OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

THIRD DAY’S PROCEEDINGS
Thirty-Fifth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, April 29, 2009

The Senate was called to order at 10:05 o’clock A.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 Dupre Morrish
Adley Erdey Mount
Alario Gray Evans Murray
Amedee Hebert Quinn
Appel Heitmeier Riser
Broome Jackson Shaw
Cheek Kostelka Smith
Claitor Long Thompson
Dorsey Martiny Walsworth
Duplessis Michot
Total - 29

ABSENT

Crowe Gautreaux N McPherson
Donahue LaFleur Morrell
Gautreaux B Marionneaux Nevers
Total - 9

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

Prayer

The prayer was offered by Father Michael J. Moroney, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Broome, the reading of the Journal was dispensed with and the Journal of April 28, 2009, was adopted.

Introduction of Senate Resolutions

Senator Marionneaux asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

SENATE RESOLUTION NO. 4—
BY SENATOR MARIONNEAUX

A RESOLUTION
To amend and re-adopt Senate Rule No. 9.1(C) of the Rules of Order of the Senate, relative to prefiling of instruments; to provide that certain requests for legislation to be prefiled may be received by Senate Legislative Services staff after forty-eight hours prior to the prefiling deadline.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

April 28, 2009

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. 73—
BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION
To commend Sharon Kleinpeter of Baton Rouge upon her retirement from Cox Communications.

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

House Concurrent Resolutions

Senator Chaisson asked for and obtained a suspension of the rules to read House Concurrent Resolutions a first and second time.

HOUSE CONCURRENT RESOLUTION NO. 73—
BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION
To commend Sharon Kleinpeter of Baton Rouge upon her retirement from Cox Communications.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Morrish
Adley Erdey Mount
Alario Gray Evans Murray
Amedee Hebert Quinn
Appel Heitmeier Riser
Broome Jackson Shaw
Cheek Kostelka Smith
Claitor Long Thompson
Dorsey Martiny Walsworth
Duplessis Michot
Total - 30

NAYS

Total - 0

ABSENT

Crowe Gautreaux N McPherson
Donahue LaFleur Morrell
Gautreaux B Marionneaux Nevers
Total - 9

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

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules to take House Concurrent Resolution No. 31 out of its regular order.
House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 31—
BY REPRESENTATIVES TUCKER, ABRAMS, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOW, GEYMAN, GISCRAIR, GREENE, ELBERT GUILLOIRE, MICKEY GUILLOIRE, GUIN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD, JACKSON, MICHAEL JACKSON, JOHNSEN, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBA, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERKIE, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STAPLES, TALBOT, TEMPLETT, THIBAUT, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR CHAISSON

A CONCURRENT RESOLUTION

To commend Jack Hanemann upon his retirement from Entergy Corporation after more than forty-one and a half years of service.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President - Duplessis
Adley - Dupre
Alario - Erdey
Amedee - Gray Evans
Appel - Hebert
Broome - Heitmeier
Cheek - Jackson
Claitor - Long
Crowe - Martiny
Donahue - Martin

Total - 30

NAYS

Total - 0

ABSENT

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

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVE MILLS

A CONCURRENT RESOLUTION

To commend Phil McCrory upon his receipt of the 2008 Charles E. Dunbar, Jr. Career Service Award from the Louisiana Civil Service League.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President - Duplessis
Adley - Dupre
Alario - Erdey
Amedee - Gray Evans
Appel - Hebert
Broome - Heitmeier
Cheek - Jackson
Claitor - Long
Crowe - Martiny
Donahue - Michot
Dorsey - Morrell

Total - 31

NAYS

Total - 0

ABSENT

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

HOUSE CONCURRENT RESOLUTION NO. 25—
BY REPRESENTATIVE MILLS

A CONCURRENT RESOLUTION

To commend Norma Theriot upon her receipt of the 2008 Charles E. Dunbar, Jr. Career Service Award from the Louisiana Civil Service League.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President - Duplessis
Adley - Dupre
Alario - Erdey
Amedee - Gray Evans
Appel - Hebert
Broome - Heitmeier
Cheek - Jackson
Claitor - Long
Crowe - Martiny
Donahue - Michot
Dorsey - Morrell

Total - 31

NAYS

Total - 0

ABSENT

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE PATRICIA SMITH
To commend Frankie Day upon receiving a 2008 Milken Family
Foundation National Educator Award and for her dedicated
service to the students of Louisiana State University Laboratory
School in Baton Rouge.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gray Evans  Murray
Appel  Hebert  Quinn
Broome  Heitmeier  Riser
Cheek  Jackson  Shaw
Claitor  Kostelka  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS

Total - 0

ABSENT

Gautreaux B  LaFleur  McPherson
Gautreaux N  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 27—
BY REPRESENTATIVES KLECKLEY, DANAHAY, GEYMANN, HILL,
GUINN, PERRY AND SENATORS MORRISH, MOUNT, AND SMITH
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of
Thomas Joseph Morris, Sr.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gray Evans  Murray
Appel  Hebert  Quinn
Broome  Heitmeier  Riser
Cheek  Jackson  Shaw
Claitor  Kostelka  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS

Total - 0

ABSENT

Gautreaux B  LaFleur  McPherson
Gautreaux N  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 28—
BY REPRESENTATIVES KLECKLEY, DANAHAY, GEYMANN, HILL,
GUINN, PERRY AND SENATORS MORRISH, MOUNT, AND SMITH
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of
Charles Vicknair of Lake Charles.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gray Evans  Murray
Appel  Hebert  Quinn
Broome  Heitmeier  Riser
Cheek  Jackson  Shaw
Claitor  Kostelka  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS

Total - 0

ABSENT

Gautreaux B  LaFleur  McPherson
Gautreaux N  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 29—
BY REPRESENTATIVE KLECKLEY
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Lisa
Nolen White of Lake Charles.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gray Evans  Murray
Appel  Hebert  Quinn
Broome  Heitmeier  Riser
Cheek  Jackson  Shaw
Claitor  Kostelka  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS

Total - 0
The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 30—
BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION
To recognize Tuesday, May 26, 2009, as YWCA Day at the legislature.

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 Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gray Evans Murray
Appel Hebert Quinn
Broome Heitmeier Riser
Cheek Jackson Shaw
Claitor Kostelka Smith
Crowe Long Thompson
Donahue Martiny Walsworth
Dorsey Michot

Total - 32 NAYS

Total - 0

ABSENT

Gautreaux B LaFleur McPherson
Gautreaux N Marionneaux Nevers

Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 34—
BY REPRESENTATIVE PUGH
A CONCURRENT RESOLUTION
To recognize Wednesday, May 13, 2009, as Ponchatoula Strawberry Festival Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gray Evans Murray
Appel Hebert Quinn
Broome Heitmeier Riser
Cheek Jackson Shaw
Claitor Kostelka Smith
Crowe Long Thompson
Donahue Martiny Walsworth
Dorsey Michot

Total - 32 NAYS

Total - 0

ABSENT

Gautreaux B LaFleur McPherson
Gautreaux N Marionneaux Nevers

Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 35—
BY REPRESENTATIVE PUGH
A CONCURRENT RESOLUTION
To recognize Wednesday, May 27, 2009, as Elmer's Candy Day in the state of Louisiana.

The resolution was read by title. Senator Quinn moved to concur in the House Concurrent Resolution.
### ROLL CALL

The roll was called with the following result:

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

### HOUSE CONCURRENT RESOLUTION NO. 36—

**BY REPRESENTATIVE WOOTON**

A CONCURRENT RESOLUTION

To commend and congratulate Special Olympics Louisiana for its outstanding work and achievement in providing year-round sports training and athletic competition in a variety of Olympic-type sports for all children and adults with intellectual disabilities, giving them continuing opportunities to develop physical fitness, demonstrate courage, experience joy, and participate in a sharing of gifts, skills, and friendship with their families, other Special Olympics athletes, and the community.

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

### ROLL CALL

The roll was called with the following result:

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

### HOUSE CONCURRENT RESOLUTION NO. 39—

**BY REPRESENTATIVE HONEY**

A CONCURRENT RESOLUTION

To recognize March thirtieth annually as Welcome Home Vietnam Veterans Day.

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:

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

### HOUSE CONCURRENT RESOLUTION NO. 40—

**BY REPRESENTATIVES EDWARDS, MCVEA, AND THIBAUT**

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Lloyd L. Lindsey, Jr., Superintendent of West Feliciana Parish Public Schools.

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:

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</table>

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
ABSENT
Gautreaux B LaFleur McPherson
Gautreaux N Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE JOHNSON
A CONCURRENT RESOLUTION
To commend Chairman Earl Barbery, Sr., of the Tunica-Biloxi Tribe of Louisiana.

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 Duplessis Morrish
Adley Dupre Mount
Alario Erdey Murray
Amedee Gray Evans Quinn
Appel Hebert Riser
Broome Heitmeier Shaw
Cheek Jackson Smith
Claitor Long Thompson
Crowe Martiny Walsworth
Donahue Michot
Dorsey Morrell
Total - 31

NAYS
Total - 0

ABSENT
Gautreaux B LaFleur Nevers
Gautreaux N Marionneaux
Kostelka McPherson
Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 44—
BY REPRESENTATIVES BARROW, AUBERT, AUSTIN BADON, BURRELL, DIXON, FRANKLIN, GALLOT, ELBERT GULLORY, HARDY, HONEY, GROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, NORTON, PETERSON, RICHMOND, PATRICIA SMITH, AND WILLIAMS; AND SENATORS BROOME, DORSEY, DUPLESSIS, GRAY, JACKSON, MORRELL, AND MURRAY
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Keith Martin Marchand.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Duplessis Morrish
Adley Dupre Morrell
Alario Erdey Mount
Amedee Gray Evans Murray
Appel Hebert Quinn
Broome Heitmeier Riser
Cheek Jackson Shap
Claitor Long Thompson
Crowe Martiny Walsworth
Donahue Michot
Dorsey Morrell
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B LaFleur McPherson
Gautreaux N Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 47—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to maintain the current incentives for the exploration and production of domestic oil and natural gas.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gautreaux N Murray
Appel Gray Evans Quinn
Broome Hebert Riser
Cheek Heitmeier Shaw
Claitor Jackson Smith
Crowe Long Thompson
Donahue Martiny Walsworth
Dorsey Michot
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B LaFleur McPherson
Kostelka Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 48—
BY REPRESENTATIVE ANDERS
A CONCURRENT RESOLUTION
To commend Adam Millikin, Jr., upon the celebration of his one hundredth birthday.

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 Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gray Evans Quinn
Appel Hebert Riser
Broome Heitmeier Shaw
Cheek Jackson Smith
Claitor Long Thompson
Crowe Martiny Walsworth
Donahue Michot
Dorsey Morrell
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B LaFleur McPherson
Gautreaux N Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 49—
BY REPRESENTATIVE JOHNSON
A CONCURRENT RESOLUTION
To commend Chairman Earl Barbery, Sr., of the Tunica-Biloxi Tribe of Louisiana.

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 Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gray Evans Murray
Appel Hebert Quinn
Broome Heitmeier Riser
Cheek Jackson Smith
Claitor Long Thompson
Crowe Martiny Walsworth
Donahue Michot
Dorsey Morrell
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B LaFleur McPherson
Gautreaux N Marionneaux Nevers
Total - 6

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B  LaFleur  McPherson
Kostelka  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 55—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to appropriate funds to be used for storm-proofing interior pump stations in St. Bernard and Plaquemines parishes.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B  LaFleur  McPherson
Kostelka  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND STAES AND SENATORS BROOME, CHEEK, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION
To commend Helen Godfrey Smith of Shreveport upon her receipt of a 2009 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

NAYS
Total - 0

ABSENT
Gautreaux B  LaFleur  McPherson
Kostelka  Marionneaux  Nevers
Total - 6

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND STIAES AND SENATORS BROOME, CHERIE, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION
To commend Julia Chan, Ph.D., of Baton Rouge upon her receipt of a 2009 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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 Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gautreaux N Murray
Appel Gray Evans Quinn
Broome Hebert Riser
Cheek Heitmeyer Shaw
Claitor Jackson Smith
Crowe Long Thompson
Donahue Martiny Walsworth
Dorsey Michot
Total - 32

NAYS

Total - 0

ABSENT

Gautreaux B LaFleur McPherson
Kostelka Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND STIAES AND SENATORS BROOME, CHERIE, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION
To commend Deborah A. Roe of Baton Rouge upon her receipt of a 2009 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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 Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gautreaux N Murray
Appel Gray Evans Quinn
Broome Hebert Riser
Cheek Heitmeyer Shaw
Claitor Jackson Smith
Crowe Long Thompson
Donahue Martiny Walsworth
Dorsey Michot
Total - 32

NAYS

Total - 0

ABSENT

Gautreaux B LaFleur McPherson
Kostelka Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND STIAES AND SENATORS BROOME, CHERIE, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION
To commend Wendy H. Roy of Alexandria upon her receipt of a 2009 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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 Duplessis Morrell
Adley Dupre Morrish
Alario Erdey Mount
Amedee Gautreaux N Murray
Appel Gray Evans Quinn
Broome Hebert Riser
Cheek Heitmeyer Shaw
Claitor Jackson Smith
Crowe Long Thompson
Donahue Martiny Walsworth
Dorsey Michot
Total - 32

NAYS

Total - 0

ABSENT

Gautreaux B LaFleur McPherson
Kostelka Marionneaux Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 62—
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND STIAES AND SENATORS BROOME, CHERIE, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION
To commend Carol McMichael Reese, Ph.D., of New Orleans upon her receipt of a 2009 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

The resolution was read by title. Senator Gray Evans moved to concur in the House Concurrent Resolution.
ROLL CALL

The roll was called with the following result:

**YEAS**

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

**NAYS**

Total - 0

**ABSENT**

Gautreaux B  LaFleur  McPherson
Kostelka  Marionnaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 63—
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND STIAES, AND SENATORS BROOME, CHEEK, DORSEY, DUPLESSIS, GRAY EVANS, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION
To commend Sarah Miller of Lafayette upon her receipt of a 2009 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

ROLL CALL

The roll was called with the following result:

**YEAS**

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

**NAYS**

Total - 0

**ABSENT**

Gautreaux B  LaFleur  McPherson
Kostelka  Marionnaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 64—
BY REPRESENTATIVE HENRY BURNS AND SENATOR ADLEY
A CONCURRENT RESOLUTION
To commend Richard Kenneth "Dickie" Barnes, Jr., for his dedication and service in the United States Navy and his 30 years of excellent service with the Louisiana Department of Wildlife and Fisheries.

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

ROLL CALL

The roll was called with the following result:

**YEAS**

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

**NAYS**

Total - 0

**ABSENT**

Gautreaux B  LaFleur  McPherson
Kostelka  Marionnaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 65—
BY REPRESENTATIVES LOPINTO, BIL LIOIT, CONNICK, GISCL AIR, HENRY, GIROD JACKSON, LABRUZZO, LIGI, TALBOT, TEMPLET, TUCKER, WILLMOTT, AND WOOTON AND SENATORS MARTINY, ALARIO, APPEL, HEITMEIER, AND QUINN
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Paul E. Emenes of Metairie.

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

ROLL CALL

The roll was called with the following result:

**YEAS**

Mr. President  Duplessis  Morrell
Adley  Dupre  Morrish
Alario  Erdey  Mount
Amedee  Gauthreaux N  Murray
Appel  Gray Evans  Quinn
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Long  Thompson
Donahue  Martiny  Walsworth
Dorsey  Michot
Total - 32

**NAYS**

Total - 0

**ABSENT**

Gautreaux B  LaFleur  McPherson
Kostelka  Marionnaux  Nevers
Total - 6

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

Gautreaux  B  LaFleur  McPherson
Kostelka  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 66—
BY REPRESENTATIVE PETERSON
A CONCURRENT RESOLUTION
To recognize Wednesday, May 13, 2009, as Planned Parenthood Day in Louisiana.

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

Senator Amedee in the Chair

HOUSE CONCURRENT RESOLUTION NO. 67—
BY REPRESENTATIVE PETERSON AND SENATOR GRAY
A CONCURRENT RESOLUTION
To recognize Wednesday, June 10, 2009, as Delta Sigma Theta Sorority "Red and White" Day at the Legislature of Louisiana.

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  Duplessis  Michot
Adley  Dupre  Morrell
Alario  Erdey  Morrish
Amedee  Gautreaux N  Mount
Appel  Gray Evans  Murray
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Kostelka  Thompson
Donahue  Martiny  Walsworth
Dorsey  Total - 32
Total - 33

NAYS

Total - 0

ABSENT

Gautreaux  B  LaFleur  McPherson
Kostelka  Marionneaux  Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION
To commend Joseph Hudson, Sr., upon the celebration of his one hundredth birthday.

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  Duplessis  Michot
Adley  Dupre  Morrell
Alario  Erdey  Morrish
Amedee  Gautreaux N  Mount
Appel  Gray Evans  Murray
Broome  Hebert  Riser
Cheek  Heitmeier  Shaw
Claitor  Jackson  Smith
Crowe  Kostelka  Thompson
Donahue  Martiny  Walsworth
Dorsey  Total - 33
Total - 0

NAYS

Total - 0

ABSENT

Gautreaux  B  LaFleur  McPherson
Kostelka  Marionneaux  Nevers
Total - 6

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
HOUSE CONCURRENT RESOLUTION NO. 71—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Michael "Blaise" Landry of Morganza.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Duplessis Michot
Adley Dupre Morrell
Alario Erdey Morrish
Amedee Gautreaux N Mount
Appel Gray Evans Murray
Broome Hebert Quinn
Cheek Heitmeier Riser
Claitor Jackson Shaw
Crowe Kostelka Smith
Donahue Long Thompson
Dorsey Martiny Walsworth
Total - 33

NAYS
Total - 0

ABSENT
Gautreaux B Marionneaux Nevers
LaFleur McPherson
Total - 5

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

Mr. President in the Chair

Senate Bills and Joint Resolutions on Second Reading
Reported by Committees

SENATE BILL NO. 27—
BY SENATOR MARTINY
AN ACT
To enact R.S. 9:203(F)(7), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal judges to preside over a marriage ceremony for a particular period of time; and to provide for related matters.

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

SENATE BILL NO. 160—
BY SENATOR MARIONNEAUX
AN ACT
To enact R.S. 47:1675(A)(6), relative to tax credits; to provide that any tax credit against income or corporate franchise tax with a “cap” on the amount of the exemption allowed be administered on a first-come, first-serve basis unless otherwise provided by the statute granting the tax credit; to provide an exception when the total tax credits requested on a single business day exceed tax credits available under the credit “cap” and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.
AMENDMENT NO. 1
On page 2, between lines 18 and 19, insert the following:
(3) in the event that the mega-project is an existing Louisiana business or a dormant Louisiana business that is being reestablished, the recipient of the Mega-Project Development Fund proceeds shall employ not less than ninety percent of Louisiana citizens at any time after the receipt of the funds.
 Senator Murray moved adoption of the amendments.
 Senator Walsworth objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee  Adley  Morrell
Dorsey  Hebert  Murray
Gautreaux N  Marionneaux  Morrell
Total - 10

NAYS
Mr. President  Duplessis  Michot
Adley  Dupre  Morrish
Alario  Erdey  Mount
Appel  Gray Evans  Quinn
Broome  Heitmeier  Shaw
Cheek  Jackson  Kostelka
Clair  Martiny  Smith
Crowe  Long  Thompson
Donahue  Morrish  Walsworth
Total - 27

ABSENT
Gautreaux B  McPherson
LaFleur  Nevers
Total - 4

The Chair declared the amendments were rejected.

Floor Amendments Sent Up
Senator N. Gautreaux sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator N. Gautreaux to Engrossed Senate Bill No. 283 by Senator Walsworth

AMENDMENT NO. 1
On page 1, line 3, after “mega-project;” insert “to provide relative to job training for such projects;”
 Senator N. Gautreaux moved adoption of the amendments.
 Senator Walsworth objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee  Adley  Morrell
Dorsey  Hebert  Murray
Gautreaux B  Marionneaux  Morrell
Total - 7

NAYS
Mr. President  Duplessis  Michot
Adley  Dupre  Morrish
Alario  Erdey  Mount
Appel  Gray Evans  Quinn
Broome  Heitmeier  Shaw
Cheek  Jackson  Kostelka
Clair  Martiny  Smith
Crowe  Long  Thompson
Donahue  Morrish  Walsworth
Total - 27

ABSENT
Gautreaux B  McPherson
LaFleur  Nevers
Total - 4

The Chair declared the amendments were rejected.

Floor Amendments Sent Up
Senator N. Gautreaux sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator N. Gautreaux to Engrossed Senate Bill No. 283 by Senator Walsworth

AMENDMENT NO. 1
On page 1, line 3, after “mega-project;” insert “to provide relative to job training for such projects;”
 Senator N. Gautreaux moved adoption of the amendments.
 Senator Walsworth objected.

ROLL CALL
The roll was called with the following result:

YEAS
Adley  Gray Evans  Murray
Dorsey  Hebert  Riser
Gautreaux N  Hebert  Morrell
Total - 8

The Chair declared the amendments were rejected.
SENATE BILL NO. 322—
BY SENATOR MORRISH

AN ACT
To enact R.S. 47:301(10)(ff) and (18)(p), relative to tax exemptions, exclusions, and reductions; to grant an exclusion from sales and use tax imposed by the state for purchases for certain tertiary recovery projects; and to provide for related matters.

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

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Duplessis</th>
<th>Mount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adley</td>
<td>Erdey</td>
<td>Mount</td>
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<td>Alario</td>
<td>Amedee</td>
<td>Quinn</td>
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<tr>
<td>Donahue</td>
<td>Michot</td>
<td></td>
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<tr>
<td>Total - 31</td>
<td></td>
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</tr>
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NAYS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Duplessis</th>
<th>Mount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adley</td>
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ABSENT

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<th>Mr. President</th>
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<th>Nevers</th>
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<tr>
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<tr>
<td>Gautreaux B</td>
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<td>Total - 7</td>
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</tr>
</tbody>
</table>

The Chair declared the amendments were rejected.

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

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Duplessis</th>
<th>Mount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adley</td>
<td>Erdey</td>
<td>Mount</td>
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<tr>
<td>Alario</td>
<td>Amedee</td>
<td>Quinn</td>
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<td>Quinn</td>
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<td>Cheek</td>
<td>Kostelka</td>
<td>Smith</td>
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<td>Claitor</td>
<td>Long</td>
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<td>Walsworth</td>
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<td>Donahue</td>
<td>Michot</td>
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<tr>
<td>Dorsey</td>
<td>Morrish</td>
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<tr>
<td>Total - 31</td>
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NAYS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Duplessis</th>
<th>Morriss</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gautreaux N</td>
<td>Heber</td>
<td>Morriss</td>
</tr>
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<td>Total - 3</td>
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ABSENT

<table>
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<tr>
<th>Mr. President</th>
<th>LaFleur</th>
<th>McPherson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gautreaux B</td>
<td>McPherson</td>
<td></td>
</tr>
<tr>
<td>Total - 3</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Leaves of Absence

The following leaves of absence were asked for and granted:

B. Gautreaux 1 Day McPherson 1 Day
LaFleur 1 Day

Adjournment

On motion of Senator Broome, at 1:20 o’clock P.M. the Senate adjourned until Monday, May 4, 2009, at 4:30 o’clock P.M.

The President of the Senate declared the Senate adjourned until 4:30 o’clock P.M. on Monday, May 4, 2009.