OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA
FORTY-FIRST DAY’S PROCEEDINGS
Thirty-Fourth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974
Senate Chamber
State Capitol
Baton Rouge, Louisiana
Tuesday, June 10, 2008
The Senate was called to order at 2:20 o’clock P.M., by Hon.
Joel T. Chaisson II, President of the Senate.

Morning Hour
CONVENING ROLL CALL
The roll being called, the following members answered to their
names:

PRESENT
Mr. President Duplessis Mount
Alario Dupre Murray
Amedee Erdey Nevers
Broome Hebert Riser
Cassidy Kostelka Shaw
Cheek Long Shepherd
Cravins Marionneaux Smith
Donahue Martiny Walsworth
Dorsey Michot
Total - 26

ABSENT
Adley Gray McPherson
Crowe Heitmeier Morrish
Gautreaux B Jackson Quinn
Gautreaux N LaFleur Thompson
Total - 12

The President of the Senate announced there were 26 Senators
present and a quorum.

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

Reading of the Journal
On motion of Senator McPherson, the reading of the Journal was
dispensed with and the Journal of June 9, 2008, was adopted.

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

STATE OF LOUISIANA
Office of the Governor
June 6, 2008
The Honorable Glenn Koepp
Secretary of the Senate
State Capitol
Baton Rouge, Louisiana 70804
Re: Senate Bill 401 by Senator Cassidy
Organ Transplant Center Guidelines
Dear Mr. Koepp:

I have received a request from the Secretary of the Louisiana
Department of Health and Hospitals to veto Senate Bill 401, along
with a letter received by the Secretary from the Division of Survey
and Certification, Region VI of the U.S. Department of Health &
Human Services. I agree that an organ transplant center (OTC) that
enrolls as a Medicaid provider should meet the criteria established for
a Medicare approved organ transplant center, as contemplated by
Senate Bill 401. However, as pointed out in the attached request for
veto and the correspondence from Region VI of the U.S. Department
of Health & Human Services, I am concerned that the exceptions
created by SB 401 violate the current federal regulations for OTCs.

For these reasons, as more fully explained in the attachments, I
have vetoed Senate Bill 401 and hereby return it to the Senate.

Very truly yours,
BOBBY JINDAL
Governor

STATE OF LOUISIANA
Office of the Governor
June 6, 2008
The Honorable Glenn Koepp
Secretary of the Senate
State Capitol
Baton Rouge, Louisiana 70804
Dear Mr. Koepp:

House Bill No. 231 would exempt the Firefighters Retirement
System from the obligation to adopt and implement a constructive
engagement strategy to avoid ownership of securities in certain
prohibited nations, namely Iran, North Korea, Sudan and Syria, as
required of all public retirement systems by R.S. 11:314. While I
recognize the challenges created by Section 314, I strongly support
the statute’s important purpose of ensuring that public retirement
system funds are not being used to finance harm to the citizens of this
country. Further, the challenge of complying with Section 314 is
mitigated by the statute’s “best efforts” safe harbor.

For these reasons, I vetoed House Bill No. 231 and returned it
to the House of Representatives.

Very truly yours,
BOBBY JINDAL
Governor

STATE OF LOUISIANA
Office of the Governor
June 6, 2008
The Honorable Glenn Koepp
Secretary of the Senate
State Capitol
Baton Rouge, Louisiana 70804
Dear Mr. Koepp:

House Bill No. 418 would amend R.S. 14:134.3 to provide that
the crime of abuse of office “shall not prohibit or limit the ability of
an elected official from responding to a request by his constituency
or any citizen of state of Louisiana”. While I support legislation that encourages elected officials to diligently represent their constituents, I am concerned that House Bill No. 418 may have the unintended consequence of providing a defense to a public servant who attempts to use a constituent request as a shield to wrongdoing. Additionally, I am satisfied that the intent of House Bill No. 418 is satisfied by the final sentence in the existing version of Section 134.3C - “Nothing in this Section shall prohibit or limit the ability of a public officer or public employee from performing his duties as authorized by law or as a condition of his employment or office.”

For these reasons, I vetoed House Bill No. 418 and returned it to the House of Representatives.

Very truly yours,
BOBBY JINDAL
Governor

Appointment of Conference Committee on Senate Bill No. 116

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to Senate Bill No. 116: Senator Shepherd, vice Senator Alario.

Messages from the House

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

Message from the House

HOUSE CONFEREES APPOINTED
June 9, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 116 by Senator Martin: Representatives Templet, Hutter and Billiot.

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS
June 9, 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. 332—
BY SENATOR THOMPSON
AN ACT
To enact R.S. 40:1299.96.1, relative to health care information; to provide for the creation of the Health Care Information Technology and Infrastructure Advisory Collaborative; to provide for membership; to provide for powers, duties, and function; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 264—
BY SENATORS QUINN AND BROOME
AN ACT
To amend and reenact R.S. 46:2136(A)(4) and 2136.1 and Children’s Code Article 1570.1(A) and to enact R.S. 46:2135(A)(6) and (7) and Children’s Code Articles 1569(A)(6) and (7) and 1570(A)(5), relative to domestic abuse assistance; to provide for temporary restraining orders; to expand the scope of protection of a temporary restraining order; to provide relative to protective orders; to provide for certain medical evaluations; to provide for the payment of attorney fees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 72—
BY SENATOR CROWE
AN ACT
To amend and reenact R.S. 38:2318.1(B) and to enact R.S. 38:2225.2.2, relative to public contracts; to authorize the city of Slidell to utilize design-build contracts in certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 235—
BY SENATOR CROWE
AN ACT
To amend and reenact the introductory paragraph of R.S. 40:2009.4(A)(6), the introductory paragraph of 2109(B)(1)(c), and the introductory paragraph of 2180.2(10) and to enact R.S. 40:2009.4(A)(6)(e), relative to rules, regulations, and minimum standards of certain facilities; authorizes the Department of Health and Hospitals to promulgate rules for facilities located in areas subject to hurricanes, tidal surges, or flooding; to provide for a determination of substantial damage in accordance with the Louisiana State Uniform Construction Code by certain persons; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 282—
BY SENATOR CROWE
AN ACT
To amend and reenact R.S. 40:2116(K), relative to nursing homes; to provide for certain nursing home beds, which were placed in alternate healthcare use, to be re-licensed as nursing home beds; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 335—
BY SENATOR CRAVINS
AN ACT
To amend and reenact Title 22 of the Louisiana Revised Statutes of 1950; to direct the Louisiana State Law Institute to redesignate the current provisions of Title 22 of the Louisiana Revised Statutes of 1950 into a new format and number scheme without changing the substance of the provisions, to be comprised of R.S. 22:1 through 2371, and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 17—
BY SENATOR CRAVINS
AN ACT
To amend and reenact R.S. 22:1430.11(A) and (D), relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to eligibility and application for coverage by the corporation; and to provide for related matters.

Reported with amendments.
SENATE BILL NO. 25—
BY SENATOR DUPRE AND REPRESENTATIVES HARRISON AND BALDONE
AN ACT
To enact R.S. 33:9357, relative to veterans' memorial districts; to create the Terrebonne Parish Veterans' Memorial District; to provide for its composition, powers, duties and functions; to provide for membership of the governing authority of the district; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 152—
BY SENATOR CRAVINS AND REPRESENTATIVES BARROW, HARDY, LAFONTA, LORUSSO, MARCHAND AND WILLIAMS
AN ACT
To amend and reenact R.S. 22:175(B)(7), relative to group life insurance; to provide for eligibility of coverage; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 245—
BY SENATOR CRAVINS
AN ACT
To enact R.S. 22:48, relative to insurers; to provide for the definition of rural hospital; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 75—
BY SENATOR KATZ, LEBAS, MILLS, MICHOT, MURRAY AND QUINN AND REPRESENTATIVES BARROW, CRAYTON, DORSEY, DUDLEY, KENT, WILLIAMS AND WHITFIELD
AN ACT
To amend and reenact R.S. 40:1300.143(7)(a)(ii), relative to the licensing and operation of animal insurers; to provide for effectiveness of the Act; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 36—
BY SENATOR CRAYTON, KENT, WILLIAMS AND WHITFIELD
AN ACT
To amend and reenact R.S. 22:1931 through 1943, relative to the East Florida Parishes Retirement District; to provide for the name of such district; to change the name of the district; to provide for an effective date; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 366—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 17:3396.4(A), relative to the Research Park Corporation; to revise the membership of the Research Park Corporation's board of directors; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 99—
BY SENATOR BARROW
AN ACT
To repeal Part XI of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:931 through 937, relative to insurers on the co-operative or assessment plan; to repeal provisions regarding the continuation of life, health and accident insurers on the co-operative or assessment plan organized as of October 1, 1948, and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 347—
BY SENATOR CRAVINS
AN ACT
To repeal Part X of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1931 through 1943, relative to group life insurance; to repeal provisions regarding the licensing and operation of group life insurers; to provide for effectiveness of the Act; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 374—
BY SENATOR CRAVINS
AN ACT
To repeal Part XI of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:931 through 937, relative to insurers on the co-operative or assessment plan; to repeal provisions regarding the continuation of life, health and accident insurers on the co-operative or assessment plan organized as of October 1, 1948, and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 657—
BY SENATORS MCPHERSON, ADLEY, ALARIO, AMEEDE, BROOME, CAVITY, CHAISON, CHEER, CROWN, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLAUR, LONG, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWHORT
AN ACT
To amend and reenact R.S. 32:125(D), Subpart E-1 of Part IV of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of 32:151 through 153, 291.1(C), and 296(C), and to repeal R.S. 32:475, all relative to motor vehicles; to create and provide relative to the Open Roads Law; to provide for definitions; to provide relative to motor vehicles stopping, standing, or parking on state roadways and shoulder of roadways; to provide relative to the procedure upon approaching an authorized emergency vehicle; to provide relative to roadway hazard cleanup; to create and provide relative to the Instant Tow Dispatch Pilot Program and the Expedited Towing Pilot Program; to require submission of reports from pilot programs; to require removal of abandoned vehicles from roadways within a certain time; to repeal certain provisions relating to disposal of vehicles; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 339—
BY SENATORS B. GAUTREAUX, N. GAUTREAUX, MARCHAND AND WILLIAMS
AN ACT
To enact R.S. 33:9193, relative to changes in the composition of the governing authority of the East Florida Parishes Retirement District; and to provide for related matters.
Reported without amendments.
employer contributions from the Municipal Employees’ Retirement System and from the Parochial Employees' Retirement System; to provide an exception to such prohibition for the transfer of funds from either system in association with the transfer of a member's service credit from such system to another public retirement or pension system, plan, or fund; to provide for an effective date; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 120—
BY SENATOR B. GAUTREAUX
AN ACT
To enact R.S. 11:1456.1 and 1456.2 and to repeal R.S. 11:1456, relative to the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for resciission of participation in the Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 147—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 33:441(B), relative to Lawrason Act municipalities; to authorize the board of alderman, upon the mayor's request, to appoint one or more magistrates and one or more prosecutors for the mayor's court; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 177—
BY SENATORS B. GAUTREAUX AND MURRAY
AN ACT
To enact R.S. 11:2178(C)(5) and 2178.1(A)(3), relative to the Sheriffs’ Pension and Relief Fund; to provide for eligibility for and calculation of a reduced retirement benefit; to allow a member with ten years of service credit to retire at age sixty and receive a reduced benefit; to prohibit such a member from participating in the Back-Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 458—
BY SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 11:1921(A)(3)(a), relative to membership in the Parochial Employees' Retirement System; to allow certain elected justices of the peace to elect to become system members; to allow purchase of service credit; to provide for calculation of payment for such purchase; to provide for an effective date; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 696—
BY SENATOR ERDEY
AN ACT
To enact R.S. 33:4564.6, relative to the Livingston Parish Recreation District No. 2; to increase the per diem of the board of commissioners; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 732—
BY SENATOR GRAY
AN ACT
To enact Chapter 31-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1271.1 through 1271.4, relative to residential neighborhood enhancement programs; to establish the residential neighborhood enhancement program; to provide for definitions; to provide with respect to program requirements and limitations; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 745—
BY SENATORS GRAY, CROWE, DUPLESSIS, MURRAY, QUINN AND SHEPHERD AND REPRESENTATIVES ABRAMSON, GISCLAIR, HARDY, LAPONTA, LÉGER, MARCHAND, MORRELL, PETERSON, ROY, PATRICIA SMITH AND TEMPLET
AN ACT
To amend and reenact R.S. 33:9039.66(A)(1), (B), and (E), 9039.68(B)(3), and 9039.72(B) and to enact R.S. 33:9039.68(A)(16), relative to the Greater New Orleans Bioscience Economic Development District; to provide for the board of commissioners; to provide for general powers; to provide for the promulgation of bylaws; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 192—
BY SENATOR DUPLESSIS
AN ACT
To amend and reenact R.S. 34:1121(B)(introductory paragraph) and (3) and (9), relative to the composition of the Pilotage Fee Commission; to add an alternate at-large member to the commission; to provide for the level of participation of the alternate; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 676—
BY SENATOR LAFLEUR AND REPRESENTATIVE LEBAS
AN ACT
To enact R.S. 56:1685.2, relative to state preservation areas; to name the visitor center at the Louisiana State Arboretum State Preservation Area; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 220—
BY SENATOR QUINN
AN ACT
To amend and reenact R.S. 9:374(E), relative to divorce; to provide relative to possession and use of the family residence or community movables or immovables; to provide terms, conditions, procedures, and requirements, and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.

SENATE BILL NO. 784—
BY SENATOR N. GAUTREAUX
AN ACT
To amend and reenact R.S. 27:323(B)(1), relative to gaming; to provide with respect to the Video Draw Poker Devices Control Law; to provide with respect to the Video Draw Poker Device Purse Supplement Fund; to provide with respect to purse supplements; and to provide for related matters.

REPORTED WITHOUT AMENDMENTS.
To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact
following House Bills and Joint Resolutions:

HOUSE BILL NO. 1133—
Representatives has finally passed and asks your concurrence in the
To urge and request the Board of Regents to establish a group to
SENATE CONCURRENT RESOLUTION NO. 97—
Representatives has finally concurred in the following Senate
To commend Washington-St. Tammany Electric Co-operative (WST
Electric) for seventy years of business serving the citizens of
Washington, St. Tammany and Tangipahoa parishes.

SENATE CONCURRENT RESOLUTION NO. 94—
Representatives has finally concurred in the following Senate
To amend and reenact R.S. 15:574.4(A)(3), relative to parole
eligibility; to provide that persons convicted of armed robbery
shall not be eligible for parole; and to provide for related
matters.

SENATE BILL NO. 763—
To authorize and provide for the transfer of certain state property; to
provide for the transfer of state property in St. Tammany Parish;
to provide for the property description; to provide for
reservation of mineral rights; to provide terms and conditions;
and to provide for related matters.

Reported without amendments.

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

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS
June 10, 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. 94—
BY SENATOR QUINN
A CONCURRENT RESOLUTION
To commend Washington-St. Tammany Electric Co-operative (WST
Electric) for seventy years of business serving the citizens of
Washington, St. Tammany and Tangipahoa parishes.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 97—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION
To urge and request the Board of Regents to establish a group to
review the core curriculum and other eligibility requirements
currently established for the TOPS-Tech Award and to make
recommendations regarding any changes deemed appropriate or
necessary to ensure maximum utilization of the award by
eligible students.

Reported without amendments.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS
June 10, 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. 1133—
BY REPRESENTATIVES CHAMPAGNE AND BARRAS
AN ACT
To amend and reenact R.S. 15:574.4(A)(3), relative to parole
eligibility; to provide that persons convicted of armed robbery
shall not be eligible for parole; and to provide for related
matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 110—
BY REPRESENTATIVES CHAMPAGNE AND BARRAS
AN ACT
To amend and reenact R.S. 15:574.4(A)(3), relative to parole
eligibility; to provide that persons convicted of armed robbery
shall not be eligible for parole; and to provide for related
matters.

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

HOUSE BILL NO. 110—
BY REPRESENTATIVES CHAMPAGNE AND BARRAS
AN ACT
To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact
R.S. 17:233(C), relative to school attendance; to provide for the
circumstances under which a student shall be considered
habitually tardy; to require parents and other persons having
charge of a student to enforce the attendance of the student at
school; to provide relative to violations of the enforcement
requirement by parents, tutors, and other persons having charge
of habitually tardy students; to provide for penalties; to provide
for definitions; and to provide for related matters.

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

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 9, 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. 206—
BY REPRESENTATIVES HENRY, CONNICK, GISCLAIR, LABRUZZO, LIGI, LOPINTO, TALBOT, TEMPLET, AND WILLMOTT AND SENATORS MARTINY, QUINN, AND SHEPHERD
A CONCURRENT RESOLUTION
To urge and request the state of Louisiana and the governor to properly and completely fund cutting of grass along certain routes within Jefferson Parish.

HOUSE CONCURRENT RESOLUTION NO. 203—
BY REPRESENTATIVES GALLOT, HONEY, MICHAEL JACKSON, AND PATRICIA SMITH AND SENATORS BROOME AND DORSEY
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Drucilla S. Thomas.

HOUSE CONCURRENT RESOLUTION NO. 204—
BY REPRESENTATIVE HAZEL AND SENATOR RISER
A CONCURRENT RESOLUTION
To commend Brittany Stephenson of Buckeye High School, daughter of Christina and Bobby Mink, upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 203—
BY REPRESENTATIVES GALLOT, HONEY, MICHAEL JACKSON, AND PATRICIA SMITH AND SENATORS BROOME AND DORSEY
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Drucilla S. Thomas.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 0

ABSENT

Adley LaFleur Shepherd
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 204—
BY REPRESENTATIVE HAZEL AND SENATOR RISER
A CONCURRENT RESOLUTION
To commend Brittany Stephenson of Buckeye High School, daughter of Christina and Bobby Mink, upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Alario Gaubreaux B Mount
Amedee Gaubreaux N Murray
Broome Gray Nevers
Cassidy Hebert Quinn
Cheek Heatmeier Riser
Cravins Kostelka Shaw
Crowe Long Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson
Dupre Michot
Total - 34

Total - 0

ABSENT

Adley LaFleur Shepherd
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVES HENRY, CONNICK, GISCLAIR, LABRUZZO, LIGI, LOPINTO, TALBOT, TEMPLET, AND WILLMOTT AND SENATORS MARTINY, QUINN, AND SHEPHERD
A CONCURRENT RESOLUTION
To urge and request the state of Louisiana and the governor to properly and completely fund cutting of grass along certain routes within Jefferson Parish.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Alario Gaubreaux B Mount
Amedee Gaubreaux N Murray
Broome Gray Nevers
Cassidy Hebert Quinn
Cheek Heatmeier Riser
Cravins Kostelka Shaw
Crowe Long Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson
Dupre Michot
Total - 34

Total - 0

ABSENT

Adley LaFleur Shepherd
Total - 4

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON JUDICIARY C

Senator Lee "Jody" Amedee, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

June 10, 2008
To the President and Members of the Senate:

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

SENATE BILL NO. 386—
BY SENATOR HEBERT
AN ACT
To amend and reenact R.S. 14:90.4(A), 90.5(A) and (B), 93.11(A), and 93.12(A), and R.S. 26:90(A)(1)(a)(introductory paragraph), and 286(A)(1)(a) (introductory paragraph), and to enact R.S. 14:93.10(2)(a)(v), relative to certain criminal offenses affecting certain military personnel; to provide for certain exceptions: and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 726—
BY REPRESENTATIVES HARDY, ABRAMSON, ARMES, AUBERT, AUSTIN, BADDON, 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.
Reported favorably.

HOUSE BILL NO. 1243—
BY REPRESENTATIVE LAFONTA
AN ACT
To enact R.S. 14:67.26, relative to theft; to provide for the crime of theft of copper from a religious building or cemetery or graveyard; to provide for definitions; to provide for penalties; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1373— (Substitute for House Bill No. 1052 by Representative Baldone)
BY REPRESENTATIVES BALDONE, ARMES, ARNOLD, BOBBY BADON, HENRY BURNS, CHAMPAGNE, DOVE, GISCLAIR, HARDY, HENDERSON, HOPPMANN, HONEY, LABRUZZO, LEGER, LORUSSO, MILLS, MONTOUCET, MORRELL, NORTON, PEARSON, PETERSON, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, ST. GERMAIN, TEMPLET, WADDLE, AND WHITE
AN ACT
To amend and reenact R.S. 15:241, 541(1)(d), (e), (f), (g), (h), (i), (j), and (k), (14.1), and (14.2)(a) and (f), 542(C)(2), 542.1(A)(1)(e) and (2)(a), 542.1.1(A)(1) and (B), 542.1.3(A). (B), and (F), 542.1.5(A)(1) and (2)(a) and (F), 542.1.6, 543(B) (introductory paragraph) and (6), 543.1, and 544(A), (B), (C), and (D),(3)(d), to enact R.S. 15:541(1)(l) and (m), 542.1.3(H), and 544(E), and to repeal R.S. 15:541(14.2)(k) and 542.1.1(A)(4), relative to sex offenses and offenses involving child victims; to provide with respect to victims of sex offenses; to provide with respect to the requirements of sex offender and child predator registration and notification provisions; to provide for definitions; to provide for the time period in which an offender must comply with registration and notification requirements; to provide for the duties of the Department of Public Safety and Corrections and the office of youth development; to provide relative to the duration of registration and notification requirements; to provide for written notification by the courts; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 1374— (Substitute for House Bill No. 1283 by Representative Norton)
BY REPRESENTATIVES NORTON, ARMES, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CORTEZ, DIXON, FRANKLIN, GISCLAIR, GREENE, ELBERT GUILLORY, HARDY, HAZEL, HINES, HOWARD, HUTTER, LIGI, LOPINTO, MILLS, MONICA, ROBIDEAUX, SCHRODER, SIMON, JANE SMITH, TEMPLET, AND WOOTON
AN ACT
To enact R.S. 14:107.4, relative to offenses affecting the general peace and order; to create the crime of unlawful filming or recording of criminal activity; to provide for penalties; to provide for exceptions; and to provide for related matters.
Reported favorably.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

REPORT OF COMMITTEE ON ENVIRONMENTAL QUALITY

Senator Troy Hebert, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

June 10, 2008
To the President and Members of the Senate:

I am directed by your Committee on Environmental Quality to submit the following report:
§260. Gaming or employment in gaming prohibited for persons under twenty-one; exceptions
A. A person under the age of twenty-one shall not, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state:
   (1) Play, or be allowed to play, any licensed game or slot machine.
   (2) Loiter, or be permitted to loiter, in or about any room, premises, or designated gaming area wherein any licensed game is operated or conducted.
   (3) Be employed as a gaming employee.
B. Any casino operator, licensee, or other person who intentionally violates or permits the violation of any of the provisions of this Section and any person under twenty-one years of age, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, who violates any of the provisions of this Section may be punished by imprisonment of up to six months or a fine of up to one thousand dollars, or both.
C. In any prosecution or other proceeding for the violation of any of the provisions of this Section, it shall be a defense that the casino operator, employee, dealer, or other person had a reasonable factual basis to believe and in good faith believed the person was twenty-one years old or over, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.
D. The casino gaming operator shall withhold all winnings from patrons who are determined to be under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, and shall remit such winnings to the corporation.

§319. Allowing underage persons to play video draw poker devices; penalties; revocation of license; exceptions
A. (1) No person licensed pursuant to the provisions of this Chapter, or any agent or employee thereof, shall allow a person under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video draw poker device at a licensed establishment.
   (2) The person licensed pursuant to provisions of this Chapter shall withhold all winnings from patrons who are determined to be under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.
   (3) The person licensed pursuant to provisions of this Chapter shall each quarter report and remit to the division all winnings withheld from patrons who are determined to be under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.

B. (1) Violations of Subsection A of this Section shall be penalized by the division as follows:
   (a) For allowing a person under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video draw poker device at a licensed establishment, unless the licensee, his employee, or agent reasonably believed that the person was twenty-one years old or older:
      (i) For a first or second violation, a fine of one thousand dollars shall be imposed.
      (ii) For a third or subsequent violation, license revocation shall be imposed.
(b) For allowing a person under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video draw poker device at a licensed establishment when the licensee, his employee, or agent is shown to have known or reasonably believed he was allowing a person under the age of twenty-one years old, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video draw poker device, or for allowing a person under the age of fifteen years old to play or operate a video draw poker device at a licensed establishment regardless of what the licensee, his employee or agent knew or reasonably believed about the age of that person:

(i) For a first or second violation, license revocation may be imposed.
(ii) For a first or second violation, a fine of one thousand dollars shall be imposed if the license is not revoked.
(iii) For a third or subsequent violation, license revocation shall be imposed.

(2)(a) A licensee shall be provided notice of the charged violation and may concede the violation and accept the penalty or may deny the violation and demand a hearing be held, pursuant to R.S. 27:25, to make a determination regarding the charge.

(b) A violation shall have occurred only if the charged violation is conceded by the licensee to have occurred or is found to have occurred at a hearing held for that purpose.

(3) For the purposes of determining whether a second or subsequent violation has occurred, every violation shall have occurred on a separate occasion, at the same licensed location, and only violations that have occurred within a one-year period, regardless of when they were charged, conceded, or found to have occurred, shall be considered.

(4) For persons having more than one license issued pursuant to the provisions of this Chapter, license revocation as provided in this Subsection, shall only apply to the license of the licensed establishment where the violations occurred.

C. (1) It is unlawful for any person under twenty-one years of age, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video poker device.

(2) Whoever violates the provisions of this Subsection shall be fined not more than one hundred dollars.

(3) Any person apprehended while violating the provisions of this Subsection may be issued a citation by the apprehending law enforcement officer, which shall be paid in the same manner as provided for the offenders of local traffic violations.

Section 3. R.S. 47:9070 is hereby amended and reenacted to read as follows:

§9070. Sale to minors; exception.

(a) No lottery retailer and no agent, associate, employee, representative, or servant of any such person shall sell a lottery ticket to any person under the age of twenty-one years, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, or unless the person submits any one of the following forms of identification which establish the age of the person as twenty-one years or older:

(i) A valid, current, Louisiana driver's license which contains a photograph of the person presenting the driver's license.

(ii) A valid, current, driver's license of another state which contains a photograph of the person and birth date of the person submitting the driver's license.

(iii) A valid, current, special identification card issued by the state of Louisiana pursuant to R.S. 40:1321 containing a photograph of the person submitting the identification card.

(iv) A valid, current, passport or visa issued by the federal government or another country or nation that contains a permanently attached photograph of the person and the date of birth of the person submitting the passport or visa.

(e) A valid, current, military or federal identification card issued by the federal government containing a photograph of the person and date of birth of the person submitting the identification card.

(2) Each form of identification listed in Paragraph (1) must on its face establish the age of the person as twenty-one years of age or older, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, and there must be no reason to doubt the authenticity or correctness of the identification. No form of identification mentioned in Paragraph (1) shall be accepted as proof of age if it is expired, defaced, mutilated, or altered. If the driver's license, state identification card, or lawful identification submitted is a duplicate, the person shall submit additional identification which contains the name, date of birth, and photograph of the person.

(3) An educational institution identification card, check-cashing identification card, or employee identification card shall not be considered as lawful identification for the purposes of this Subsection.

B. Any person who knowingly sells a lottery ticket to a person under twenty-one years of age, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, shall be fined not less than one hundred dollars nor more than five hundred dollars for the first offense and, for each subsequent offense, not less than two hundred dollars or more than one thousand dollars.

C. (1) It is unlawful for any person under twenty-one years of age to purchase a lottery ticket, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.

(2) Whoever violates the provisions of this Subsection shall be fined not more than one hundred dollars.

(3) Any person apprehended while violating the provisions of this Subsection shall be issued a citation by the apprehending law enforcement officer, which shall be paid in the same manner as provided for the offenders of local traffic violations."

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

**House Concurrent Resolutions**

**on Second Reading**

Reported by Committees

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

**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.

Reported favorably by the Committee on Judiciary C.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. President
- Gautreaux N
- Mount
- Alario
- Gray
- Murray
- Amedee
- Hebert
- Nevers

1341
To amend and reenact R.S. 11:2260(A)(11)(g), relative to the read by title and referred to the Legislative Bureau.

To amend and reenact R.S. 47:302.12(B), relative to state funds; to 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. 52—

By Representative Danahay

AN ACT

To amend and reenact Section 3 of Act No. 82 of the 1948 Regular Session of the Legislature, relative to the parish of Calcasieu; to provide relative to community center and playground districts in Calcasieu Parish; to provide relative to the board of commissioners of each such district; to provide relative to the appointment and terms of board members; to provide relative to the filling of vacancies on the board; 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. 337—

By Representatives Burrell, Aubert, Austin Badon, Bobby Badon, Barras, Barrow, Burford, Henry Burns, Carmdy, Carter, Dixon, Downs, Franklin, Gallot, Hardy, Henry, Hoffmann, Honey, Howard, Michael Jackson, Katz, Lafont, Leger, Ligu, Marchand, Morris, Nortin, Nowlin, Peterson, Richard, Ritchie, Jane Smith, Patricia Smith, Talbot, Wadell, and Williams

AN ACT

To enact a new Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, formerly comprised of Parts I through III, to be comprised of new Parts I through VII; to enact Part I, to be comprised of R.S. 47:2121 through 2124, Part II, to be comprised of R.S. 47:2126 through 2137, Subpart A of Part III, to be comprised of R.S. 47:2141 through 2147, Subpart B of Part III, to be comprised of R.S. 47:2151 through 2163, Subpart B of Part IV, to be comprised of R.S. 47:2196 through 2197, Subpart B of Part IV, to be comprised of R.S. 47:2201 through 2211, Subpart C of Part IV, to be comprised of R.S. 47:2231 through 2237, Subpart A of Part V, to be comprised of R.S. 47:2241 through 2245, Subpart B of Part V, to be comprised of R.S. 47:2246 and 2247, Subpart A of Part VI, to be comprised of R.S. 47:2266, Subpart B of Part VI, to be comprised of R.S. 47:2271 through 2280, and Part VII, to be comprised of R.S. 47:2286 through 2290, and to repeal R.S. 13:4951, Subparts E, F, and G of Part II of Chapter 6 of Title 33, comprised of R.S. 33:2861 through 2892.9, Chapters 13A, 13B, and 13C of Title 33, comprised of R.S. 33:4720.11 through 4720.49, and Part II of Chapter 4 of Subtitle III of Title 47, comprised of R.S. 47:2101 through 2114; and to repeal former Parts I, II, and III of Chapter 5 of Subtitle III of Title 47, comprised of R.S. 47:2171 through 2194, 2221 through 2230, and 2251 through 2262, all relative to the payment and collection of property taxes, tax sales, and adjudicated property; to provide general provisions and definitions; to provide for payment and collection; to provide for tax sales of movable and immovable property; to provide for adjudicated property; to provide for redemptions; to provide procedures to quiet title and for actions to annul; and to provide for related matters.

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 Reengrossed House Bill No. 337 by Representative Burrell

AMENDMENT NO. 1

On page 9, line 20, after “January 1” insert “or later”
AMENDMENT NO. 2
On page 17, line 2, after "exempt" insert "or otherwise exempt"

AMENDMENT NO. 3
On page 17, line 10, after "homestead" insert "or other"

AMENDMENT NO. 4
On page 18, line 9, after "tax recipients," insert "The tax collector shall record the cancellation with the recorder of conveyances in the parish in which the property is located."

AMENDMENT NO. 5
On page 33, line 27, after "in excess thereof," insert "The tax collector may determine and establish that the least quantity that can be sold by undivided interests is one percent or less of the whole."

AMENDMENT NO. 6
On page 33, between lines 27 and 28, insert the following:
"(6) Except as otherwise provided in this Subpart, the tax sale shall be conducted in the manner provided by law for judicial sales. This provision shall not be construed to prohibit the tax collector from conducting the tax sale by using an online or electronic bidding process consistent with the law governing judicial sales.

AMENDMENT NO. 7
On page 36, line 17, after "property is located," insert "The tax sale certificate shall contain the full name and address of the tax sale purchaser."

AMENDMENT NO. 8
On page 53, line 9, after "A," delete "The" and insert "Subject to Article VII, Section 25(A)(2) of the Constitution of Louisiana, the"

AMENDMENT NO. 9
On page 55, line 7, delete "next" and insert "any"

AMENDMENT NO. 10
On page 55, line 11, after "sale," delete "or" and insert "if" and after "readvertise," insert "or if the property is readvertised but not sold."

AMENDMENT NO. 11
On page 55, line 12, after "has been redeemed," insert "The purchaser of a tax sale title to an adjudicated property shall be deemed to have purchased the property at the tax sale at which the property was adjudicated to the political subdivision."

AMENDMENT NO. 12
On page 82, line 13, after "Subpart," insert "The tax collector shall promptly remit the redemption payment to the tax sale purchaser."

On motion of Senator Marionneaux, 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. 350—
BY REPRESENTATIVE LEBER
AN ACT
To amend and reenact R.S. 17:1990(B)(2)(a), relative to the operation of schools transferred to the Recovery School District; to authorize the Recovery School District to contract with for-profit providers for the operation of schools under its jurisdiction; and to provide for related matters.

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. 350—
BY REPRESENTATIVE LEBER
AN ACT
To amend and reenact R.S. 17:1990(B)(2)(a), relative to the operation of schools transferred to the Recovery School District; to authorize the Recovery School District to contract with for-profit providers for the operation of schools under its jurisdiction; and to provide for related matters.

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. 416—
BY REPRESENTATIVE EL LINGTON
AN ACT
To enact R.S. 51:1787(A)(1)(a)(iii), (iv), and (v), relative to the rebate of sales and use taxes; to require the timely payment of sales and use tax rebates; to authorize reconsideration of certain items; to require the payment of interest under 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. 417—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 47:2101(A)(3), relative to the payment of ad valorem taxes; to change the deadline interest begins to accrue on delinquent ad valorem taxes; and to provide for related matters.

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. 420—
BY REPRESENTATIVES GALLOT, BOBBY BADON, BARRAS, HENRY BURNS, BURRELL, CARMOYD, CARTER, CHAMPAGNE, DANAHAY, DOERGE, DOWNS, EL LINGTON, FOI, GEYMANN, LE MARCEAU, GLENN LITTLE, GUILLORY, HARDY, ROSALIND JONES, SAM JONES, KLECKLEY, MILLS, MONTOUCET, MORRIS, NORTON, PERRY, GARY SMITH, JANE SMITH, WADDELL, WILLIAMS, AND WOOTON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(D)(3) and to enact Article VII, Section 4(D)(4) of the Constitution of Louisiana, to increase the maximum amount of the severance tax on certain natural resources which is remitted to parish governing authorities; to provide for an effective date; 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. 445—
BY REPRESENTATIVE GREENE
AN ACT
To amend and reenact R.S. 47:2193, relative to tax sales; to provide that the listing of property in the name of the tax sale purchaser shall occur in the same manner as the listing of non-tax sale properties; 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. 463—
BY REPRESENTATIVES TRAHAN AND TUCKER
AN ACT
To amend and reenact R.S. 17:10.5(C), relative to the Recovery School District; to provide for the retention period for certain schools transferred to the Recovery School District; to require the Recovery School District to report certain information to the State Board of Elementary and Secondary Education on the status of such schools; to provide for information to be included in the report, including recommendations of the Recovery School District; to provide timelines relative to such reporting and actions taken by the State Board of Elementary and Secondary Education on such recommendations; 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. 465—
BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WELLMOTT, AND WOOTON AND SENATOR MARTINY
AN ACT
To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

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. 525—
BY REPRESENTATIVE ARNOLD
AN ACT
To enact R.S. 33:2212(H), relative to the city of Sulphur; to provide relative to the city of Sulphur; to authorize an increase in salary for certain members of the police department; to authorize an increase in salary for certain members; to provide for the calculation of longevity pay; and to provide for related matters.

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. 563—
BY REPRESENTATIVE DOWNS
AN ACT
To amend and reenact R.S. 33:2212(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; 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. 563 by Representative Downs

AMENDMENT NO. 1
On page 1, delete lines 3 and 4, and insert: "provide relative to certain designer’s estimates and to the"

AMENDMENT NO. 2
On page 2, line 8, after "Addenda,” insert "Base Bid.”

AMENDMENT NO. 3
On page 2, line 12, change “contract” to “Bidding Documents”

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. 591—
BY REPRESENTATIVE DOWNS
AN ACT
To amend and reenact R.S. 33:2212(A)(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; 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. 591 by Representative Downs

AMENDMENT NO. 1
On page 1, delete lines 3 and 4, and insert: "provide relative to certain designer’s estimates and to the"

AMENDMENT NO. 2
On page 2, line 8, after "Addenda,” insert "Base Bid.”

AMENDMENT NO. 3
On page 2, line 12, change “contract” to “Bidding Documents”

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. 601—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 33:2212(A)(4)(a) and 2218.2(A)(2)(a), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; 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 House Bill No. 601 by Representative Arnold

AMENDMENT NO. 1
On page 2, line 18, after "other than the" delete the remainder of the line.

AMENDMENT NO. 2
On page 2, at the beginning of line 19, delete "Connection Division, the"

AMENDMENT NO. 3
On page 2, delete line 25, and insert the following: "levees, waterways, and riverfront areas, or while patrolling bridges that are within"

On motion of Senator Michot, 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. 607—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact R.S. 47:306(E), relative to license plates for motor vehicles; to provide for an extension for the amount of time a motor vehicle dealer has to remit collected taxes; 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. 622—
BY REPRESENTATIVE TUCKER
AN ACT
To amend and reenact R.S. 36:4(H) and R.S. 49:220.4(A)(1) and (B)(1) through (4) and 220.5(A)(2) and (D)(4), relative to the Louisiana Recovery Authority; to provide for the membership and terms of office of the board of directors; to provide for the transfer of the authority and its board of directors to the division of administration; to provide for the powers, duties, and functions of the authority, the board, and the executive director; to provide for an effective date; 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. 718—
BY REPRESENTATIVES AUSTIN BADON, BARROW, BILLOT, GISCLAIR, HARDY, HENRY, LAFONTA, MARCHAND, PATRICIA SMITH, AND ST. GERMAIN
AN ACT
To amend and reenact R.S. 17:3997(B)(2)(c), relative to the leave of absence granted by a city, parish, or other local public school board to an employee who subsequently becomes employed in a charter school, including the maximum time period for which such leave can be authorized and time periods for the taking of certain actions by the employee relative to returning to the system granting the leave; 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. 722—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 11:158(B) and 3361 and to enact R.S. 11:3391, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for the purchase of service credit; to provide for technical changes; 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. 750—
BY REPRESENTATIVE LAMBERT
AN ACT
To amend and reenact R.S. 33:130.16 through 130.18, relative to industrial areas; to correct statutory references; 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. 845—
BY REPRESENTATIVE PERRY
AN ACT
To amend and reenact R.S. 32:402(B)(1)(c)(introductory paragraph) and to enact R.S. 32:402(B)(1)(c)(iii) through (vi), relative to driving without a license; to provide for penalties for driving without a license to be the same as the penalties for driving with a suspended license; 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. 845 by Representative Perry

AMENDMENT NO. 1
On page 2, line 1, after "both" delete the remainder of the line, delete line 2, and insert a period ";

AMENDMENT NO. 2
On page 2, line 6, after "both" delete the remainder of the line, delete line 7, and insert a period ";

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. 852—
BY REPRESENTATIVES AUSTIN BADON, BARROW, BILLOT, GISCLAIR, HARDY, HENRY, LAFONTA, MARCHAND, PATRICIA SMITH, AND ST. GERMAIN
AN ACT
To enact R.S. 32:300.5, relative to the use of telephones and electronic communication devices while driving; to prohibit text messaging and e-mailing while driving; 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. 852 by Representative Austin Badon

AMENDMENT NO. 1
On page 2, line 12, after "hybrids," insert "or"

AMENDMENT NO. 2
On page 2, line 13, after "devices" delete the remainder of the line and insert a period ";

1345
AMENDMENT NO. 3
On page 2, line 29, change "less" to "more"

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. 888—
BY REPRESENTATIVE HENRY
AN ACT
To amend and reenact R.S. 33:1331(B)(1) and to enact R.S. 39:33.1(B)(4), relative to the expenditure of state funds; to provide for determination of the expenditure limit; to provide for the factors and method of calculation of the expenditure limit; 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 House Bill No. 888 by Representative Henry

AMENDMENT NO. 1
On page 1, line 17, after "year; and" to "year.

On motion of Senator Michot, 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. 903—
BY REPRESENTATIVE HENRY
AN ACT
To enact R.S. 25:912(15) and 914, relative to certain cemeteries within the state of Louisiana; to provide for the creation of a historic cemetery register within the division of historic preservation, office of cultural development, Department of Culture, Recreation and Tourism; to provide relative to the nomination, review, and approval of any such cemetery for inclusion on the state register; to provide relative to the adoption of rules and regulations by the division; 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. 903 by Representative Sam Jones

AMENDMENT NO. 1
On page 2, line 12, after "old, " to "old, or"

AMENDMENT NO. 2
On page 2, insert "or civic,"

On motion of Senator Michot, 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. 909—
BY REPRESENTATIVE MORRELL
AN ACT
To amend and reenact R.S. 17:10.7(C); to provide for the time period for which the Recovery School District shall retain jurisdiction over any school transferred to it; to provide relative to the return of a transferred school; to require certain reports; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; 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. 910—
BY REPRESENTATIVE TUCKER
AN ACT
To enact R.S. 39:1517.1, relative to state contracts; to require the reporting of certain information relating to the contract between the division of administration, office of community development, and ICF Emergency Management Services for management of The Road Home Program; to require oversight by the Legislative Audit Advisory Council; 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 House Bill No. 910 by Representative Tucker

AMENDMENT NO. 1
On page 1, line 17, after "subcontractor, " and before "contractor performance" insert "the value of the contract,"

On motion of Senator Michot, 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. 928—
BY REPRESENTATIVE SAM JONES
AN ACT
To enact R.S. 25:912(15) and 914, relative to certain cemeteries within the state of Louisiana; to provide for the creation of a historic cemetery register within the division of historic preservation, office of cultural development, Department of Culture, Recreation and Tourism; to provide relative to the nomination, review, and approval of any such cemetery for inclusion on the state register; to provide relative to the adoption of rules and regulations by the division; 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. 928 by Representative Sam Jones

AMENDMENT NO. 1
On page 2, line 12, after "old, " to "old, or"

AMENDMENT NO. 2
On page 2, line 13, after "of" insert "civic,"

AMENDMENT NO. 3
On page 2, line 13, after "military service, " and before "that are" delete "or contains buildings" and insert "cultural achievement, or historical significance, or contains structures"

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. 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.

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. 945—
BY REPRESENTATIVE MONICA
AN ACT
To amend and reenact R.S. 32:473.1, relative to abandoned motor vehicles; to provide relative to the removal of abandoned vehicles from highways by parishes and municipalities; to provide relative to liability; to provide for notice of removal; 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. 945 by Representative Monica

AMENDMENT NO. 1
On page 1, line 15 change "forty-eight" to "twenty-four"

AMENDMENT NO. 2
On page 1, line 19 change "forty-eight" to "twenty-four"

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. 958—
BY REPRESENTATIVE ARMES
AN ACT
To amend and reenact R.S. 11:3685(C)(4)(a), (5), (7), and (11), relative to the Harbor Police Retirement System; 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. 964—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 11:3685(C)(4)(a), (5), (7), and (11), relative to the Harbor Police Retirement System; to provide with respect to the deferred retirement option plan; 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. 970—
BY REPRESENTATIVE HONEY
AN ACT
To enact R.S. 33:2589, relative to the municipal fire and police civil service; to provide relative to policemen and firemen employed by certain municipalities; to provide relative to the compensation for work on holidays of any such firefighter and policeman; to provide limitations; 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. 976—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 11:3384(B), relative to the Firefighters’ Pension and Relief Fund in the city of New Orleans; to change the accrual rate of retirement benefits for certain members; to change certain ages at which such accrual rates apply; to provide for an effective date; and to provide for related matters.

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. 994—
BY REPRESENTATIVE ANTONIO
AN ACT
To amend and reenact R.S. 11:3384(B), relative to the Firefighters’ Pension and Relief Fund in the city of New Orleans; to change the definition of severe mental illnesses mandated to be covered; 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. 1006—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 11:3385.1(L), relative to the Firefighters’ Pension and Relief Fund in the city of New Orleans; to provide relative to the deferred retirement option plan; to provide for eligibility for a retroactive deferred retirement option plan benefit; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1006 by Representative Arnold

AMENDMENT NO. 1
On page 1, line 19 after “the pension” and before “the retroactive date” change “at” to “at**

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. 1018—  
BY REPRESENTATIVES TUCKER, TRAHAN, AND LEGER  
AN ACT  
To enact R.S. 17:1874, relative to state funds; to establish the Workforce Training Rapid Response Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment on monies in the fund; to provide for an effective date; 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 House Bill No. 1018 by Representative Tucker  

AMENDMENT NO. 1  
On page 3, between lines 27 and 28, insert the following:  
"E. The secretary of the Department of Labor, the secretary of the Department of Economic Development and the chief executive officer of the board shall annually report to the Senate Select Vocational and Technical Education Committee and the House Committee on Labor and Industrial Relations and such committees shall have oversight of the use of monies in the fund."  

On motion of Senator Michot, 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. 1054—  
BY REPRESENTATIVE PETERSON AND SENATOR GRAY  
AN ACT  
To enact R.S. 17:100,10, relative to authorizing city, parish, and other local public school boards to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management, and improvement of school properties; to exempt such school boards from certain limitations relative to property dispositions under certain circumstances; to authorize such school boards to enter into financing arrangements with their public benefit corporations and certain other private parties to construct new schools and to renovate existing school properties; and to provide for related matters.  
Reported with amendments by the Committee on Revenue and Fiscal Affairs.  

SENATE COMMITTEE AMENDMENTS  
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1054 by Representative Peterson  

AMENDMENT NO. 1  
On page 1, line 17, change "R.S. 12:202.1(D)" to the following: "all of the powers, duties, and limitations defined in R.S. 12:202.1(D) regardless of the population of the school board’s district, all"  

AMENDMENT NO. 2  
On page 3, between lines 10 and 11, insert:  
"G. By March first of each calendar year the Department of education shall provide a written report to the Joint Legislative Committee on the Budget on the utilization of the provisions of this Section based upon information which shall be provided to the department by January first of each calendar by each school board and public benefit corporation created and utilizing New Market Tax Credits in the manner to be provided for in rules and regulations approved by the Joint Legislative Committee on the Budget."  

On motion of Senator Marionneaux, 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. 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.  
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. 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.  
Reported favorably by the Committee on Retirement 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. 1084—  
BY REPRESENTATIVE ROBIDEAUX  
AN ACT  
To enact R.S. 11:625(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.  
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. 1105—  
BY REPRESENTATIVE TRAHAN  
AN ACT  
To amend and reenact R.S. 17:3995(A)(1)(introductory paragraph) and (4), relative to charter schools; to provide relative to charter school funding, including for Type 5 charter schools; to authorize relative to charges for the purchase of certain services by a charter school; to provide limitations; to provide for certain reports to a charter school; 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. 1108—  
BY REPRESENTATIVE BARROTT  
AN ACT  
To amend and reenact R.S. 33:4720.151(B)(6), (D), (E), (G)(5), (9), and (12), (H)(4)(b), (I)(2), (J)(4), (K), (L)(1), (3), and (4), and (O)(introductory paragraph), (1), and (4) and R.S. 44:4.1(B)(18), to enact R.S. 33:4720.151(H)(23) and (S), and to repeal R.S. 33:4720.151(G)(13), relative to the East Baton Rouge
Redevelopment Authority; to provide relative to the purposes and objects and powers and duties of the authority; to provide relative to the members of the governing board of the authority; to authorize the authority to initiate an expedited quiet title and foreclosure action; to provide relative to the procedures for any such action; to provide relative to the rights of property owners; to provide relative to due process; 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 Re-Reengrossed House Bill No. 1108 by Representative Barrow

AMENDMENT NO. 1
On page 1, line 3, after "(4)," delete "and"

AMENDMENT NO. 2
On page 1, line 3, after "(4)" insert ", and (Q)(6)"

AMENDMENT NO. 3
On page 1, line 4, between "(23)" and "and", insert ", (Q)(7),"

AMENDMENT NO. 4
On page 1, line 17, after "(4)," delete "and"

AMENDMENT NO. 5
On page 1, line 17, after "(4)" and before "are" insert "and ", (Q)(6)"

AMENDMENT NO. 6
On page 1, line 18, between "(238)" and "and", insert ", (Q)(7),"

AMENDMENT NO. 7
On page 4, line 28, after "amount" delete ",; and insert ", except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property."

AMENDMENT NO. 8
On page 6, line 11, delete "Such purchases" and insert "In addition to the authority set forth in Subpart B of Part IV of Chapter 5 of this Title, such purchases"

AMENDMENT NO. 9
On page 6, line 21, delete "R.S. 47:2183" and insert "Chapter 5 of this Title"

AMENDMENT NO. 10
On page 7, line 18, after "property" delete ", ; insert ", except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property."

AMENDMENT NO. 11
On page 10, between lines 18 and 19, insert the following:

"Q. As used in this Chapter, the following terms shall have the meaning herein ascribed to them:

* * *

(6) "Real property" means all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest, right, or use, legal or equitable, therein, including terms for years or immovable property" means any and all right, title, and interest in a tract of land, including its component parts and liens by way of judgment, mortgage, or otherwise.

(7) "Owners of a property interest" means anyone with a corporeal or incorporeal interest in immovable property filed for record in the conveyance records or mortgage records of the clerk of court and ex officio recorder of mortgages for the parish where the property is located, including a naked owner, a usufructuary, a mortgagee, a judgment creditor, or a holder of a personal or prej udicial servitude.

AMENDMENT NO. 12
On page 10, line 24, after "the" delete "register of conveyances" and insert "conveyance records of the clerk of court and ex officio recorder of mortgages"

AMENDMENT NO. 13
On page 13, between lines 4 and 5, insert the following:

"(c) For a state or federal chartered depositary financial institution, a search of entity records filed with the Louisiana office of financial institutions or with the Federal Deposit Insurance Corporation (FDIC)."

AMENDMENT NO. 14
On page 15, line 19, after "foreclosure" insert ", including a current holder of a conventional mortgage."

AMENDMENT NO. 15
On page 15, line 21, after "hearing," insert "A holder of a conventional mortgage may object to the action and is entitled to a dismissal of the proceedings by the district court upon a showing that it is the holder of a legally enforceable conventional mortgage and upon payment of the outstanding amount of any liens, taxes and related costs."

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. 1135—

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 2001.10, 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.

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. 1145—

AN ACT

To amend and reenact R.S. 17:3351.6(B) and to enact R.S. 17:3351.6(A)(4), (5), and (6), relative to authorizing the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and nonresident fee amounts for students at the Paul M. Hebert Law Center; to authorize proportional amounts for part-time students and for amounts for students at the Paul M. Hebert Law Center; to increase tuition and nonresident fee amounts for students at the Paul M. Hebert Law Center; 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. 1149—
BY REPRESENTATIVES MICHAEL JACKSON, ARMES, AUBERT, AUSTIN BADON, CARTER, CHAMPAGNE, RITCHIE, PATRICIA SMITH, AND TRAHAN
AN ACT
To enact R.S. 17:85.13, relative to naming a stadium; to authorize the parish school board in certain parishes to name a stadium in honor of a former principal; to provide limitations; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 1149 by Representative Michael Jackson

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 17:85.13" insert "and 85.14" and change "a stadium" to "certain school facilities".

AMENDMENT NO. 2
On page 1, line 3, between "principal;" and "to provide" insert "to authorize the parish school board in certain parishes to name a performing arts center in honor of a former principal;"

AMENDMENT NO. 3
On page 1, line 6, change "is" to "and 85.14 are"

AMENDMENT NO. 4
On page 1, after line 19, insert the following:

"§85.14. Naming of a performing arts center by certain school boards

Notwithstanding any provision of law to the contrary, a parish school board in a parish having a population of more than two hundred thousand persons according to the most recent federal decennial census may name a performing arts center in the parish in honor of a former principal who meets all of the following criteria:

(1) She served as a teacher, assistant principal of instruction and curriculum, and chairwoman of a parishwide committee to determine the feasibility of developing a junior high school magnet program in the parish where the performing arts center is located.
(2) She was the founding principal of a middle magnet school, serving in that capacity for at least ten years.
(3) The middle magnet school, for which she served as principal, was honored as a National School of Excellence by the United States Department of Education.

On motion of Senator Nevers, 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. 1164—
BY REPRESENTATIVE MORRIS
AN ACT
To amend and reenact R.S. 17:85.13, relative to the naming of facilities; to authorize school boards to name athletic facilities after living persons; to repeal prior grants of similar authority and to provide relative to actions taken by school boards under such grants of authority; 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. 1184—
BY REPRESENTATIVE LEGSER
AN ACT
To amend and reenact R.S. 17:3390(D)(1) and to enact R.S. 17:3390(D)(3), relative to certain entities that support public institutions of higher education; to provide relative to certain requirements and limitations; to provide for the preparation of certain certificates and financial statements; 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. 1184—
BY REPRESENTATIVE RICHARD
AN ACT
To amend and reenact R.S. 17:3390(D)(1) and to enact R.S. 17:3390(D)(3), relative to certain entities that support public institutions of higher education; to provide relative to certain requirements and limitations; to provide for the preparation of certain certificates and financial statements; 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. 1232—
BY REPRESENTATIVE JOHNSON
AN ACT
To enact R.S. 45:561 and 562, relative to railroad safety; to provide for the Public Service Commission; to implement the Federal Railroad Safety State Participation program; to authorize inspection of railroad facilities; and to provide for related matters.

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

HOUSE BILL NO. 1232—
BY REPRESENTATIVE JOHNSON
AN ACT
To enact R.S. 45:561 and 562, relative to railroad safety; to provide for the Public Service Commission; to implement the Federal Railroad Safety State Participation program; to authorize inspection of railroad facilities; and to provide for related matters.

Reported favorably 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. 1248 by Representative Johnson

AMENDMENT NO. 1
On page 1, after line 18, insert the following:

"Section 2. To implement the provisions of this Act, the Public Service Commission shall not employ and cause to be trained and certified more than six employees which authorization for such employees shall first be obtained from the Joint Legislative Committee on the Budget."
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. 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, 1206(A), 1209(A), (1)(a)(introductory paragraph) and (b), (2), and (3), (B), (C), and (D)(5), 7(8), 8, (9), 10, and (12), 1205(A)(4), (B), (C), (D), (E)(1) and (5), (G), (H), (I)(1), (2), (3), (4), (5), and (7), (I), (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), 2111, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2180, 2181, 2182, 2183, 2184, 2186, 2187, 222(A)(1) 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), 3002(2), 3010(A), 3112, 3202(B), 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), 338.2, 415(B)(4), 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 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 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. 1267—
BY REPRESENTATIVE MONTOCET
AN ACT
To amend and reenact R.S. 13:1883(J), relative to the marshal of the city of Rayne; to authorize an increase in salary; 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. 1296—
BY REPRESENTATIVE WILLMOTT
AN ACT
To enact R.S. 32:284(D), relative to riding in the bed of a pickup truck; to prohibit persons from riding in the bed of pickup trucks on certain roadways; 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. 1297—
BY REPRESENTATIVES BARROW AND ELBERT GUILORY
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.

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. 1297 by Representative Barrow

AMENDMENT NO. 1
On page 4, line 19, between “The” and “municipality” insert “parish or”

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. 1304—
BY REPRESENTATIVE BALDONE
AN ACT
To enact R.S. 33:4564(D), relative to the boards of commissioners of recreation districts in certain parishes; to provide for a per diem for members of such boards; 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. 1314—
BY REPRESENTATIVE MICHAEL JACKSON
AN ACT
To amend and reenact R.S. 17:1855(D)(2) and to enact R.S. 17:1855(D)(3), relative to tuition; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition amounts for students in future years entering the law center; to authorize proportional amounts for part-time and for summer sessions; to provide limitations; 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. 1325—
BY REPRESENTATIVES DIXON, ARMES, CHANDLER, CHANEY, EDWARDS, RICHARDSON, AND RITCHIE
AN ACT
To enact R.S. 17:3312(B), relative to the use of sick leave for personal purposes by unclassified employees at public colleges and universities; to provide relative to the use of sick leave by unclassified employees at public colleges and universities; 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 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 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. 1326—
BY REPRESENTATIVES DIXON, ARMES, CHANDLER, CHANEY, EDWARDS, RICHARDSON, AND RITCHIE
AN ACT
To enact R.S. 17:3312(B), relative to the use of sick leave by unclassified employees at public colleges and universities; to provide relative to the use of sick leave for personal purposes by certain employees; to provide guidelines and limitations; to provide applicability; 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. 1335—
BY REPRESENTATIVE DOERGE
AN ACT
To enact Chapter 5-R of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1203 through 380.156, and R.S. 36:744(BB) and 801.21, to create the Germantown Colony Museum in the Department of State; to provide relative to the composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; 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. 1367— (Substitute for House Bill No. 451 by Representative Hardy)
BY REPRESENTATIVES HARDY AND CUMIN
To enact R.S. 32:77.1, relative to passing in school zones; to prohibit passing in school zones; to provide for penalties for operators of motor vehicles who pass other motor vehicles in school zones; 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. 1367 by Representative Hardy

AMENDMENT NO. 1
On page 1, delete lines 8 through 10 and insert the following:

[AMENDMENTS CONTINUE]

Special Order of the Day

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

SENATE BILL NO. 276—
BY SENATOR CASSIDY
AN ACT
To amend and reenact R.S. 23:1203(B) and R.S. 40:2203.1(A), (C), and (G) and to enact R.S. 23:1034.3 and R.S. 40:2203(H), 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 liability and penalties; to provide for an effective date; and to provide for related matters.

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

Senate Bills and Joint Resolutions
Returned from the House of Representatives with Amendments

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 87—

AN ACT
To amend and reenact R.S. 47:31, 32(A), 290(B), 297.4(B)(1), 300.1, 6006(B), 6006.1(C), 6023(D)(1), and 6025(C), and R.S. 51:1807(C), relative to individual income tax; to provide for a reduction of the tax by phasing-out the tax on incomes of individuals, estates, and trusts; to provide with respect to certain refundable tax credits; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 87 by Senator Shaw

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and insert

"R.S. 47:32(A), relative to individual income tax; to provide for a reduction of rates and brackets; and to"

AMENDMENT NO. 2
On page 1, at the beginning of line 8, after "Section 1." delete the remainder of the line and insert

"AN ACT
To amend and reenact R.S. 47:31, 32(A), 290(B), 297.4(B)(1), 300.1, 6006(B), 6006.1(C), 6023(D)(1), and 6025(C), and R.S. 51:1807(C), relative to individual income tax; to provide for a reduction of the tax by phasing-out the tax on incomes of individuals, estates, and trusts; to provide with respect to certain refundable tax credits; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

AMENDMENT NO. 3
On page 1, delete lines 10 through 17 in their entirety, delete pages 2, 3, 4, 5, and 6 in their entirety, and on page 7, delete lines 1 through 11 in their entirety and insert the following:

"§32. Rates of tax
A. On individuals. The tax to be assessed, levied, collected and paid upon the taxable income of an individual shall be computed at the following rates:
(1) Two percent on that portion of the first twelve thousand five hundred dollars of net income
(2) Four percent on the next twelve thousand five hundred dollars of net income
(3) Six percent on any amount of net income in excess of twenty-five thousand fifty thousand dollars of net income.

Section 2. The provisions of this Act shall be applicable for all tax years beginning on and after January 1, 2009."
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 87 by Senator Shaw

AMENDMENT NO. 1

In Amendment No. 3 of the set of Amendments proposed by the House Committee on Ways and Means and adopted by the House of Representatives on May 19, 2008, on page 1, between lines 23 and 24, insert the following:

"Section 2. The secretary of the Department of Revenue shall not amend the withholding tables for individual income tax until after July 1, 2009."

AMENDMENT NO. 2

In Amendment No. 3 of the set of Amendments proposed by the House Committee on Ways and Means and adopted by the House of Representatives on May 19, 2008, on page 1, at the beginning of line 24, change "Section 2." to "Section 3."

AMENDMENT NO. 3

On page 7, at the beginning of line 12, change "Section 3." to "Section 4."

Senator Shaw moved to concur in the amendments proposed by the House.

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 amendments proposed by the House were concurred in. Senator Shaw moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 123—

BY SENATOR DUPRE AND REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 23:921(J), (K) and (L), relative to the prohibition on restraint of business; to provide with regard to corporations; to provide with regard to partnerships; to provide with regard to limited liability companies; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 123 by Senator Dupre

AMENDMENT NO. 1

On page 1, at the beginning of line 2, delete "To" and insert in lieu thereof the following: "To amend and reenact R.S. 23:921(H) and to"

AMENDMENT NO. 2

On page 1, line 3, after "compete;" and before "to prohibit" insert "to provide for dissolution of noncompete agreements in certain situations; to allow members of a noncompete agreement to transfer, sell, or purchase stock in certain situations;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." and before "R.S." insert the following: "R.S. 23:921(H) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"H. Any agreement covered by Subsections Subsection B, C, E, F, G, J, K, or L, of this Section shall be considered an obligation not to do, and failure to perform may entitle the obligee to recover damages for the loss sustained and the profit of which he has been deprived. In addition, upon proof of the obligor's failure to perform, and without the necessity of proving irreparable injury, a court of competent jurisdiction shall order injunctive relief enforcing the terms of the agreement. Any agreement covered by Subsection J, K, or L, of this Section shall be null and void if it is determined that members of the agreement were engaged in ultra vires acts. Nothing in Subsection J, K, or L, of this Section shall prohibit the transfer, sale, or purchase of stock or interest in publicly traded entities."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 123 by Senator Dupre

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Commerce to Reengrossed Senate Bill No. 123 by Senator Dupre, delete line 5 and insert "On page 1, line 2, after "business;" insert "to provide for dissolution"

Senator Dupre moved to concur in the amendments proposed by the House.

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
SENATE 41st DAY’S PROCEEDINGS

June 10, 2008

SENATE BILL NO. 172—

BY SENATOR DUPLESSIS

AN ACT
To amend and reenact R.S. 51:579(B) and to enact R.S. 51:579(A)(3), relative to purchasers of certain metals; to provide for the purchase of copper wire, alloy, bronze, zinc, aluminum, stainless steel, or brass; to provide for register and reporting requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 172 by Senator Duplessis

AMENDMENT NO. 1
On page 1, delete line 12 in its entirety and insert in lieu thereof the following:

"A. * * *

Senator Duplessis moved to concur in the amendments proposed by the House.

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

ABSENT

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 182—

BY SENATORS GRAY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAJOSSON, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPE,
ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER,
JACKSON, KOSTELKA, LAFLER, LONG, MARIONEAUX, MARTINY,
MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS,
NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND
WALSWORTH AND REPRESENTATIVES ANDREWS, ARNOLD, AUBERT,
BARROW, BURRELL, CHAMPAGNE, CORTEZ, CROMER, GISCLAIR,
ELBERT GUILLOY, HARDY, HENES, HOFFMANN, HONEY, HOWARD,
HUTTER, GIROD JACKSON, MICHAEL JACKSON, KATZ, LAFONTA,
LEGER, MARCHAND, MILLS, MORRELL, NORTON, PEARSON,
RICHARD, RICHARDSON, RICHMOND, ROBIDEAUX, SCHRODER,
SMILEY, PATRICIA SMITH, TEMPLET, TRAHAN, WADDELL,
WILLIAMS AND WOOTON

AN ACT
To amend and reenact R.S. 28:53.2(B), the introductory paragraph of (C), (D), (E), (F), and (G), and to enact R.S. 28:53.2(H) and Part III-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:67 through 76, relative to involuntary outpatient treatment for behavioral health services; to provide for criteria for involuntary outpatient treatment for behavioral health services; to provide for judicial procedure; to provide for an order of custody; to provide for a written treatment plan; to provide for an appeal; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 182 by Senator Gray

AMENDMENT NO. 1
On page 2, line 4, after "treatment" delete the remainder of the line and on line 5, delete "28 of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2
On page 2, line 6, change "subject of the order" to "patient"

AMENDMENT NO. 3
On page 2, line 7, after "order" and before "and" delete "of involuntary outpatient treatment"

AMENDMENT NO. 4
On page 2, line 8, change "due to noncompliance the subject" to "he"

AMENDMENT NO. 5
On page 5, at the end of line 4, change "from" to "for"

AMENDMENT NO. 6
On page 3, line 7, change "from" to "for"

AMENDMENT NO. 7
On page 5, line 8, delete "in a hospital"

AMENDMENT NO. 8
On page 5, line 13, change "at" to "of"

AMENDMENT NO. 9
On page 5, line 17, delete "or her"

AMENDMENT NO. 10
On page 5, line 20, delete "patient's" and after "behavior" insert "of the patient"

AMENDMENT NO. 11
On page 5, line 21, delete "in order"

AMENDMENT NO. 12
On page 5, at the beginning of line 26, change "(8)" to "B."

AMENDMENT NO. 13
On page 5, line 27, delete "that" and change "such" to "the"
AMENDMENT NO. 14
On page 5, at the beginning of line 29, delete "B."

AMENDMENT NO. 15
On page 6, line 4, change "subject of the" to "patient" and at the beginning of line 5, delete "petition."

AMENDMENT NO. 16
On page 6, line 6, delete "only" and at the beginning of line 7, change "any" to "one."

AMENDMENT NO. 17
On page 6, line 8, change "subject of the petition" to "patient."

AMENDMENT NO. 18
On page 6, at the end of line 10 and at the beginning of line 11, change "subject of the petition" to "patient."

AMENDMENT NO. 19
On page 6, at the beginning of line 13, delete "regional."

AMENDMENT NO. 20
On page 6, line 15, change "subject of the petition" to "patient."

AMENDMENT NO. 21
On page 6, line 18, change "person who is the subject of the petition to "patient." at the end of the line, delete "set" and at the beginning of line 19, delete "out."

AMENDMENT NO. 22
On page 6, line 26, change "person who is the subject of the petition" to "patient."

AMENDMENT NO. 23
On page 6, line 28, change "subject of the petition" to "patient."

AMENDMENT NO. 24
On page 7, at the end of line 3 and at the beginning of line 4, change "subject of the petition" to "patient."

AMENDMENT NO. 25
On page 7, line 4, change "the subject" to "him."

AMENDMENT NO. 26
On page 7, line 6, change "subject of the petition" to "patient."

AMENDMENT NO. 27
On page 7, line 7, delete "that such physician," and at the beginning of line 8, change "psychiatric mental health nurse practitioner or psychologists" to "he."

AMENDMENT NO. 28
On page 7, line 9, change "subject of the petition" to "patient."

AMENDMENT NO. 29
On page 7, line 11, after "time." and before the comma ",," insert "and place for a hearing, which may be conducted before any judge in the judicial district, within five days" and delete line 12 in its entirety.

AMENDMENT NO. 30
On page 7, at the beginning of line 13, delete "petition."

AMENDMENT NO. 31
On page 7, line 18, change "at the hearing; that he has" to a comma ",," and after "counsel" change the semicolon ";," to a comma ",," and at the end of the line delete "that."

AMENDMENT NO. 32
On page 7, at the beginning of line 19, change "he, if" to "which may be appointed, if he is."
AMENDMENT NO. 51
On page 8, line 28, delete "psychologist" and change "by such" to "or otherwise authorized by the"

AMENDMENT NO. 52
On page 8, line 28, after "center" insert a period "." and delete the remainder of the line and line 29 in its entirety

AMENDMENT NO. 53
On page 9, line 2, after "psychologist" insert a comma ",," and delete the remainder of the line and delete line 3 in its entirety

AMENDMENT NO. 54
On page 9, line 4, change "practitioner or psychologist" to "he"

AMENDMENT NO. 55
On page 9, line 7, change "subject" to "patient"

AMENDMENT NO. 56
On page 9, line 11, change "subject" to "patient"

AMENDMENT NO. 57
On page 9, line 14, delete "for the recommended involuntary outpatient treatment"

AMENDMENT NO. 58
On page 9, at the end of line 15, change "such" to "the" and delete line 16 in its entirety

AMENDMENT NO. 59
On page 9, line 17, change "psychologist's testimony" to "testimony of the physician, psychiatric mental health nurse practitioner or medical psychologist"

AMENDMENT NO. 60
On page 9, line 18, delete "shall describe"

AMENDMENT NO. 61
On page 9, line 19, change "shall recommend whether such" to "whether the"

AMENDMENT NO. 62
On page 9, line 22, change "subject of the petition" to "patient"

AMENDMENT NO. 63
On page 9, line 23, change "behalf of the subject" to "his behalf"

AMENDMENT NO. 64
On page 10, line 6, after "as the" delete the remainder of the line and delete lines 7 and 8 in their entirety and insert "patient and upon his request, an individual significant to him and"

AMENDMENT NO. 65
On page 10, at the beginning of line 9, delete "otherwise"

AMENDMENT NO. 66
On page 10, at the end of line 13, change "that the" to "the patient" and at the beginning of line 14, delete "subject of the petition"

AMENDMENT NO. 67
On page 10, line 15, change "such medication" to "it"

AMENDMENT NO. 68
On page 10, at the end of line 17, change "subject" to "patient"

AMENDMENT NO. 69
On page 10, line 19, change "such plan" to "it" and delete "relevant"

AMENDMENT NO. 70
On page 10, at the end of line 20, delete "physician's," and at the beginning of line 21, delete "psychiatric medical health nurse practitioner's or psychologist's"
On page 14, at the beginning of line 28, change "A" to "The"

AMENDMENT NO. 93
On page 13, line 1, change "Such order may" to "The order shall"

AMENDMENT NO. 94
On page 13, line 2, delete "such" and change "such order" to "it"

AMENDMENT NO. 95
On page 13, line 6, delete "or arrange for"

AMENDMENT NO. 96
On page 13, line 7, change "throughout the period of the order" to "services"

AMENDMENT NO. 97
On page 13, line 8, change "subject of the petition is to be" to "patient is"

AMENDMENT NO. 98
On page 13, line 11, after "petition" insert "and certified services are available" and after "the" and before "order" insert "court"

AMENDMENT NO. 99
On page 13, line 12, delete "for or arrange"

AMENDMENT NO. 100
On page 13, line 13, change "for the duration of the order" to "services," and delete the remainder of the line and delete lines 14 and 15 in their entirety

AMENDMENT NO. 101
On page 13, line 16, after "director" delete the remainder of the line and insert "or regional manager"

AMENDMENT NO. 102
On page 13, line 17, change "to the court for approval before" to "for court approval prior to"

AMENDMENT NO. 103
On page 13, line 19, after the period "." delete the remainder of the line and delete line 20 in its entirety and at the beginning of line 21, insert "For"

AMENDMENT NO. 104
On page 13, line 22, change "from the order of the" to "service" and at the beginning of line 23, delete "court"

AMENDMENT NO. 105
On page 13, line 23, change "patient's consent" to "consent of the patient"

AMENDMENT NO. 106
On page 13, line 25, delete "by the subject of the petition"

AMENDMENT NO. 107
On page 13, line 26, delete "such" and before "approval" insert "court" and change "those" to "all"

AMENDMENT NO. 108
On page 13, line 29 and insert "If a motion is not filed within five days from the date the application is"

AMENDMENT NO. 109
On page 14, line 6, after "A," insert "The court order for outpatient treatment shall expire at the end of the specified period unless a petition for an extension has been filed."

AMENDMENT NO. 110
On page 14, line 6, delete "the condition of" and on line 7, delete "under an order of involuntary outpatient commitment"
AMENDMENT NO. 129
On page 15, delete lines 13 through 25 and insert the following:
"provider, and the patient may be in need of involuntary
admission to a treatment facility, he may execute an emergency
certificate in accordance with R.S. 28:53, request an order for
custody in accordance with R.S. 28:53.2, or seek a judicial
commitment in accordance with R.S. 28:54.
B. If the patient refuses to take medication or refuses to take
or fails blood or other laboratory tests as required by court
order, the physician, psychiatric mental health nurse practitioner
or psychologist may consider his refusal in determining whether
the patient is in need of inpatient treatment services.*

LEGISLATIVE BUREAU AMENDMENTS

AMENDMENT NO. 1
In House Committee Amendment No. 29 proposed by the House
Committee on Civil Law to Reengrossed Senate Bill 182 by Senator
Gray, on page 3, line 8, change "delete line 12 in its entirety" to
delete the remainder of the line and delete line 12 in its entirety

AMENDMENT NO. 2
In House Committee Amendment No. 41 proposed by the House
Committee on Civil Law to Reengrossed Senate Bill 182 by Senator
Gray, on page 4, line 7, following "line" and before "delete" change
"12" to "11"

AMENDMENT NO. 3
In House Committee Amendment No. 67 proposed by the House
Committee on Civil Law to Reengrossed Senate Bill 182 by Senator
Gray, on page 6, line 4, delete the entire line and insert "On page 10,
line 15, change "such" to "the"

AMENDMENT NO. 4
In House Committee Amendment No. 72 proposed by the House
Committee on Civil Law to Reengrossed Senate Bill 182 by Senator
Gray, on page 6, line 15, following "line" and before "change" change
"25," to "26," and on page 6, line 16 following "," insert "and
delete line 27 in its entirety"

AMENDMENT NO. 5
In House Committee Amendment No. 127 proposed by the House
Committee on Civil Law to Reengrossed Senate Bill 182 by Senator
Gray, on page 10, line 22, change "after" to "change" and change
"insert" to "to"

AMENDMENT NO. 6
On page 1, line 2, following "28:53.2(2)," and before "(C)" delete
the introductory paragraph of

AMENDMENT NO. 7
On page 1, line 10, following "28:53.2(2)," and before "(C)" delete
the introductory paragraph of

AMENDMENT NO. 8
On page 2, delete line 13 in its entirety and insert
"(1) The date and hour of issuance and the municipality or parish
where issued.
(2) The name of the person to be taken into custody, or if his
name is not known a designation of the person by any name or
description by which he can be identified with reasonable certainty.
(3) A description of the acts or threats which have led to the
belief that the person is mentally ill or suffering from substance abuse
and is in need of immediate hospitalization to protect the person or
others from physical harm, and
(4) That the person shall be taken to a community mental health
center, a public or private general hospital, a public or private mental
health center, a provider, and the patient may be in need of involuntary
admission to a treatment facility, he may execute an emergency
certificate in accordance with R.S. 28:53, request an order for
custody in accordance with R.S. 28:53.2, or seek a judicial
commitment in accordance with R.S. 28:54.
B. If the patient refuses to take medication or refuses to take
or fails blood or other laboratory tests as required by court
order, the physician, psychiatric mental health nurse practitioner
or psychologist may consider his refusal in determining whether
the patient is in need of inpatient treatment services.*

(5) That law enforcement officers are to use reasonable and
necessary precautions when appropriate, in the execution of an order
for custody pursuant to Subsection A and Paragraph (G)(1) of this
Section, to avoid a violent encounter with the person being taken into
custody. For the purposes of this Paragraph, "reasonable and
necessary precautions" include crisis management strategies.*

AMENDMENT NO. 9
On page 10, line 13, following "Subsection" and before "of this"
change "F" to "E"

AMENDMENT NO. 10
On page 14, line 14, following "hundred" and before "eighty" delete
"and"

Senator Gray moved to concur in the amendments proposed by
the House.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Erdey Michot
Adley Gautreaux B Morris
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 Marlineaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson
Total - 38

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House
were concurred in. Senator Gray moved to reconsider the vote by
which the amendments were concurred in and laid the motion on
the table.

SENATE BILL NO. 190—
BY SENATOR DUPLESSIS

AN ACT
To amend and reenact R.S. 32:1262(B)(1), relative to the Motor
Vehicles and Traffic Regulations Act; to provide for audits of
automobile dealer records; and to provide for related matters.

The bill was read by title. Returned from the House of
Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to
Engrossed Senate Bill No. 190 by Senator Duplessis

AMENDMENT NO. 1
On page 2, delete line 3 and insert in lieu thereof the following: "in
not less than one hundred twenty days from the program period.
Additionally, no penalty"

AMENDMENT NO. 2
On page 2, line 4, delete "but not sold" and insert "incorrectly"
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed Senate Bill No. 190 by Senator Duplessis

AMENDMENT NO. 1
In House Committee Amendment No. 1 proposed by the House Committee on Commerce and adopted by the House of Representatives on May 14, 2008, on line 3, delete "not"

Senator Duplessis moved to concur in the amendments proposed by the House.

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 amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 285—
BY SENATOR DUPLESSIS
AN ACT
To amend and reenact R.S. 35:1, 191(A)(1) and (2), (C) and (E), 199(A)(2)(b), and 201(A)(1) and (B) and to enact R.S. 35:2(C), 191.3(A) and (B), and 201(C), and to repeal R.S. 44:184.2, relative to notaries public and issuance of notary public commissions; to provide relative to qualifications, administration and procedures; to provide terms and conditions; to provide for recordation of acts affecting immovable property in the parish of Orleans; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1
On page 2, line 17, after "resident" delete the remainder of the line and insert "or citizen of this state."

Senator Duplessis moved to concur in the amendments proposed by the House.

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 amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.
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. 86—
BY SENATOR LAFLEUR
A CONCURRENT RESOLUTION
To continue the Bayou Boeuf Advisory Committee and to require the advisory committee to study and make proposals to the Senate and House committees on transportation, highways and public works relative to uses of Bayou Boeuf, and the feasibility of the creation of a freshwater district along Bayou Boeuf from Alexandria to Washington in the parishes of Rapides, Avoyelles, Evangeline, and St. Landry.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hebert Nevers
Cassidy Hitiemeier 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 Senate had adopted the Senate Concurrent Resolution.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

SENATE BILL NO. 45—
BY SENATORS B. GAUTREAUX, ADLEY, AMEDEE, CHEEK, CRAVINS, DUPRE, N. GAUTREAUX, HEBERT, KOSTELKA, LAFLEUR, MCPHERSON, MURRAY, NEVERS, SHEPHERD AND THOMPSON AND REPRESENTATIVES GISCLAIR, HUTTER, PERRY, PUGH AND RICHARD
AN ACT
To amend and reenact R.S. 35:1, 191(A)(1) and (2), (C) and (E), 199(A)(2)(b), and 201(A)(1) and (B) and to enact R.S. 35:2(C), 191.3(A) and (B), and 201(C), and to repeal R.S. 44:184.2, relative to notaries public and issuance of notary public commissions; to provide relative to qualifications, administration and procedures; to provide terms and conditions; to provide for recordation of acts affecting immovable property in the parish of Orleans; to provide for an effective date; and to provide for related matters.

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1
On page 2, line 17, after "resident" delete the remainder of the line and insert "or citizen of this state."

AMENDMENT NO. 2
On page 2, at the end of line 29, change "must" to "shall"

AMENDMENT NO. 3
On page 4, at the beginning of line 11, change "not" to "no"

AMENDMENT NO. 4
On page 4, line 26, after "however," and before "be" change "must" to "shall"

AMENDMENT NO. 5
On page 5, line 28, after "he" and before "meet" change "must" to "shall"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1
On page 8, line 4, before "Notwithstanding" change "(i)" to "(a)"

AMENDMENT NO. 2
On page 8, line 16, before "Notwithstanding" change "(iii)" to "(b)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johnson to Reengrossed Senate Bill No. 285 by Senator Duplessis
AMENDMENT NO. 1
Delete House Committee Amendment No. 1 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on May 14, 2008.

AMENDMENT NO. 2
On page 2, line 17, after “resident” and before “citizen” delete the comma “.”

Senator Duplessis moved to reject the amendments proposed by the House.

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

Kostelka Shepherd
Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Duplessis moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Resumed

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

SENATE BILL NO. 128—

BY SENATOR NEVERS

AN ACT
To amend and reenact R.S. 39:1484(A)(18), relative to professional, personal, consulting, and social services procurement; to provide for definitions; to add educational consultants to the list of recognized professions for which contracts for professional services may be awarded without competitive bidding or negotiation; and to provide for related matters.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 128 by Senator Nevers

AMENDMENT NO. 1
On page 2, at the end of line 13, insert “The services of educational consultants may be contracted for only by the Department of Education. This contracting provision shall have no effect after December 31, 2012.”

On motion of Senator Donahue, the amendments were adopted.

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

NAYS

Total - 0

ABSENT

Total - 2

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

SENATE BILL NO. 706—

BY SENATOR CROWE

AN ACT
To amend and reenact R.S. 17:3048.1(H)(2) and to enact R.S. 17:3048.1(B)(4), relative to the Tuition Opportunity Program for Students; to provide for the TOPS-Tech Plus Award; to provide relative to initial and continuation eligibility requirements; to provide relative to award applications; to provide for award amounts; to provide for the length of eligibility; to provide for effectiveness; and to provide for related matters.

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

SENATE BILL NO. 780—

BY SENATORS CROWE, ALARIO, BROOME, CASSIDY, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, LAFLEUR, LONG, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHEPHERD, SMITH, THOMPSON, WALSWORTH AND SHAW

AN ACT
To enact Chapter 49 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3491 through 3506, relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the authority’s powers, duties, and responsibilities; and to provide for related matters.
Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 780 by Senator Crowe

AMENDMENT NO. 1
On page 6, line 15, following "American" and before "Grain" change "Exporter" to "Export"

AMENDMENT NO. 2
On page 6, line 24, following "(1)" and before ";" insert "of this Section"

AMENDMENT NO. 3
On page 16, line 23, following "and the" and before "of" change "Commercial Laws" to "Uniform Commercial Code"

AMENDMENT NO. 4
On page 22, line 12, following "of the" change "Commercial Laws" to "Uniform Commercial Code"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 780 by Senator Crowe

AMENDMENT NO. 1
On page 4, line 20, after "property" insert: ". beginning at latitude 28.929 degrees; longitude 89.405 degrees then east to latitude 28.924 degrees; longitude 89.399 then south to latitude 28.916 degrees; longitude 89.406 degrees then west to latitude 28.922 degrees; longitude 89.413 degrees and then back to point of beginning."

AMENDMENT NO. 2
On page 5, line 12, after "otherwise," insert "except mineral leases as provided for in R.S. 34:3498(E),"

AMENDMENT NO. 3
On page 6, delete lines 14 through 17 and insert: "(5) Two members at large."

AMENDMENT NO. 4
On page 6, line 18, change "(7)" to "(6)"

AMENDMENT NO. 5
On page 6, line 20, change "(8)" to "(7)"

AMENDMENT NO. 6
On page 9, line 27, after "purposes," delete the remainder of the line and delete lines 22 through 26

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 780 by Senator Crowe

AMENDMENT NO. 1
Delete Senate Floor Amendment No.'s 3, 4, and 5 proposed by Senator Crowe and adopted by the Senate on June 10, 2008

AMENDMENT NO. 2
On page 6, delete lines 14 through 17 and insert: "(5) One member at large."

On motion of Senator Shepherd, the amendments were adopted.

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

NAYS

Total - 0

ABSENT

Check Kostelka
Total - 2

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

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

Senator Walsworth in the Chair

Called from the Calendar

Senator Crowe asked that Senate Bill No. 790 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 790—

BY SENATOR CROWE

AN ACT
To amend and reenact R.S. 39:2002(7), 2004, the introductory paragraph of 2006(A), 2006(A)(4), 2007(A), (B), (C), (D) and (E), 2008(A), (B), the introductory paragraph of (C), and (C)(1)
and to enact R.S. 39:2008(D), relative to the Louisiana Initiative for Small Entrepreneurships (Hudson Initiative); to provide for small entrepreneurship procurements; to provide for goals and objectives; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 790 by Senator Crowe

AMENDMENT NO. 1
On page 1, line 2, after “reenact” delete the remainder of the line and delete lines 3 and 4 in their entirety, and insert the following: “R.S. 39:2004, relative to the Louisiana Initiative”

AMENDMENT NO. 2
On page 1, line 9, after “Section 1” and the period “.” delete the remainder of the line and delete lines 10 and 11 in their entirety, and insert the following: “R.S. 39:2004 is hereby amended and reenacted to read”

AMENDMENT NO. 3
On page 1, delete lines 13 through 17

AMENDMENT NO. 4
On page 2, delete lines 1 through 5

AMENDMENT NO. 5
On page 2, delete lines 7 through 29, and insert the following: “A. The commissioner of administration shall establish annual goals for small entrepreneurship participation in state procurement and public contracts. The commissioner shall determine the appropriate level and number of goals for each year. The formulation of each goal shall be based on historical procurement and public contracting data and any other factors which the commissioner deems useful. As part of development of goals, the commissioner may consider the capacity of small entrepreneurship available to participate in meeting goals, which may be determined based on past experience, available small entrepreneurship certifications, and recognized industry composition. The commissioner shall provide guidance to agencies with respect to estimation of dollar values for anticipated procurement and contract activity to be used in the development of a goal. Agencies shall report any data required by the commissioner in this regard in accordance with a schedule established by the commissioner.”

B. (1) The Hudson Initiative Task Force is hereby established and shall meet no later than August 1, 2008. The task force shall consist of the following or their respective designees: the commissioner of administration, the secretary of the Departments of Transportation and Development, Health and Hospitals, Economic Development and two other departments of state government selected by the commissioner, along with a representative of the Association of General Contractors, a representative of the Greater New Orleans, Inc., a representative of the St. Landry Parish Chamber of Commerce, a representative of the Monroe Chamber of Commerce, a representative of the Greater Shreveport Area Chamber of Commerce, a representative of the Baton Rouge Area Chamber of Commerce, a representative of the Greater Lafayette Chamber of Commerce, a representative of the Chamber of Commerce of Southwest Louisiana, a representative of the Central Louisiana Chamber of Commerce, the chairperson, or his or her designee, of the Senate Committee on Commerce, Consumer Protection and International Affairs, the chairperson, or his or her designee, of the House Committee on Commerce, the chairperson, or his or her designee, of the House Committee on Appropriations and the chairperson, or his or her designee, of the Senate Committee on Finance, the chairperson, or their designees, of the Senate Committee on Commerce, Consumer Protection and International Affairs and the House Committee on Commerce shall serve as the co-chairs of the task force.

(2) The task force shall hold its first meeting no later than August 1, 2008. The task force shall complete its work and shall submit a final report to the House Committees on Appropriations and Commerce and the Senate Committees on Commerce, Consumer Protection, and International Affairs and Finance on or before July 1, 2010, at which time the task force shall cease to exist. The task force shall, commencing on August 1, 2008, submit progress reports to such committees on a quarterly basis.

(3) The task force shall study and evaluate the Hudson Initiative (the initiative) and shall specifically:

(a) Evaluate the current implementation of the initiative.
(b) Evaluate the appropriate level and number of goals for the initiative.
(c) Make recommendations for improving the effectiveness of the initiative, including appropriate goals and benchmarks for the initiative.
(d) Propose changes as needed to the laws and rules relative to the initiative.

AMENDMENT NO. 6
On page 3, delete lines 1 through 29

AMENDMENT NO. 7
On page 4, delete lines 1 through 29

AMENDMENT NO. 8
On page 5, delete lines 1 through 29

AMENDMENT NO. 9
On page 6, delete lines 1 through 7

On motion of Senator Crowe, the amendments were adopted.

The bill was read by title. Senator Crowe 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 Morris
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hbert Nevers
Cassidy Heitmier Quinn
Cheek Jackson Riser
Cravins Kostelka Shaw
Crowe LaFleur Smith
Donahue Long Thompson
Dorsey Marianneaux Walsworth
Duplessis Martiny
Dupre McPherson

Total - 37

NAYS

Total - 0

ABSENT

Shepherd Total - 1

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

Senator Duplessis asked that Senate Bill No. 672 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 672—
BY SENATOR DUPLESSIS
An ACT
To amend and reenact R.S. 24:31, 31.1(A) and (E), 502(A), 504(B), 506(A), and 507(B), relative to compensation of members of the legislature and per diem; to provide for per diem during regular and extraordinary sessions; to provide for an increase in the compensation paid to legislators; to provide for an increase in compensation paid to the speaker of the House of Representatives and the president of the Senate; to provide for an increase in compensation paid to the chairman of the Senate Finance Committee, the chairman of the Senate Revenue and Fiscal Affairs Committee, the chairman of the House Appropriations Committee, and the chairman of the House Ways and Means Committee; and to provide for related matters.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 672 by Senator Duplessis

AMENDMENT NO. 1
On page 1, line 2, after “R.S.24:” delete “31,”

AMENDMENT NO. 2
On page 1, line 2, after “31.1(A)” delete “and (E)”

AMENDMENT NO. 3
On page 1, line 14, after “R.S.24:” delete “31,”

AMENDMENT NO. 4
On page 1, line 14, after “31.1(A)” delete “and (E)”

AMENDMENT NO. 5
On page 1, delete lines 16 and 17

AMENDMENT NO. 6
On page 2, delete lines 1 through 4

AMENDMENT NO. 7
On page 3, delete lines 6 through 12

On motion of Senator Duplessis, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Erdey Martiny
Adley Gautreaux B Michot
Broome Gray Murray
Crowe Jackson Nevers
Dorsey Kostelka Shepherd
Duplessis LaFleur Thompson
Dupre Marionneaux
Total - 20

NAYS
Alario Gautreaux N Quinn
Amedee Hebert Riser
Cassidy Heitmeier Shaw
Cheek McPherson Walsworth
Cravins Morrish
Donahue Mount
Total - 16

ABSENT
Long Smith
Total - 2

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

Notice Regarding Vote

Senator Long stated he appeared as absent on the vote on Senate Bill No. 672. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator Quinn asked that Senate Bill No. 700 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 700—
BY SENATOR QUINN
An ACT
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 certain terms, conditions, procedures, and requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 700 by Senator Quinn

AMENDMENT NO. 1
On page 2, line 10, following “described in” and before “(A)(1)” change “Subsection” to “Paragraph”

AMENDMENT NO. 2
On page 2, line 10, following “(A)(1)” and before “, that is” insert “of this Section”

AMENDMENT NO. 3
On page 2, line 15, following “described in” and before “(A)(1)” change “Subsection” to “Paragraph”

AMENDMENT NO. 4
On page 2, line 15, following “(A)(1)” and before “without” insert “of this Section”

AMENDMENT NO. 5
On page 2, line 18, following “to the” and before “a list” change “Department” to “department”
AMENDMENT NO. 6
On page 2, line 19, following “that the” and before “can” change “Department” to “department”

AMENDMENT NO. 7
On page 2, line 21, following “accordance with” and before “(A)(1)” change “Subsection” to “Paragraph”

AMENDMENT NO. 8
On page 2, line 21, following “(A)(1)” and before “,” insert “of this Section”

AMENDMENT NO. 9
On page 2, line 23, following “described in” and before “(A)(1)” change “Subsection” to “Paragraph”

AMENDMENT NO. 10
On page 2, line 23, following “(A)(1)” insert “of this Section”

AMENDMENT NO. 11
On page 2, line 25, following “shall” and before “the claimants” change “prepare” to “compare”

AMENDMENT NO. 12
On page 3, line 2, following “described in” and before “(A)(1)” change “Subsection” to “Paragraph”

AMENDMENT NO. 13
On page 3, line 2, following “(A)(1)” and before “shall” insert “of this Section”

AMENDMENT NO. 14
On page 3, line 10, following “The” and before “shall” change “Department” to “department”

AMENDMENT NO. 15
On page 3, line 13, following “law and” and before “R.S. 44:14,” delete “La.”

AMENDMENT NO. 16
On page 3, line 14, following “(D)(1)” and before “shall” insert “of this Section”

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up
Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 700 by Senator Quinn

AMENDMENT NO. 1
On page 1, line 13, delete “personal” and insert “bodily”

AMENDMENT NO. 2
On page 2, delete lines 22 through 29 and insert “B. (1) If based on a comparison of information provided by the insurance company to the department there is a child support debt or overpayment, the department shall issue a notice of lien or levy to the company.”

AMENDMENT NO. 3
On page 3, delete lines 1 through 4 and insert “(2) In response to a notice of lien or levy, and prior to making a non-recurring payment of one thousand dollars or more under any contract to provide for indemnity or compensation to an injured person, an insurance company shall encumber or surrender assets held by the company on behalf of the person ordered to pay support or the person that received an overpayment of child support.”

AMENDMENT NO. 4
On page 4, line 3, delete “A and B” and insert “A, B, and D”

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 Michot
Adley Gautreaux B Morristh
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, ordered reengrossed, and sent to the House. Senator Quinn moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar
Senator B. Gautreaux asked that Senate Bill No. 45 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 45—
BY SENATORS B. GAUTREAUX, ADLEY, AMEDEE, CHEEK, CRAVINS, DUPRE, N. GAUTREAUX, HEBERT, KOSTELKA, LAFLEUR, MCPHERSON, MURRAY, NEVERS, SHEPHERD AND THOMPSON AND REPRESENTATIVES GISCLAIR, HUTTER, PERRY, PUGH AND RICHARD AN ACT
To amend and reenact R.S. 11:602 and to enact R.S. 11:444(A)(2)(d), 546, and 605(D), relative to retirement benefits for certain probation and parole officers who are Louisiana State Employees’ Retirement System members; to provide for benefit calculation; to provide relative to payment of certain liabilities associated with such benefits; to create a fund for allocation of certain sums; to provide for the deposit of certain monies to the fund; to provide for disbursements from the fund; to provide for actuarial calculation of amortization payments; to provide for an effective date; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Erdey Morristh
Adley Gautreaux B Mount
Alario Gautreaux N Murray
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
The Chair declared the bill was passed and sent to the House. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Rules Suspended**

Senator Broome asked for and obtained a suspension of the rules for the purpose of advancing to the order of

**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:

**Mr. President in the Chair**

**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.

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:

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**NAYS**

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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. 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.

**Floor Amendments Sent Up**

Senator Dorsey sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dorsey to Engrossed House Bill No. 886 by Representative Morrell

**AMENDMENT NO. 1**

On page 3, line 7, after “developer” insert “applicant”

**AMENDMENT NO. 2**

On page 3, line 8, after “meeting.” insert the following: "If a contractor or developer applicant which has an interest in any bond issue on the agenda fails to attend the meeting, notice of the contractor or developer applicant’s failure to attend the meeting shall be sent, by mail, by the parish or municipality to the Louisiana Housing Finance Agency within forty-eight hours after the hearing date.”

On motion of Senator Dorsey, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

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<tr>
<td>Kostelka</td>
<td>ABSENT</td>
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</table>
The Chair declared the amended 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.

**Senor Dupre in the Chair**

**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.

**Floor Amendments Sent Up**

Senator Shepherd sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Shepherd to Reengrossed House Bill No. 905 by Representative Tucker

**AMENDMENT NO. 1**
On page 1, line 4, after "districts;" insert "to provide certain terms, conditions, procedures, and requirements;"

**AMENDMENT NO. 2**
On page 1, delete lines 10 through 17 and insert

"(b) Except as provided in Paragraph (A)(2) of this Section, commencing six years after the initial appointment of any member whose term has expired shall be filled by a qualified elector of the district elected by the qualified electors of the district in accordance with Title 18 of the Louisiana Revised Statutes of 1950."

"(a) In Orleans Parish, the position of each member whose term has expired shall be filled by a qualified elector of the district elected by the qualified electors of the district in accordance with Title 18 of the Louisiana Revised Statutes of 1950.

"(b) In parishes other than Orleans Parish, the position of each member whose term has expired shall be filled by a qualified elector of the district or, if there are no qualified electors of the district, then by a qualified elector of the parish or municipality that created the district. The governing authority of the parish or municipality that created the district shall appoint the members of the board.

**AMENDMENT NO. 3**
On page 1, line 20, change "elector or" to "elected or"

**AMENDMENT NO. 4**
On page 2, line 8, change "each election or" to "each election or"

On motion of Senator Shepherd, the amendments were adopted.

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

**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.

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

**Mr. President in the Chair**

**HOUSE BILL NO. 1104—**

**By REPRESENTATIVES TUCKER, HONEY, PONTI, TRAHAN, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROS, BILLOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAIGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLOY, MICKEL GUILLOW, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROUD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZIO, LAFONTA, LAMBERT, LEBA, LEBL, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLIS, MONTOUCE, MORRIE, MOWEN, NOWLIN, PEARSON, PETE, PETERSON, POPE, PUGH, RICHARDSON, RAYMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDEL, 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), 73:1(A)(1)(introduction 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) (introduction paragraph) and (1), (B)(introduction paragraph) and (8), and (C), 2092, 2100, 2150(A), (B), and (E), 2152, 2153, 2191, 2192, 307 and 308(A) and (D), 309(B), (C)(introduction paragraph) and (4), (D), (E), (F), and (G), 310, 311, and 312, and R.S. 49:191(3)(g) and 968(B)(5) and (21)(b), to enact R.S. 23:17 through 20, 33, 34, 721(A) and (5), 73:1(A)(1)(d), 75(E), 77, 78, and 2193 through 2212 and R.S. 36:8(E)(2)(g), 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 for the removal of workforce investment board members; to authorize the creation of local workforce development areas; to establish 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 of 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 related matters.
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.

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

Privilege Report of the Legislative Bureau
June 10, 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. 958—
BY REPRESENTATIVES FOIL, ANDERS, ARMES, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHAMPAIGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DORGE, DOVE, EDWARDS, ELLINGTON, FANNIN, GALLOT, GEYMANN, GISC LaIR, GREENE, ELBERT GUILLORY, MICKY GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTER, GIROD JACKSON, JOHN SON, SAM JONES, KATZ, KLECKLEY, LABR UZZO, LAFONTA, LAMBERT, LEVAS, LEEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MONTUCET, MORRELL, MORRIS, NORTON, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:401 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.

The bill was read by title.

On motion of Senator Duplessis, House Bill No. 1347 was made Special Order of the Day No. 2 on Wednesday, June 11, 2008, immediately following the Morning Hour.

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.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Bill No. 388 by Representative Greene

AMENDMENT NO. 1
On page 4, after line 26, insert the following:
Section 2. For purposes of the sales and use tax, the amendments to Civil Code Articles 466 and 508 by this Act are not intended and shall not be interpreted as changing the characterization of movables as tangible personal property prior to the attachment and/or incorporation of them into the structure of a building or other construction.”

AMENDMENT NO. 2
On page 4, line 27, delete “2” and place in lieu thereof “3”.

On motion of Senator Murray, the amendments were adopted.

The bill was read by title. Senator Murray moved the final passage of the amended bill.
ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Jackson  Nevers  Shepherd
Total - 3

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. 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.

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  Kostelka  Riser
Cravins  LaFleur  Shaw
Crowe  Long  Shepherd
Donahue  Marionneaux  Smith
Duplessis  Martiny  Thompson
Dupre  McPherson  Walsworth
Total - 36

NAYS
Total - 0

ABSENT
Dorsey  Jackson
Total - 2

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. 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 technical violation to include certain violations regarding controlled dangerous substances and drug paraphernalia; 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  Heitmeier  Michot
Cravins  Jackson  Murray
Donahue  Kostelka  Quinn
Dorsey  LaFleur  Shepherd
Dupre  Long  Smith
Gautreaux B  Martiny
Total - 16

NAYS
Total - 0

ABSENT

Jackson  Crowe  Smith
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.
ABSENT
Amedee Gautreaux N Morrish
Broome Gray Nevers
Cassidy Hebert Shaw
Duplessis Marionneaux McPherson
Total - 13

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

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.

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

Bagneris Rule

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

Without objection, so ordered.

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.

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

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 1153 by Representative Hazel

AMENDMENT NO. 1
On page 2, delete line 15 and insert the following:

"(3) A person who has notified the school principal or chancellor in writing at least twenty-four hours prior to wearing body armor.

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 1153 by Representative Hazel

AMENDMENT NO. 1
On page 2, line 28, change "two" to "one"
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. 253—
BY REPRESENTATIVE MILLS
AN ACT
To amend and reenact R.S. 6:420(D) and (E) and to enact R.S. 6:420(F), relative to suspicious activities reported by financial institutions; to provide that state-chartered financial institutions provide a report of suspicious activity to the office of financial institutions in accordance with federal law; to provide that the commissioner may report suspicious activity to the attorney general or appropriate district attorney; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Cassidy Total - 1

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

HOUSE BILL NO. 278—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 22:1430.12(D), relative to the Louisiana Citizens Property Insurance Corporation; to provide with respect to the rates charged by the corporation in St. Mary Parish; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Cassidy Total - 2

The Chair declared the bill was passed and returned to the House. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.
HOUSE BILL NO. 346—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 23:921(H) and to enact R.S. 23:921(J), (K), and (L), relative to covenants not to compete; to prohibit shareholders from engaging in a business similar to that of the corporation; to prohibit partners from engaging in a business similar to that of the partnership; to prohibit members from engaging in a business similar to that of the limited liability company; to provide for a period of time for such prohibition; to provide for exceptions in certain situations; and to provide for related matters.

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

HOUSE BILL NO. 366—
BY REPRESENTATIVES KATZ, ARMES, AUBERT, BOBBY BADON, BALDONE, BARROW, BILLIOT, BURFORD, HENRY BURNS, CHAMPAIGNE, CHANDLER, CROMER, DOERGE, EDWARDS, ELLINGTON, FANNIN, FRANKLIN, GALLOW, GISCLAIR, ELBERT GUILORY, GUIN, HARRISON, HAZEL, HILL, HINES, HOFFMANN, HONEY, HOWARD HUTTER, GIORD JACKSON, MICHAEL JACKSON, JOHNSON, RODALIND JONES, LABRUZZO, LAFONTA, LEBAS, LECER, LIGI, LORUSSO, MARCHAND, MILLS, MORRELL, NORTON, NOWLIN, PEARSON, PETERSON, POPE, PUGH, RICHMOND, RITCHIE, SIMON, SMILEY, ST. GERMAIN, TEMPLET, TRAHAN, TUCKER, WILLIAMS, AND WILLMOTT AND SENATOR GRAY
AN ACT
To enact Part XXX-C of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1450.51 and 1450.52, relative to insurance product regulation; to provide for the state's participation in the Interstate Insurance Product Regulation Compact; to provide for the purposes of the compact; to provide for definitions; to provide for establishment of a commission and venue; to provide for powers of the commission; to provide for organization of the commission; to provide for meetings and acts of the commission; to provide for rules and operating procedures of the commission; to provide for rulemaking functions of the commission and opting out of uniform standards; to provide for commission records and enforcement; to provide for dispute resolution; to provide for product filing and approval; to provide for review of commission filing decisions; to provide for finances; to provide for eligibility of compacting states and effective date and amendments to the compact; to provide for withdrawal, default and termination of compacting states; to provide for severability and construction; to provide for binding effect of compact and other laws; to provide for the designation of the Louisiana compact commission official; 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  Gauthreaux B  Morrish
Adley  Gauthreaux N  Mount
Alario  Gray  Murray
Amedee  Hebert  Nevers
Broome  Heitmeier  Quinn
Cheek  Jackson  Riser
Cravins  Kostelka  Shaw
Crowe  LaFleur  Shepherd
Donahue  Long  Smith
Dorsey  Marionneaux  Thompson
Duplessis  Martiny  Walsworth
Dupre  McPherson  Thompson
Erdey  Michot  Walsworth
Total - 37

NAYS

Total - 0

ABSENT

Cassidy

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. 369—
BY REPRESENTATIVE KLECKLEY
AN ACT
To amend and reenact R.S. 46:450.6, relative to Medicaid benefits for former foster children; to provide for exceptions in certain situations; 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  Gauthreaux B  Morrish
Adley  Gauthreaux N  Mount
Alario  Gray  Murray
Amedee  Hebert  Nevers
Broome  Heitmeier  Quinn
Cheek  Jackson  Riser
Cravins  Kostelka  Shaw
Crowe  LaFleur  Shepherd
Donahue  Long  Smith
Dorsey  Marionneaux  Thompson
Duplessis  Martiny  Walsworth
Dupre  McPherson  Thompson
Erdey  Michot  Walsworth

Total - 37

NAYS

Total - 0

ABSENT

Cassidy

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. 437—
BY REPRESENTATIVE KLECKLEY
AN ACT
To amend and reenact R.S. 22:636.1(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide that certain changes in deductible shall not be deemed a violation of the policy; to provide for review of commission filing decisions; to provide for finances; to provide for eligibility of compacting states and effective date and amendments to the compact; to provide for withdrawal, default and termination of compacting states; to provide for severability and construction; to provide for binding effect of compact and other laws; to provide for the designation of the Louisiana compact commission official; 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  Gauthreaux B  Morrish
Adley  Gauthreaux N  Mount
Alario  Gray  Murray
Amedee  Hebert  Nevers
Broome  Heitmeier  Quinn
Cheek  Jackson  Riser
Cravins  Kostelka  Shaw
Crowe  LaFleur  Shepherd
Donahue  Long  Smith
Dorsey  Marionneaux  Thompson
Duplessis  Martiny  Walsworth
Dupre  McPherson  Thompson
Erdey  Michot  Walsworth

Total - 37

NAYS

Total - 0

ABSENT

Cassidy

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.
SENATE  
June 10, 2008

HOUSE BILL NO. 596—
BY REPRESENTATIVE LIGI
AN ACT
To amend and reenact R.S. 18:444(G), relative to parish executive committees of political parties in Jefferson Parish; to provide relative to the number of members on such committees and their election; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Cassidy Donahue Mount

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. 799—
BY REPRESENTATIVE BALDONE
AN ACT
To enact R.S. 39:1659 and Part LXV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.281, relative to prosthetic and orthotic services; to require that prostheses, orthoses, prosthetic services, and orthotic services which are purchased by a state agency be provided by an accredited facility; to require that purchases of prostheses, orthoses, prosthetic services, and orthotic services which are authorized for Medicaid reimbursement be provided by an accredited facility; to provide for definitions; to provide for regulations promulgated by the commissioner of administration; to provide for a special effective date; to provide for penalties; to provide for exceptions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Cassidy

Total - 1

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.

HOUSE BILL NO. 829—
BY REPRESENTATIVE DANAHAY
AN ACT
To amend and reenact R.S. 42:1123(36), relative to governmental ethics; to provide relative to the time period during which public employees may accept certain donations and contributions from specified not-for-profit organizations or funds within the organizations; to provide for the deadline by which the organizations must report such donations and contributions to the Board of Ethics; to provide relative to the effectiveness of such provisions; and to provide for related matters.

The bill was read by title. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 853—
BY REPRESENTATIVE TUCKER
AN ACT
To amend and reenact R.S. 42:1141(C)(4)(a), (c), and (d) and to enact R.S. 42:1141(C)(7) and (8) and 1142(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide relative to proceedings related to such
enforcement; to provide relative to the powers, functions, and duties of the board relative to such enforcement; to provide relative to the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law relative to such enforcement; to provide for recusal; to provide relative to the composition of the Ethics Adjudicatory Board; to provide for the conduct of hearings and procedures related thereto; to provide relative to appeals; to provide relative to effectiveness; and to provide for related matters.

**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. 853 by Representative Tucker

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 1 proposed by the Committee on Senate and Governmental Affairs and adopted by the Senate on June 4, 2008, on line 2 thereof change “(11)(b)” to “(10)”

**AMENDMENT NO. 2**

In Senate Committee Amendment No. 2 proposed by the Committee on Senate and Governmental Affairs and adopted by the Senate on June 4, 2008, on line 4 thereof change “(11)(b)” to “(10)”

**AMENDMENT NO. 3**

In Senate Committee Amendment No. 3 proposed by the Committee on Senate and Governmental Affairs and adopted by the Senate on June 4, 2008, delete line 12 thereof and on line 13 change “(b)” to “(10)”

On motion of Senator Kostelka, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Kostelka sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 853 by Representative Tucker

**AMENDMENT NO. 1**

Delete the set of amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 2008.

**AMENDMENT NO. 2**

On page 1, line 2, after “(d)” insert “and (E)(10),”

**AMENDMENT NO. 3**

On page 1, line 13, after “(d)” insert “and (E)(10)”

**AMENDMENT NO. 4**

On page 2, delete line 9 and insert “before the effective date of this Subparagraph shall be selected by August 15, 2008. The initial Ethics Adjudicatory Board”

**AMENDMENT NO. 5**

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

“E. Procedure. * * *

(10) Any public servant or other person who is aggrieved by any action taken by a panel may request a review of the panel’s decision by the board within thirty days of the panel’s decision. The board shall determine whether or not to review the panel’s action within fourteen thirty days of the request for review.”

On motion of Senator Kostelka, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 34

**NAYS**

Total - 0

**ABSENT**

Amedee  
Gautreaux N  
Cassidy  
Shepherd  

Total - 4

The Chair declared the amended 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. 873—**

**AN ACT**

To amend and reenact R.S. 18:1306(E)(2), relative to voting; to provide relative to procedures for absentee by mail and early voting; to provide relative to materials for absentee by mail and early voting; to provide relative to certificates on absentee by mail and early voting ballot envelopes; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 34

**NAYS**

Total - 0

**ABSENT**

Amedee  
Gautreaux N  
Cassidy  
Shepherd  

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. 923—**
BY REPRESENTATIVES GALLOT AND BARRAS
AN ACT
To amend and reenact R.S. 18:1303(B)(6) and (I) and 1307(G) and to enact R.S. 18:1303(K), relative to absentee voting by mail; to provide that certain persons involuntarily confined for mental treatment shall vote only absentee by mail; to provide for evidence of disability to be submitted in order to vote absentee by mail; to provide for indefinite applicability of applications to vote absentee by mail for disabled voters and senior citizen voters, including exceptions and procedures; 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. 923 by Representative Gallot

**AMENDMENT NO. 1**
On page 1, delete lines 2 through 4 and insert "To amend and reenact R.S. 18:1303(I) and 1307(G), relative to absentee voting by mail; to"

**AMENDMENT NO. 2**
On page 1, delete lines 10 and 11 and insert
"Section 1. R.S. 18:1303(I) and 1307(G) are hereby amended and reenacted to read as follows:"

**AMENDMENT NO. 3**
On page 1, delete lines 14 through 19

**AMENDMENT NO. 4**
On page 2, delete lines 1 through 3

**AMENDMENT NO. 5**
On page 2, delete lines 17 through 25

On motion of Senator Kostelka, the amendments were adopted.

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

**ROLL CALL**
The roll was called with the following result:

**YEAS**

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<tr>
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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. 947—**
BY REPRESENTATIVE HUTTER
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.

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

**ROLL CALL**
The roll was called with the following result:

**YEAS**

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<tr>
<td>Cassidy</td>
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</table>

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. 987—**
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact R.S. 18:564(D), relative to assistance in voting; to provide relative to evidence of disability to be presented by a voter in order to be entitled to vote with assistance; and to provide for related matters.

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

The roll was called with the following result:

YEAS

Mr. President
Gautreaux B
Adley
Gautreaux N
Alario
Gray
Broome
Hebert
Cheek
Heitmeier
Cravins
Jackson
Crowe
LaFleur
Donahue
Long
Dorsey
Marionneaux
Duplessis
Martiny
Dupre
McPherson
Erdey
Michot
Total - 34

NAYS
Total - 0

ABSENT

Amedee
Kostelka
Cassidy
Smith
Total - 4

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.

Mr. President in the Chair

HOUSE BILL NO. 990—
BY REPRESENTATIVE BARROW
AN ACT
To amend and reenact R.S. 18:116(A)(2)(a), relative to voter registration agencies; to designate the office of a public secondary school guidance counselor as a voter registration agency; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Erdey
Adley
Gautreaux B
Alario
Gautreaux N
Amedee
Gray
Broome
Hebert
Cheek
Heitmeier
Cravins
Jackson
Crowe
LaFleur
Donahue
Long
Dorsey
Marionneaux
Duplessis
Martiny
Dupre
McPherson
Erdey
Michot
Total - 36

NAYS
Total - 0

ABSENT

Amedee
Kostelka
Cassidy
Smith
Total - 2

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

HOUSE BILL NO. 1043—
BY REPRESENTATIVE FANNIN
AN ACT
To enact R.S. 40:1730.23(E), relative to the documentation of new residential construction being in compliance with the state uniform construction code; to provide for documentation of new residential construction as being in compliance with the building code; to provide for costs charged by a lender; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Erdey
Adley
Gautreaux B
Alario
Gautreaux N
Amedee
Gray
Cassidy
Hebert
Cheek
Heitmeier
Cravins
Jackson
Crowe
Kostelka
Donahue
LaFleur
Dorsey
Long
Duplessis
Marionneaux
Dupre
Martiny
Total - 36

NAYS
Total - 0

ABSENT

Broome
Quinn
Total - 2

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

HOUSE BILL NO. 1067—
BY REPRESENTATIVES EDWARDS AND DOWNS
AN ACT
To enact R.S. 9:5168, relative to cancellation of mortgages and privileges; to require the recorder of mortgages to cancel mortgages and vendor's privileges under certain circumstances; to authorize the filing of cancellations of mortgages and vendor's privileges; to authorize certain persons to execute an affidavit of cancellation; to provide for the contents of the affidavit of cancellation; to provide for the indemnification of persons relying on the affidavit of cancellation; 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
Gautreaux B
Adley
Gautreaux N
Alario
Gray
Total - 4

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

HOUSE BILL NO. 1067—
BY REPRESENTATIVES EDWARDS AND DOWNS
AN ACT
To enact R.S. 9:5168, relative to cancellation of mortgages and privileges; to require the recorder of mortgages to cancel mortgages and vendor's privileges under certain circumstances; to authorize the filing of cancellations of mortgages and vendor's privileges; to authorize certain persons to execute an affidavit of cancellation; to provide for the contents of the affidavit of cancellation; to provide for the indemnification of persons relying on the affidavit of cancellation; 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
Gautreaux B
Adley
Gautreaux N
Alario
Gray
Total - 4

The Chair declared the bill was passed and returned to the House. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.
AMENDMENT NO. 3
On page 10, between lines 27 and 28 insert the following:

(1) Licensure application and renewal application procedures and requirements. Licensure procedures and requirements may include provisions for granting deemed status to home- and community-based service providers that obtain accreditation through a recognized national, not-for-profit accrediting body; the licensure procedures and requirements may include provisions for denying and revoking deemed status, for complaint surveys and investigations of providers holding deemed status, and for approved accreditation organizations. Deemed status shall not be available to persons or entities seeking initial licensure with the department.

On motion of Senator Cheek, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

Kostelka

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. 1159—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 40:1651, relative to emergency elevator access; to provide for emergency elevator access; to require one master key; to allow for substitute emergency measures; to provide for enforcement; to provide for penalties; to grant rulemaking authority; to provide for definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 1159 by Representative St. Germain

AMENDMENT NO. 1
On page 2, line 14, delete "Builders" and insert "Architects and builders"

On motion of Senator Donahue, the amendments were adopted.

 Floor Amendments Sent Up

Senator Cheek sent up floor amendments which were read.
The bill was read by title. Senator B. Gautreaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

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<th>YEAS</th>
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<tr>
<td>ABSENT</td>
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<tr>
<td>Quinn</td>
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</table>

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

HOUSE BILL NO. 1162—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 45:164.1, relative to the attorney general; to provide for powers and duties; to provide relative to motor carriers transporting household goods; to provide for investigations; to provide for the adoption of fines and penalties for violations; to provide for an effective date; 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:

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<td>Mr. President</td>
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Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 1176 by Representative Richmond

AMENDMENT NO. 1
In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2008, on page 1, delete lines 3 and 4, and insert the following: "Two such members shall be appointed from the state at large and the other four: Eight members shall be appointed as follows:"

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

The bill was read by title. Senator Martiny moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1176—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact R.S. 37:832(A)(2) and (B)(1), relative to the membership of the Louisiana State Board of Embalmers and Funeral Directors; to add two members to the board; to provide for the appointment of the members of the board; and to provide for related matters.

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.

ROLL CALL

The roll was called with the following result:

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</table>

The Chair declared the amended 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. 1245—
BY REPRESENTATIVE LAFONTA
AN ACT
To amend and reenact R.S. 40:2018.1(G), relative to the Louisiana Commission on HIV, AIDS, and Hepatitis C; to provide for a termination date; and to provide for related matters.

The bill was read by title. Senator Martiny moved the final passage of the amended bill.
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 Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hebert Nevers
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

Quinn
Total - 1

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. 1262—
BY REPRESENTATIVE DANAHA Y AN ACT
To amend and reenact R.S. 37:3516(A)(1) and (2) and 3517(A), relative to private investigator licensing fees; to provide for an increase in licensing fees for private investigators; to provide for an increase in the delinquent renewal fee on a private investigator business; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

NAYS

Total - 0

ABSENT

Quinn
Total - 1

The Chair declared the bill was read by title. Senator LaFleur moved to reconvene the vote by which the bill was passed and laid the motion on the table.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gautreaux N Quinn
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.

AMENDMENT NO. 1
Delete Senate Committee Amendment No. 22, proposed by the Senate Committee on Insurance and adopted by the Senate on June 5, 2008.

AMENDMENT NO. 2
On page 2, after line 25, insert the following:
"D. No remittance advice shall contain any information that would cause a violation of the Health Insurance Portability and Accountability Act, (42 USC 1320 et seq.), and shall follow the ANSI X12N 835 HIPAA Standard Transaction file format or any subsequent standards that are required.

Section 2. This Act shall become effective on July 1, 2009. Any contract for payment of a claim in effect on July 1, 2009 shall be subject to the provisions of this Act.”

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator LaFleur moved the final passage of the amended bill.
HOUSE BILL NO. 1305—
BY REPRESENTATIVE DOWNS
AN ACT
To amend and reenact R.S. 40:1472.2(6), (14), (19), (25), and (26), 1472.3(A), (B), (C), (D), and (E), 1472.5(B), (C), and (E), 1472.6(A), and 1472.7(A) and to enact R.S. 40:1472.2(28), relative to the issuance of explosive licenses; to increase fees for the issuance of explosives licenses; to create an additional class of explosives license; to provide for more stringent requirements for explosives licenses; and to provide for related matters.

Floor Amendments Sent Up
Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 1305 by Representative Downs

AMENDMENT NO. 1
On page 7, line 29, change “dealer” to “dealer-distributor”

On motion of Senator Duplessis, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hebert Nevers
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
Quinn
Total - 1

The Chair declared the amended 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. 1366— (Substitute for House Bill No. 819 by Representative Abramson)
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 9:3145, relative to the New Home Warranty Act; to provide for delivery of notice; to provide for rules and regulations for the notice; 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 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
Quinn
Total - 1
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.

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
DISAGREEMENT TO HOUSE BILL
June 10, 2008
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1069 by Representative Williams, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 10, 2008
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1293 by Representative Roy, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Appointment of Conference Committee on House Bill No. 1148

The President of the Senate appointed on the Conference Committee on House Bill No. 1148 the following members of the Senate: Senators Shepherd, Murray and Adley.

Message from the House
HOUSE CONFEREES APPOINTED
June 10, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 280 by Representative Wooton:

Representatives Wooton, Lopinto and Peterson.

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

Introduction of Resolutions, Senate and Concurrent

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

SENATE RESOLUTION NO. 117—
BY SENATOR SHEPHERD
A RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each city, parish, and other local public school boards to incorporate into its student code of conduct a discipline policy that requires students committing any of the following offenses to perform one hour of custodial work at the school, as directed by the school principal, while wearing a hot pink jumpsuit: fighting, showing disrespect to a teacher or other faculty member, unexcused absence from school, or defacing school property.

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

SENATE RESOLUTION NO. 118—
BY SENATOR GRAY
A RESOLUTION
To commend Laquante M. Nichols on his gradation from the Louisiana National Guard Youth Challenge Program.

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

SENATE RESOLUTION NO. 119—
BY SENATOR GRAY
A RESOLUTION
To commend Rogers Youngblood of New Orleans, Louisiana, on his determined pursuit of educational objectives and on the completion of the graduate exit exam.

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

SENATE RESOLUTION NO. 120—
BY SENATOR SHEPHERD
A RESOLUTION
To commend and congratulate Eugene Beresford Martin Green upon achieving the rank of Eagle Scout as a member of Troop 189 of the Fleer de Lis District of the Southeast Louisiana Council of the Boy Scouts of America.

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

SENATE RESOLUTION NO. 121—
BY SENATOR HEITMEIER
A RESOLUTION
To urge and request the Department of Health and Hospitals to study opportunities for optimizing Medicaid reimbursement to hospitals in parishes which contribute funds for health care services.

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

SENATE RESOLUTION NO. 122—
BY SENATOR JACKSON
A RESOLUTION
To urge and request the Department of Social Services, the Department of Health and Hospitals and the office of family and youth development within the Department of Education, to
jointly conduct a study and develop a comprehensive continuum of support from birth to adulthood for Louisiana's children, and to report to the Senate Select Committee on Women and Children prior to September 1, 2009.

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

**SENATE CONCURRENT RESOLUTION NO. 100—**
**BY SENATOR NEVERS**

A CONCURRENT RESOLUTION

To commend and honor the 2008 Foster Parents of the Year from each region of the state and to acknowledge the valuable contributions they provide to the abused children of Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
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<td>Mr. President</td>
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The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 101—**
**BY SENATOR NEVERS**

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to allow immediate family to visit military personnel on extended deployment overseas who are in a rest and relaxation period.

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

**ROLL CALL**

The roll was called with the following result:

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

**SENATE CONCURRENT RESOLUTION NO. 102—**
**BY SENATOR MARTINY**

A CONCURRENT RESOLUTION

To direct the Louisiana Board of Pharmacy to appear before a joint committee meeting of the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary B and report on the Prescription Monitoring Program.

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

**ROLL CALL**

The roll was called with the following result:

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<td>Walsworth</td>
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<td>Total - 0</td>
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The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 103—**
**BY SENATOR GRAY**

A CONCURRENT RESOLUTION

To authorize and provide with respect to study state laws regarding peremptory challenges.

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

**ROLL CALL**

The roll was called with the following result:

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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. 807—**
(Substitute of Senate Bill No. 422 by Senator Duplessis)

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1361 through 1378, relative to cable services and video services; to create the “Consumer Choice for Television Act”; to provide guidelines for cable services and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable services or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regard to cable services or video services; to provide for public, educational, and governmental access programming streams and support; to provide for suspension or revocation of certificate of authority; to provide for authorized and prohibited lines of insurance; to provide for restrictions on captive insurers operations; to provide for filing of rates and forms; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 105—**
By Senator Cravins

To enact R.S. 14:313(E) and 313.1, relative to “sex offenders,” to prohibit “sex offenders” from distributing candy or other gifts to minors on Halloween; and certain other holidays; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 150—**
By Senator Cravins

To amend and reenact R.S. 22:1402.2(B)(1), relative to insurance rating and regulation; to provide for a prohibition against the inclusion of fines and penalties in rate filings; and to provide for related matters.

Reported without amendments.
participation in the premium program; to provide for coordination of the program by the office of consumer advocacy in the Department of Insurance; to authorize the department to promulgate rules and regulations to implement the program; to provide for rules; to provide for grants to existing insurers to insurer new dwellings when the level of risk of catastrophe is the same or less; to provide for grants to certain insurers who reimstate certain coverages; to provide for qualifications; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 80—
BY SENATOR MARTIN
AN ACT
To enact Code of Criminal Procedure Article 881.1(A)(3), relative to suspension and deferral of sentence with respect to certain felonies and misdemeanors; to provide for the procedure, and effect of the suspension of imposition of sentence; to require that certain criteria be satisfied; and to provide for related matters.

Reported without amendments.

Message from the House
ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS
June 10, 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. 164—
BY REPRESENTATIVES LORUSSO, ABRAMSON, BURFORD, TIM BURNS, CARTER, CROMER, EDWARDS, FOIL, GEYMANN, GISCLAIR, HAZEL, HENRY, HOWARD, LABRUZZO, LIGI, LOPINTO, MORRIS, PERRY, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT
AN ACT
To enact Part V of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:77.1 through 77.4; to provide for temporary successors for members of the legislature under certain circumstances; to provide for the designation of temporary successors; to provide for qualifications, powers, functions, duties, and compensation of temporary successors; to provide for certain requirements and prohibitions; to provide for the compensation of a legislator for whom a temporary successor is serving in the legislature; to provide for definitions; to provide for effectiveness; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 183—
BY REPRESENTATIVES LORUSSO AND FOIL
A JOINT RESOLUTION
Proposing to add Article III, Section 4(F) of the Constitution of Louisiana, to require the legislature to provide by law for the succession to the powers and duties of a member of the legislature when the incumbent member becomes unavailable for certain reasons; to provide for submission of the proposed amendment to the electors; 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. 1071—
BY REPRESENTATIVE ELLINGTON
AN ACT
To enact R.S. 40:1300.6, relative to student loans for physicians; to provide for the establishment of a loan forgiveness program for physicians who agree to work in rural areas; to provide for the administration of the program; to provide for eligibility requirements; to provide for terms and conditions of a loan repayment assistance contract entered into between the applicant and the Department of Health and Hospitals; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Health and Welfare.
HOUSE BILL NO. 1075—
BY REPRESENTATIVES LABRUZZO AND RICHMOND
AN ACT
To amend and reenact R.S. 17:3048.6(A)(1), relative to initial eligibility requirements for Tuition Opportunity Program for Students awards for certain students displaced by Hurricane Katrina or Rita, or both; to provide waivers and exceptions; to provide limitations; to provide an effective date; and to provide for related matters.

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

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 10, 2008

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 50—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION
To urge and request the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans to consider establishing mental health divisions by a vote en banc of the judges for each of the two courts.

Reported favorably.

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.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE ADAMSON
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to institute mandatory continuing legal education for judges on the family law topics of child custody and child support guidelines.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVE HARRISON
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.

Reported with amendments.

HOUSE BILL NO. 10—
BY REPRESENTATIVE RICHARDSON
AN ACT
To enact R.S. 33:452, relative to mayors' courts; to establish a mayor's court in the city of Central, East Baton Rouge Parish; to provide for the territorial jurisdiction of the court; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; to provide relative to subject matter jurisdiction of the court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 12—
BY REPRESENTATIVE RICHARDSON
AN ACT
To enact R.S. 33:441.31, relative to municipal courts; to provide that the mayor of the city of Central may appoint a court magistrate to preside over the mayor's court; to provide for the magistrate's duties and salary; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 69—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact R.S. 13:61(A) and (B), relative to duties of the Judicial Council; to require the council to adopt determinate standards and guidelines to be applied in determining the necessity of splitting or merging a court; to require the council to provide information to the appropriate standing committees of the House of Representatives or of the Senate as to its recommendations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 79—
BY REPRESENTATIVE RICHMOND
AN ACT
To enact Code of Civil Procedure Article 192.2 and Code of Criminal Procedure Article 25.1, relative to powers of the court; to provide for appointment of a competent interpreter for a non-English-speaking person who is a principal party in interest or a witness in a proceeding before the court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 100—
BY REPRESENTATIVE RICHARDSON
AN ACT
To amend and reenact R.S. 13:4341, relative to public sales; to provide for the location of sales by auction; to provide for sales at courthouse annexes in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 105—
BY REPRESENTATIVE RICHARDSON
AN ACT
To enact R.S. 17:3048.6(A)(1), relative to initial eligibility requirements for Tuition Opportunity Program for Students awards for certain students displaced by Hurricane Katrina or Rita, or both; to provide waivers and exceptions; to provide limitations; to provide an effective date; and to provide for related matters.

Reported favorably.
juvenile records when there is an escape from a juvenile detention center; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 133—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact Code of Civil Procedure Article 4521 and to enact Code of Civil Procedure Articles 4272(C) and 4522, relative to minors; to provide for structured settlements; to provide for court approval of payments to minors; to provide for judgments in favor of minors; to provide procedures; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 158—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact Title II of Book I of the Civil Code, comprised of Civil Code Articles 38 through 46, and to enact Code of Civil Procedure Article 11, relative to domicile; to provide for the domicile of a natural person; to provide that a person may not have more than one domicile; to provide for the lack of a habitual residence; to provide for the domicile of spouses; to provide for the domicile of interdicts; to provide for the domicile of a person under continued or permanent tutorage; to provide for the domicile of unemancipated minors; to provide for a change of domicile; to provide for the intent to change domicile; to provide for the domicile of persons who hold a temporary position; to provide for the domicile of military personnel; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 190—
BY REPRESENTATIVE MILLS
AN ACT
To enact R.S. 40:6(G), relative to the state Sanitary Code; to authorize the Department of Health and Hospitals to make an order of the secretary and state health officer executory in a state district court; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 193—
BY REPRESENTATIVE KATZ
AN ACT
To amend and reenact R.S. 40:1299.39(A)(1)(a)(ii), relative to medical malpractice coverage; to provide that voluntary services provided by physicians for the state via telemedicine be included in medical malpractice coverage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 335—
BY REPRESENTATIVES WILLMOTT, JOHNSON, AND LOPINTO
AN ACT
To amend and reenact R.S. 9:315.5 and 315.16(A) and to enact R.S. 9:315.16(B)(11), relative to child support; to provide for the determination of income; to provide for the admission of evidence of income; to provide for related matters.

Reported favorably.

HOUSE BILL NO. 341—
BY REPRESENTATIVES JOHNSON, LOPINTO, AND WILLMOTT
AN ACT
To amend and reenact R.S. 9:315.2(A) and to enact R.S. 9:315.1.1, relative to child support guidelines; to provide for the determination of income; to provide for the admissibility of evidence of income; to provide for related matters.

Reported favorably.

HOUSE BILL NO. 374—
BY REPRESENTATIVE CHANDLER
AN ACT
To amend and reenact R.S. 9:334(B)(2) and (E) and Children's Code Article 439, relative to mediation; to provide for the qualifications of child custody mediators; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 444—
BY REPRESENTATIVE TEMPLET
AN ACT
To amend and reenact Children's Code Articles 1123(B) and (C), 1124, 1125, 1126, 1127, 1127.1, 1137(D), 1172, 1173(A)(2), 1185, 1186(A) and (B), 1188, 1189, 1190(A) and (C), 1191, 1192, 1269.1, 1269.2(B), 1269.6, 1270(A) and (C), 1272(C) and (D), and 1276 and to enact Children's Code Articles 1122(B)(12), (13), and (14), (F)(18), (19), and (20), (G)(18) and (19), (H), 1123(D), 1190(D), 1269.1, 1173(A)(1), and 1270(F), relative to the adoption of children; to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide for the validity of continued contact agreements; to provide for the preplacement home study; to provide for counseling; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 447—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact Children's Code Articles 1117, 1121(A), 1122(B)(4), (5), (6), (10), (11), and 1130(A) and (B) and to enact Children's Code Articles 1130(E) and 1131(H), relative to the surrender of parental rights; to provide for licensing by the Department of Social Services; to provide for the declarations in the act of surrender; to provide time limitations for agency adoptions; to provide for court approval of payments to minors; to provide for the filing of the act of surrender; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 494—
BY REPRESENTATIVES HINES AND TIM BURNS
AN ACT
To amend and reenact Code of Civil Procedure Articles 4272(C) and 4522, relative to the domiciliary of a person under continued or permanent tutorage; to provide for the domicile of unemancipated minors; to provide for a change of domicile; to provide for the intent to change domicile; to provide for the domicile of persons who hold a temporary position; to provide for the domicile of military personnel; to provide for an effective date; and to provide for related matters.

Support in a trust; to provide for the addition of special expenses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 498—
BY REPRESENTATIVE CHANDLER
AN ACT
To enact Children's Code Articles 739(E) and 821(F), relative to child support; to provide for the review committee; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 498—
BY REPRESENTATIVE EDWARDS
AN ACT
To enact Children's Code Articles 739(E) and 821(F), relative to continued custody hearings; to provide that continued custody
Hearings may be conducted in any parish within a judicial district when the judicial district is comprised of more than one parish; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 530**—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:621.44(A), relative to the Orleans Parish Juvenile Court; to provide for the term of office for a judge with the court in case of vacancy; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 538**—
BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 13:621.41(G), relative to the Forty-First Judicial District Court, to provide relative to judgeships; to authorize judges elected to the Forty-First Judicial District to automatically revert back to their respective section or division in civil and criminal district courts for the parish of Orleans if Act No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to authorize an elected or appointed magistrate to the Forty-First Judicial District to automatically revert back to their respective section or division in civil and criminal district courts for the parish of Orleans, if Act No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to provide for a condition precedent before the consolidation of the clerk’s offices and the sheriff’s offices of the civil and criminal district courts takes effect; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 585**—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4553, relative to post-judgment proceedings related to the interdiction; to provide that temporary restraining orders and injunctions shall be included as post-judgment proceedings related to the interdiction; to provide relative to the court and division conducting post-judgment proceedings related to an interdiction; to provide for proceedings related to an interdiction; to provide for legislative intent; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 605**—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 9:2271 through 2275, 2283, and 2291 and the heading of Chapter 2 of Code Title II of Code Book III, the heading of Part I of Chapter 2 of Code Title II of Code Book III, and the heading of Part II of Chapter 2 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to enact R.S. 9:2290, and to repeal R.S. 9:2276 through 2280 and 2292 through 2295, relative to trusts for charitable, benevolent, or eleemosynary purposes and to donations for charitable purposes; to provide for trusts for charitable purposes; to provide for trusts for charitable purposes, to provide for trustees of a charitable trust; to provide for the termination of a small instrument of a charitable trust; to provide for the duration of a charitable trust; to provide for the settlement of a small charitable trust; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 715**—
BY REPRESENTATIVE GEYMANN
AN ACT

To direct the Department of Public Safety and Corrections to not implement the provisions of the Federal Real ID Act of 2005; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 759**—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 9:311(A), relative to child support; to provide for a material change in circumstances; to provide for documentation; to require the Department of Social Services to provide information, rules and forms; to require the clerks of court to make forms available; to require a hearing within a certain period of time; to provide for retroactivity to the date of filing; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 954**—
BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 40:1299.40(A)(1), (B), and (E)(6) and to enact Part XXII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.40.1, relative to electronic health care transactions; to permit consent to medical treatment to be given by other than written means, including electronic means; to authorize the use of electronic signature authentication and identification with respect to individually identifiable health information; to establish permitted features of an electronic signature authentication and identification system; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1007**—
BY REPRESENTATIVES CROMER, HAZEL, NORTON, PEARSON, AND POPE
AN ACT

To amend and reenact R.S. 15:587.1(A)(1) and (b) and (2), (B), (C)(introductory paragraph), and (H), R.S. 17:15(B), (C), and (E), and R.S. 46:51.2(A) and (E)(1)(introductory paragraph), relative to criminal history information; to provide with respect to criminal history records of persons with supervisory authority over children; to provide with respect to the criminal information that must be provided to persons who employ or are responsible for persons with authority over children; to provide for the crimes which must be reported; to provide for the employment of persons with convictions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1031**—
BY REPRESENTATIVES GALLOW AND DOWNS AND SENATOR KOSTELKA
AN ACT

To amend and reenact the heading of Part III-F of Title 19 of the Louisiana Revised Statutes of 1950 and R.S. 19:135, 135.1(A), 135.2(3)(a), 135.3, 135.4, and 135.7(1) and to repeal Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature as amended by Act No. 538 of the 2006 Regular Session of the Act, relative to the expropriation of property by the city of Ruston; to authorize the city to expropriate by a declaration of taking; to define terms; to provide for purposes of the expropriation; to repeal termination dates; and to provide for related matters.

Reported favorably.
HOUSE BILL NO. 1040—
BY REPRESENTATIVES ABRAMSON AND LORUSSO
AN ACT
To amend and reenact R.S. 13:4711(A), 4712, 4713(A) and (C)(2), and 4715, relative to nuisances; to provide for definitions; to provide for the award of damages; to authorize certain people to file petitions; to provide for evidences; to provide for the closing of the premises; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 1202—
BY REPRESENTATIVE GREENE
AN ACT
To amend and reenact R.S. 9:355.3(A), 355.6(introductory paragraph), and 355.8 and to repeal R.S. 9:355.3(C) and 355.7, relative to the relocation of the residence of a child; to require a court order; to provide for the failure to give notice; to provide for objecting to a relocation; to repeal existing provision requiring notice of relocation in absence of court order; to repeal existing provision providing for failure to object to notice of relocation; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1214—
BY REPRESENTATIVE SCHRODER
AN ACT
To amend and reenact Children's Code Article 551, relative to child abuse; to further state legislative intent by providing for interaction between certain parties; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1258—
BY REPRESENTATIVE EDWARDS
AN ACT
To amend and reenact R.S. 13:4366(A)(1) and (2), relative to fees for appraisals conducted prior to a sheriff's sale; to increase the fees for appraisals conducted prior to a sheriff's sale on movables; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1286—
BY REPRESENTATIVE LAMBERT
AN ACT
To enact Code of Civil Procedure Article 2088(B) and to designate the undisputed introductory paragraph of Code of Civil Procedure Article 2088 as Paragraph A thereof, relative to civil appeals; to provide for jurisdiction; to provide for the retention of jurisdiction by the trial court; to provide for the conversion of an appeal; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1377—
(Substitute for House Bill No. 561 by Representative Abramson)
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 33:441(A)(1), relative to mayor's courts; to authorize that a certain amount of court costs assessed may be allocated to the Louisiana Association of Chiefs of Police for certain purposes; to provide for deposit of funds; to provide for transmittal to the association; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1378—
(Substitute for House Bill No. 611 by Representative Simon)
BY REPRESENTATIVE SIMON
AN ACT
To enact Chapter 24-D of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2529, relative to a Silver Alert Network for reporting and locating missing persons with a mental impairment; to provide for a Silver Alert Steering Committee; to provide for authority and duties of the committee; to provide for recommendations to the legislature; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1379—
(Substitute for House Bill No. 838 by Representative Tucker)
BY REPRESENTATIVES TUCKER, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, TIM BURNS, CHAMPAGNE, CHANEY, CONNICK, CROMER, DIXON, EDWARDS, FANNIN, GALLOW, GISCLEAR, GREENE, MICKEY GUILLORY, GUINN, HAZEL, HINES, HOFFMANN, HONEY, GIROD JACKSON, ROSALIND JONES, KATZ, LAFONTA, LEBAS, LIGI, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, POPE, RICHARD, RICHARDSON, RICHMOND, SCHRODER, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, WHITE, WILLIAMS, AND WILLMOTT
AN ACT
To enact R.S. 29:735.3 and R.S. 40:1299.39.3, relative to health care services rendered during an emergency; to provide for legislative findings and intent; to provide for a review of health care services rendered during a state of emergency prior to criminal prosecution; to provide for an Emergency/Disaster Medicine Review Panel; to provide for membership of the review panel; to provide for a procedure for the review of health care services rendered during the state of emergency; to provide for definitions; to provide with respect to confidentiality; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1386—
(Substitute for House Bill No. 758 by Representative Ponti)
BY REPRESENTATIVES PONTI, ABRAMSON, HENRY BURNS, BURRELL, CHAMPAGNE, DIXON, GUINN, HARDY, HINES, HOFFMANN, JOHNSON, LIGI, RICHARDSON, JANE SMITH, AND ST. GERMAIN
AN ACT
To amend and reenact Code of Civil Procedure Article 151(A) and (B), relative to the recusation of judges in civil matters; to provide for mandatory grounds for recusal; to provide for permissive grounds for recusal; and to provide for related matters.
Reported favorably.

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 10, 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 Bills have been properly enrolled:

SENATE BILL NO. 188—
BY SENATORS MARIONNEAUX, SCALISE AND THOMPSON
To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the
To urge and request the Louisiana Board of Pharmacy to convene its
Regulation Revision Committee to consider changes to the rules and regulations of the board to expressly prohibit a pharmacist from exchanging a drug or a formulation of an antiepileptic drug for the treatment of epilepsy without the prior notification of both the prescribing physician and the patient.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 10, 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. 91—

BY SENATOR LONG AND REPRESENTATIVE NOWLIN

A CONCURRENT RESOLUTION

To commend Katy Jordan of Natchitoches Central High School, daughter of Kathy and Robin Jordan upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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 10, 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. 198—

BY REPRESENTATIVE HENRY AND SENATOR ALARO

A CONCURRENT RESOLUTION

To urge and request the Louisiana Board of Pharmacy to convene its Regulation Revision Committee to consider changes to the rules and regulations of the board to expressly prohibit a pharmacist from exchanging a drug or a formulation of an antiepileptic drug for the treatment of epilepsy without the prior notification of both the prescribing physician and the patient.

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 10, 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. 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.

**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 inmate incarceration and intensive parole supervision as R.S. 15:574.4.1.  
To provide for related matters.

**HOUSE BILL NO. 125** — BY REPRESENTATIVES ELBERT GUILLOY 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.

**HOUSE BILL NO. 127** — BY REPRESENTATIVES WOOTON, BALDONE, AND ELBERT GUILLOY  
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.

**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 indemnification and exemption from liability under certain circumstances; and to provide for related matters.

**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.

**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.

**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.

**HOUSE BILL NO. 438** — BY REPRESENTATIVE LEBAS  
AN ACT  
To amend and reenact R.S. 49:1015(F)(3), relative to drug testing by certain public employers of certain public employees; to provide for the application of certain drug testing requirements to certain parishes and municipalities; and to provide for related matters.

**HOUSE BILL NO. 524** — BY REPRESENTATIVE LEBAS  
AN ACT  
To enact R.S. 47:1925.9, relative to assessment districts; to provide relative to the assessor in the Evangeline Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; and to provide for related matters.

**HOUSE BILL NO. 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.

**HOUSE BILL NO. 657** — BY REPRESENTATIVES TRAHAN, BILLIOT, BURFORD, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CONNICK, DOVE, DOWNS, EDWARDS, GISCLAIR, ELBERT GUILLOY, GUINN, HARDY, HARRISON, HENRY, HOFFMANN, HOWARD, HUTTER, ROSALINE JONES, LEGER, MONTOUCE, NOWLIN, PEARSON, PUGH, RICHARDSON, SCHRODER, SMILEY, JANE SMITH, ST. GERMAIN, AND TALBOT  
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.

**HOUSE BILL NO. 733** — BY REPRESENTATIVE SCHRODER  
AN ACT  
To amend and reenact R.S. 33:1236(54), relative to parish littering ordinances; to provide relative to the enforcement of such ordinances and penalties for violations in certain parishes; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 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.

**HOUSE BILL NO. 791** — BY REPRESENTATIVE HUTTER  
AN ACT  
To repeal R.S. 48:221(C), relative to expropriation, to repeal provisions requiring the Department of Transportation and Development to offer to sell excess expropriated property.

**HOUSE BILL NO. 930** — BY REPRESENTATIVES MILLS, ABRAMSON, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BALDONE, BARBA, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CORTEZ, DANAHAY, DOREGE, ELLINGTON, GALLOT, GISCLAIR, MICKEY GUILLOY, HARDY, HAYES, HAZIN, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, MICHAEL JACKSON, JOHNSON, SAM JONES, KATZ, LABRUZZO, LAMBERT, LEBAS, MCVEA, MORRELL, NORTON, NOWLIN, PETERSON, POPE, RICHARD, RICHARDSON, SCHRODER, SIMON, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, WHITE, AND WILLIAMS AND SENATOR GRAY  
AN ACT  
To amend and reenact R.S. 36:258(G) through (L), to enact Chapter 20 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:901 through 906, and Chapter 21 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:911 through 920, and to repeal R.S. 28:382.2 and
R.S. 46:2661 through 2666, relative to human services districts; to provide relative to the Capital Area Human Services District, including the powers, duties, and functions of the district, its governing board and nomination procedures, reporting duties, and the transfer of powers, duties, functions, and employees from the Department of Health and Hospitals to the district; to provide for the reversion of the functions of human services districts to the Department of Health and Hospitals in the event of the termination of a contract; to create statewide human services delivery systems; to establish the jurisdiction of human services districts; to create governing boards and provide for the appointment of board members, their terms, and compensation; to establish requirements for existing and newly created boards; to provide for the powers, duties, and functions of the districts; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the districts; to provide for transfer of employees; to provide relative to the membership, representation, titles, and duties of the Human Services Interagency Council; to establish the duties and responsibilities of the Department of Health and Hospitals; to provide for the event of a conflict with other laws; and to provide for related matters.

**HOUSE BILL NO. 1178—**
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.

**HOUSE BILL NO. 1117—**
BY REPRESENTATIVE MORRIS AND SENATOR DUPRE
AN ACT
To amend and reenact R.S. 30:22, 23, 148.1, 148.2, 148.3, 148.4, 148.5, 148.6, 148.8, and 148.9(A) and (B)(introductory paragraph) and to repeal R.S. 30:148.9(B)(1), (2), and (3), relative to mineral leases; to provide for leases for storage; to provide for application, advertising, bids, public hearings, and selection for certain leases; to provide for the authority of the State Mineral Board and the commissioner of conservation; and to provide for related matters.

**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.

**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.

**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.

**HOUSE BILL NO. 1206—**
BY REPRESENTATIVES DOVE AND BALDONE AND SENATORS DUPRE AND B. GAUTREAUX
AN ACT
To enact Chapter 3 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:131 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.

**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.

**HOUSE BILL NO. 1252—**
BY REPRESENTATIVE MONTOUCET
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.

**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.

**HOUSE BILL NO. 1270—**
BY REPRESENTATIVES PERRY, BOBBY BADON, BALDONE, BILLIOT, HENRY, BURNS, CHAMPAGNE, CHANEY, ELLINGTON, GISCLAIR, ELBERT, HARTLEY, HAZEL, HOFFMANN, HOWARD, JOHNSON, LESABRE, LITTLE, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, AND ST. GERMAIN AND SENATORS N. GAUTREAUX, LONG, RISER, THOMPSON, AND WALS WORTH
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 vehicles; to provide for the purchase of biofuels; and to provide for related matters.

**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.
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Sponsor</th>
<th>Description</th>
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</thead>
<tbody>
<tr>
<td>HB 293</td>
<td>Rep. <em>Richmond</em></td>
<td>To enact R.S. 9:2793.9, relative to civil liability; to provide a definition of liability for certain religious organizations; to provide for related matters.</td>
</tr>
<tr>
<td>HB 483</td>
<td>Rep. <em>Abramson</em></td>
<td>To amend and reenact Code of Criminal 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.</td>
</tr>
<tr>
<td>HB 508</td>
<td>Rep. <em>Scherzer</em></td>
<td>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 related matters.</td>
</tr>
<tr>
<td>HB 510</td>
<td>Rep. <em>Hutter</em></td>
<td>To enact R.S. 13:3667.3(B) and (C), R.S. 49:956.1, Code of Civil Procedure Article 1469(S), 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 &quot;legislative employee&quot;; to provide with respect to the issuance of orders compelling discovery; to provide with respect to the issuance of supervisory writs; to provide for an effective date; and to provide for related matters.</td>
</tr>
<tr>
<td>HB 520</td>
<td>Rep. <em>Montoucet</em></td>
<td>To amend and reenact R.S. 46:2751(B)(1)(g), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for the membership of the commission; and to provide for related matters.</td>
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<tr>
<td>HB 560</td>
<td>Rep. <em>Hutter</em></td>
<td>To provide for related matters.</td>
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<tr>
<td>HB 579</td>
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<tr>
<td>HB 583</td>
<td>Rep. <em>Hutter</em></td>
<td>To amend and reenact Code of Civil Procedure Article 926.1(A)(1) and (H)(3), relative to post-conviction relief 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.</td>
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<tr>
<td>HB 585</td>
<td>Rep. <em>Wooton</em></td>
<td>To provide for related matters.</td>
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<td>HB 590</td>
<td>Rep. <em>Hutter</em></td>
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</tr>
<tr>
<td>HB 620</td>
<td>Rep. <em>Hutter</em></td>
<td>To enact R.S. 9:2793.9, relative to civil liability; to provide a limitation of liability for certain religious organizations; to provide for an exception for willful and wanton misconduct; and to provide for related matters.</td>
</tr>
<tr>
<td>HB 624</td>
<td>Rep. <em>Hutter</em></td>
<td>To enact R.S. 14:427(C)(5), relative to failure to pay child support obligation; to provide for an increase in the penalty provision when the amount of support owed is more than twenty-five thousand dollars; and to provide for related matters.</td>
</tr>
</tbody>
</table>
HOUSE BILL NO. 93—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 40:2531, relative to rights of police employees during investigations; to apply the rights of certain law enforcement officers under investigation to police employees; and to provide for related matters.

HOUSE BILL NO. 137—
BY REPRESENTATIVE HILL
AN ACT
To enact R.S. 14:70.7, relative to misappropriation without violence; to create the crime of the unlawful production, manufacturing, distribution, or possession of fraudulent documents for identification purposes; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 155—
BY REPRESENTATIVE KATZ
AN ACT
To amend and reenact R.S. 40:2116(B)(1) and (C), relative to the facility need review process; to provide for facility need review approval for nursing facilities; to change reference to community and group home beds for the mentally retarded to community and group home beds for the developmentally disabled; and to provide for related matters.

HOUSE BILL NO. 192—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 37:1437(C)(2)(a) and (c), (5)(b), and (6)(a), relative to licensing by the Louisiana Real Estate Commission; to provide for changes to the initial licensing requirements of a real estate broker; to provide for changes to post-license educational requirements of real estate brokers and salespersons; to remove free courses offered by the commission; and to provide for related matters.

HOUSE BILL NO. 318—
BY REPRESENTATIVES KLECKLEY, ARNOLD, AUSTIN BADON, BOBBY BADON, BARROW, BILLIOT, BURRELL, CARROZI, DAHANAY, EDWARDS, FRANKLIN, GALLIST, GEYMANN, HAZEL, HENDERSON, HINES, HONEY, MICHAEL JACKSON, JOHNSON, SAM JONES, LAFONTA, LEBAIS, LEGER, MARCHAND, MONTOUCEY, MORRELL, MORRIS, NORTON, PERRY, PETERSON, RICHMOND, R. SIMON, PATRICIA SMITH, ST. GERMAIN, TALBOT, WILLIAMS, AND WILLMOTT AND SENATOR ERDEY
AN ACT
To enact R.S. 22:215.26, relative to health insurance; to require use of a cellular radio telecommunication device while driving a school bus; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 322—
BY REPRESENTATIVE ROSALIND JONES
AN ACT
To amend and reenact the heading of Chapter 4 of Title VII of Book I of the Civil Code and Civil Code Article 214, Code of Civil Procedure Article 10(A)(1), and R.S. 9:461 and 462 and to enact Civil Code Articles 212 and 213, Code of Civil Procedure Article 74.5, and R.S. 9:463, 464, and 465, relative to adult adoption; to provide for the form for an adult adoption; to provide for the recordation; to provide for jurisdiction; to provide for venue; to provide for the effects of an adult adoption; to provide for the effective date of an adult adoption; to provide for birth certificates; to provide for the change of a name; and to provide for related matters.

HOUSE BILL NO. 402—
BY REPRESENTATIVES FOIL AND HARDY
AN ACT
To enact R.S. 32:289, relative to driving school buses; to prohibit the use of a cellular radio telecommunication device while driving a school bus; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 461—
BY REPRESENTATIVE KATZ
AN ACT
To enact R.S. 33:2501(C)(3) and R.S. 33:2561(C)(3), 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.

HOUSE BILL NO. 634—
BY REPRESENTATIVE WILLMOTT
AN ACT
To enact R.S. 46:1846, relative to crime victims; to prohibit communication between an offender or an immediate family member of an offender and a victim of a crime of violence or his immediate family member; to provide for exceptions; to provide for a definition; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 662—
BY REPRESENTATIVE TEMPLET
AN ACT
To enact R.S. 14:202.1, relative to crimes; to create the crime of home improvement fraud; to define the crime; to provide for penalties; to provide for defenses; and to provide for related matters.

HOUSE BILL NO. 757—
BY REPRESENTATIVES TRAHAN, ELBERT GUILLOUX, HOWARD, KATZ, NORTON, AND SCHRODER AND SENATOR NEVERS
AN ACT
To amend and reenact R.S. 14:34.3(B) and 38.2(B), relative to crimes against a school teacher; to provide for penalties for the crimes of battery of and assault on a school teacher; and to provide for related matters.

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.

HOUSE BILL NO. 814—
BY REPRESENTATIVE TEMPLET
AN ACT
To amend and reenact R.S. 32:295(1) 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.

HOUSE BILL NO. 858—
BY REPRESENTATIVE KATZ
AN ACT
To amend and reenact R.S. 37:235(C) and (D) and 2504(D) and (E), relative to the Board of Examiners of Nursing Facility Administrators; to provide meeting attendance requirements; to provide for the creation of vacancies; to establish what constitutes a quorum; to authorize the board to maintain the Direct Service Worker Registry; to authorize the board to determine and document direct service worker registration status; and to provide for related matters.

HOUSE BILL NO. 908—
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 related to hearings by local civil service boards on disciplinary actions; to authorize rehearings under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 980—
BY REPRESENTATIVE PONTI
AN ACT
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.

A JOINT RESOLUTION

AN ACT
To enact R.S. 32:295(1) 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.
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.

HOUSE BILL NO. 1120—
BY REPRESENTATIVE LORUSO
AN ACT
To amend and reenact Section 2 of Act No. 38 of the First Extraordinary Session of 2006, relative to contracts let by the adjutant general and the Military Department; to extend the termination date of provisions authorizing the utilization of design-build; and to provide for related matters.

HOUSE BILL NO. 1332—
BY REPRESENTATIVE PETERSON
AN ACT
To enact R.S. 22:1135(I), relative to life insurance agent examinations; to require the commissioner of insurance to publish a report regarding life insurance test forms administered; to provide for the commissioner of insurance to supply testing service providers with demographic information of an insurance producer applicant; and to provide for related matters.

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 coworker responsibilities; to provide relative to the promotion and coworker responsibilities; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 178—
BY REPRESENTATIVES GISCLAIR, ABRAMSON, AUBERT, AUSTEN, BADON, BOBBY BADON, BALDONE, BARRAS, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, DIXON, ELLINGTON, FANNIN, GEMMANN, GISCLAIR, MICKEY, GUILORY, GUND, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HUTTER, JOHNSON, SAM JONES, KIECKLEY, LABRUVUZ, LAFONTA, LEBA, LIGI, LITTLE, LOPINTO, MARCHAND, MONICA, MONTUCET, NORTON, NowLIN, PENNY, PONTI, RICHARD, ROSEAU, SIMON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLETT, TRAHAN, WADDELL, AND WOOTON AND SENATORS CASSIDY, DONAHUE, ELLINGTON, ELLIOT, FANNIN, GISCLAIR, GWILBERT, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, DIXON, ELLINGTON, FANNIN, GEMMANN, GISCLAIR, GUILORY, GWILBERT, MONTUCET, MOORE, MORRIS, NORTON, PEARSON, PETERSON, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, SCHRODER, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLETT, TRAHAN, TUCKER, WILLIAMS, WILMOTT, AND WOOTON AND SENATORS CASSIDY, DONAHUE, DORSEY, DUPRE, LAFLER, LONG, AND NIVERS
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.

HOUSE BILL NO. 229—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 11:602, relative to the Louisiana State Employees' Retirement System; to provide relative to the number of years of service required for retirement eligibility in the corrections secondary component of the system; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 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.

HOUSE BILL NO. 232—
BY REPRESENTATIVES DOERGE, ARNOLD, MONTUCET, PEARSON, AND POPE AND SENATORS R. 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.

HOUSE BILL NO. 233—
BY REPRESENTATIVES DOERGE AND MONTUCET
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.

HOUSE BILL NO. 266—
BY REPRESENTATIVES MILLS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, DIXON, ELLINGTON, FANNIN, GEMMANN, GISCLAIR, MICKEY, GUILORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HUTTER, JOHNSON, SAM JONES, KIECKLEY, LABRUVUZ, LAFONTA, LEBA, LIGI, LITTLE, LOPINTO, MARCHAND, MONICA, MONTUCET, NORTON, NOWLIN, PENNY, PONTI, RICHARD, ROSEAU, SIMON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLETT, TRAHAN, WADDELL, AND WOOTON AND SENATORS DUPRE, HEBERT, LAFLER, AND SMITH
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.

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.

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.

HOUSE BILL NO. 321—
BY REPRESENTATIVE TRAHAN
AN ACT
To amend and reenact R.S. 17:3983(A)(1) and (3) and 3995(A)(6)(a), relative to charter school proposals that can be entered into; and to provide for related matters.

HOUSE BILL NO. 349—
BY REPRESENTATIVE TRAHAN
AN ACT
To amend and reenact R.S. 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.
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.

HOUSE BILL NO. 408—
BY REPRESENTATIVE HOFFMANN AND SENATOR WALSWORTH
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.

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.

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

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

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

ATTENDANCE ROLL CALL
PRESENT
Mr. President Erdey Michot
Adley Gautreaux B Morrish
Aliaro 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
DuPayload Martiny Walworth
Dupre McPherson
Total - 38

ABSENT
Total - 0

Adjournment
Senator Broome moved that the Senate adjourn until Wednesday, June 11, 2008, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Wednesday, June 11, 2008.

GLENN A. KOEPP
Secretary of the Senate
LYNDA E. WHEELER
Journal Clerk