management and finance, bureau of health services financing rule (LAC 48:I.7441(A)(1)), which provides for the core requirements for certain addiction treatment programs, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 80—

BY REPRESENTATIVE MICKEY GUILLORY

A CONCURRENT RESOLUTION

To authorize the Acadiana Region Supports and Services Center to enter into a cooperative endeavor agreement with the Acadiana Region Supports and Services Center Families Association, Inc., in the development of the Acadiana Region Institute for Community Growth, a nonprofit organization.

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVES WHITE AND RICHARDSON AND SENATORS ERDEY AND MARIONNEAUX

A CONCURRENT RESOLUTION

To commend the Central Private School baseball team upon winning the Mississippi Private School Association (MPSA) 2008 Class 2A State Championship.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVES WHITE AND MCVEA AND SENATOR BROOME

A CONCURRENT RESOLUTION

To commend the Zachary High School baseball team upon winning the 2008 Class 4A State Championship.

HOUSE CONCURRENT RESOLUTION NO. 161—

BY REPRESENTATIVE ELBERT GUILLORY

A CONCURRENT RESOLUTION

To recognize Tuesday, June 3, 2008, as Louisiana District Attorney Elder Abuse Awareness Day and to encourage Louisiana residents to celebrate the accomplishments of the state's seniors.

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

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

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

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 2, 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. 91—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:2(16) and 4 and to enact R.S. 6:2(17), relative to financial institution employment references; to provide that trust companies may release certain information to other financial institutions; and to provide for related matters.

HOUSE BILL NO. 140—

BY REPRESENTATIVES KLECKLEY AND MONICA

AN ACT

To amend and reenact R.S. 22:680(1)(a)(iv) and (4), relative to uninsured motorist coverage; to delete reference to repealed statute; and to provide for related matters.

HOUSE BILL NO. 141—

BY REPRESENTATIVES KLECKLEY AND MONICA

AN ACT

To amend and reenact R.S. 22:667.1(A), relative to residential property insurance policies; to correct statutory reference to homeowner's insurance; and to provide for related matters.

HOUSE BILL NO. 156—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 37:3395.1, relative to the Louisiana Real Estate Appraisers Board; to create the Peer Review Committee within the Louisiana Real Estate Appraisers Board; to provide for powers and duties of the committee; to provide for reimbursement of expenses and mileage; to provide for exclusion from liability or damages; and to provide for related matters.

HOUSE BILL NO. 180—

BY REPRESENTATIVE GALLOT AND SENATOR WALSWORTH

AN ACT

To enact R.S. 49:191(3)(m), relative to the termination and re-creation of statutory entities; to provide relative to the termination of the Department of Veterans Affairs and statutory

entities made a part of the department; and to provide for related matters.

HOUSE BILL NO. 194—
BY REPRESENTATIVE KATZ
AN ACT

To enact R.S. 40:2116.36(E), relative to home health care providers; to provide for the denial, revocation, or nonrenewal of a home health agency license; and to provide for related matters.

HOUSE BILL NO. 196—
BY REPRESENTATIVE KATZ
AN ACT

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

HOUSE BILL NO. 219—
BY REPRESENTATIVE ARNOLD
AN ACT

To repeal R.S. 13:3737, relative to the quality review privilege of accountants.

HOUSE BILL NO. 223—
BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:1479, relative to insurers and other entities regulated by the commissioner of insurance; to require life or health and accident insurers, health maintenance organizations, managing general agents, and third-party administrators to maintain written catastrophe response plans; and to provide for related matters.

HOUSE BILL NO. 320—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 56:1948.6(C), relative to the Louisiana Byways Program; to provide relative to the official logo; and to provide for related matters.

HOUSE BILL NO. 363—
BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 37:1479(A) and (B), relative to the licensing of home inspectors; to provide for the expiration of licenses; to provide for the renewal of licenses; and to provide for related matters.

HOUSE BILL NO. 508—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 37:77(H), 83(A), (B), and (C), and 86(C) and to enact R.S. 37:73(18), relative to the Louisiana Accountancy Act; to provide for a definition; to provide for changes to the acceptance of peer reviews by the board; to provide that peer reviews are privileged; to provide for changes to unlawful acts by certified public accountants; and to provide for related matters.

HOUSE BILL NO. 606—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 22:1404(E) and (F) and to enact R.S. 22:1404(G), relative to automobile insurance rate reductions; to provide with respect to a rate reduction for automobiles that have technology that aids in the recovery of stolen vehicles; and to provide for related matters.

HOUSE BILL NO. 670—
BY REPRESENTATIVES WILLIAMS, BARROW, DOERGE, HINES,
SIMON, AND WILLMOTT
AN ACT

To amend and reenact R.S. 46:1301(A)(introductory paragraph) and (1) and (B), relative to autism services provided by the Department of Health and Hospitals; to transfer the center of excellence for autism to the office of citizens with developmental disabilities; to rename the center; to provide for formal agreements with the center; to establish the location of the center and any facilities; and to provide for related matters.

HOUSE BILL NO. 728—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 37:146(B), (C), and (D) and to enact R.S. 37:146.I, relative to qualifications for examination of architects; to provide for additional qualifications for examinations for applicants; to provide for the ability for the board to adopt rules; to provide for licensing for architects; and to provide for related matters.

HOUSE BILL NO. 790—
BY REPRESENTATIVES FOIL, ABRAMSON, AUBERT, AUSTIN BADON,
BOBBY BADON, CARMODY, CARTER, CHAMPAGNE, CHANDLER,
CHANEY, CONNICK, DOWNS, EDWARDS, FANNIN, GISCLAIR,
GREENE, MICKEY GULLORY, GUINN, HENRY, HINES, HOFFMANN,
HOWARD, HUTTER, KATZ, KLECKLEY, LABRUZZO, LAMBERT,
LEGER, LIGI, LOPINTO, LORUSSO, MONICA, MORRELL, MORRIS,
PEARSON, PERRY, PONTI, PUGH, RICHARD, RICHARDSON,
ROBIDEAUX, SCHRODER, SIMON, SMILEY, JANE SMITH, ST.
GERMAIN, TEMPLET, TUCKER, WADDELL, WHITE, AND WILLMOTT
AN ACT

To repeal R.S. 18:402(F)(5), relative to election dates; to eliminate the July election date for bond, tax, and other proposition elections; and to provide for related matters.

HOUSE BILL NO. 861—
BY REPRESENTATIVES HINES, ABRAMSON, ANDERS, ARMES,
ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS,
BARROW, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CARMODY,
CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ,
CROMER, DANAHAY, DIXON, DOERGE, DOWNS, EDWARDS,
ELLINGTON, FANNIN, FOIL, GISCLAIR, GREENE, ELBERT GULLORY,
MICKEY GULLORY, GUINN, HAZEL, HENDERSON, HENRY, HILL,
HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, JOHNSON,
ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAFONTA,
LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO,
MCVEA, MILLS, MONICA, MONTOUCKET, MORRIS, NORTON, NOWLIN,
PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON,
RICHMOND, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE
SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET,
TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND
WOOTON AND SENATOR WALSWORTH
AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2881 and 2882, relative to the Umbilical Cord Blood Banking Program; to provide for a short title; to establish the program within the Department of Health and Hospitals; to provide for the duties of the department; to provide for funding; and to provide for related matters.

HOUSE BILL NO. 960—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 18:1309.2, relative to a program for early voting; to authorize the secretary of state to develop and implement a program for the conduct of early voting in additional locations; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the program; to require the approval of the program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the program to the House and Senate governmental affairs committees; and to provide for related matters.

HOUSE BILL NO. 1017—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:18(A)(8)(b), 51(C), 108(B), 110(B)(2)(b), 115(A)(3), 154(C), 171, 172, 193(E) and (F), 196(D), 425(B)(4), 443.2(7), 503, 532(B)(5), 532.1(B)(2)(b) and (D), 535(B), 563(C)(2), 564(A), 566.2(B) and (G), 571, 1259(A) and (B)(1), (2)(introductory paragraph), and (5), 1275.14(B), 1284(F)(1), 1299.1(A), 1306(B)(2), 1307(C), 1309(B), 1313(D), 1402(A)(introductory paragraph) and (B)(1)(introductory paragraph), and 1903, to enact R.S. 18:2(12), 552(A)(4), 1300.7(C), (D), and (E), 1306(B)(3), 1309(J), and 1332(C), and to repeal R.S. 18:532.1(G) and (H), relative to the Louisiana Election Code; to provide relative to the powers and duties of the secretary of state; to provide relative to the duties of clerks of court; to provide relative to the duties of registrars of voters; to provide relative to the duties of the secretary of the Department of Public Safety and Corrections; to provide definitions; to provide relative to filling a vacancy in the office of registrar of voters; to provide relative to transfer and cancellation of duplicate registrations; to provide relative to the effectiveness of certain changes in registration; to provide relative to disclosure of voter information; to provide relative to reporting of felony convictions; to provide relative to procedures for challenge and cancellation of registration; to provide relative to reporting of judgments of interdiction; to provide relative to the qualifications of commissioners; to provide relative to the submission of apportionment plans of the state central committees of certain recognized political parties; to provide relative to notice of withdrawal or disqualification of a candidate; to provide relative to notice of location of precincts and polling places; to provide relative to assistance in voting; to provide relative to procedures for voting; to provide relative to the counting and tabulation of provisional ballots for federal office; to provide relative to procedures for counting and tabulating votes; to provide relative to arrangement of the voting machine ballot; to provide relative to selection of nominees in congressional elections; to provide relative to requirements for statements of propositions or questions to be submitted to the voters; to provide relative to recall elections; to provide relative to election paraphernalia accompanying absentee by mail and early voting ballots; to provide relative to the validity of certain applications to vote absentee by mail by certain persons; to provide relative to information required to be posted at an early voting polling place; to provide relative to persons present during the counting and tabulation of absentee and early voting ballots; to provide relative to registration of persons approved for participation in the special program for handicapped voters; to provide relative to parties to an action objecting to candidacy; to provide relative to precincts; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1051—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 40:2120.33(3), relative to adult brain injury facilities; to remove restrictions against related patients within the same adult brain injury facility; and to provide for related matters.

HOUSE BILL NO. 1058—

BY REPRESENTATIVES GALLOT, TUCKER, AND WADDELL

AN ACT

To amend and reenact R.S. 6:103(B)(14), (E)(1)(e), and (I), R.S. 9:2798.5(A), R.S. 10:9-526(a)(2) as amended by Act No. 319 of the 2007 Regular Session of the Legislature, R.S. 11:315(A)(introductory paragraph) and (B)(2)(introductory paragraph), 316(A)(introductory paragraph), 542.1(B), 1942.1(A), 2178(D), (E)(5), and (J)(1) and (2), and 2260(A)(9)(b)(iv), R.S. 13:961(B), (C), (D)(2), (E), and (I), R.S. 15:141, 142(F), 143(introductory paragraph), 147(B)(2), 148(A), 149, 160(E), 161(J), 162(C), 165(B)(1)(b),

170(D)(5)(introductory paragraph), 173(A), 181, 182, 185.3(D), 571.11(B), 572.8(G) and (H), and 574.9(A), R.S. 17:416(B)(2) and (3)(d)(iv), (C)(1) and (2)(a)(i), and (E), 525(A)(1) and (C), 1518.1(I)(3) and (J), 1990(B)(1)(c) and (d), 3048.1(A)(1)(a)(iii)(dd)(I) and (V)(3)(a), 3394.1, 3394.2(6), and 3394.3(B)(introductory paragraph) and (1)(b), R.S. 23:101, 107(C) and (D), 111(A), (B)(3)(e), and (F), 897(K) and (M), 1191, 1195(A)(1) and (5)(a), (B)(introductory paragraph), (1)(a), (2)(b), and (3)(a), and (C)(5)(a) and (b)(vi), 1196(A)(2)(c)(i), (3)(b), and (5), 1209(A), (B), and (D), 1211, 1378(A)(6)(b), (B), (C), (D), and (F)(1) through (29) and (30)(a)(iii), 1392(introductory paragraph), (5), and (8)(a), 1532.1(B)(1)(a) and (b) and (2), (C)(1)(a) and (b), (2), and (3), and (E), 1541, 1552, 1553(A), (B)(3), (4), (5), and (10)(a) and (b), and (D)(4), and 1775(D)(2), R.S. 28:854(B)(1) and (C) and 894(A)(2) and (4), (B)(1), and (C), R.S. 32:784(B), R.S. 38:330.8(B)(4), 334.3, and 2212(C)(1), R.S. 56:320(A)(3) and 327(D) and to repeal R.S. 14:50.1, 54, 85.1, and 91.14, relative to the Louisiana Revised Statutes of 1950; to provide for technical corrections to certain Revised Statutes; to provide for the Louisiana State Law Institute to redesignate certain provisions of Title 40 of the Louisiana Revised Statutes of 1950; to remove certain unconstitutional provisions of Title 14 of the Louisiana Revised Statutes of 1950.

HOUSE BILL NO. 1062—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:1058.3(C), relative to methadone maintenance programs; to extend the moratorium on methadone maintenance programs; to provide that the Department of Health and Hospitals may license a new or additional methadone maintenance program if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide for a special effective date; and to provide for related matters.

HOUSE BILL NO. 1130— (Substitute for House Bill No. 1095 by Representative Robideaux)

BY REPRESENTATIVES ROBIDEAUX AND CORTEZ

AN ACT

To amend and reenact R.S. 22:1474(B)(5) and (D)(3) and to enact R.S. 22:1474(D)(4), relative to life insurance, disability income, long-term care and annuity policies; to provide relative to exclusive use of certain records and information for individual life insurance, disability income, long-term care and annuity policies; to provide relative to ownership of life insurance, disability income, long-term care and annuity files; to provide relative to the right to retain files upon termination of affiliation between insurance company and producer; to provide relative to all written or electronic records gathered and maintained by the producer; to provide relative to exclusion of real-time policy data and updates maintained on the insurance company computer system or any data protected by the Gramm-Leach-Bliley Act or the security laws; and to provide for related matters.

HOUSE BILL NO. 1361— (Substitute for House Bill No. 1080 by Representative Patricia Smith)

BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:2120.42(1), relative to adult day health care providers; to change certain operational requirements; 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.

June 3, 2008

ATTENDANCE ROLL CALL**PRESENT**

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

ABSENT

Total - 0

Adjournment

Senator Broome moved that the Senate adjourn until Wednesday, June 4, 2008, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Wednesday, June 4, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk