Wednesday, May 6, 2009

The Senate was called to order at 3:10 o’clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President Erdey Murray
Alario Gray Evans Nevers
Amedee Hebert Quinn
Appel Kostelka Riser
Broome Long Shaw
Cheek Martiny Smith
Claitor Michot Thompson
Dorsey Morrell Walsworth
Duplessis Morrish
Total - 26

ABSENT

Adley Gautreaux B LaFleur
Crowe Gautreaux N Marionneaux
Donahue Heitmeier McPherson
Dupre Jackson Mount
Total - 12

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

Prayer

The prayer was offered by Pastor Kim Voison, 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 McPherson, the reading of the Journal was dispensed with and the Journal of May 5, 2009, was adopted.

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to advance to the order of:

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 8—
BY SENATOR THOMPSON
A RESOLUTION
To designate May 6, 2009 as “FFA Day” at the legislature.

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

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

May 5, 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 concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 15—
BY SENATOR MICHOT
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to take such actions as are necessary to maintain the current incentives for the exploration and production of domestic oil and natural gas.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 25—
BY SENATOR DUPRE
A CONCURRENT RESOLUTION
To recognize Tuesday, May 5, 2009, as Louisiana Society of Professional Surveyors Day in Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 30—
BY SENATOR MOUNT
A CONCURRENT RESOLUTION
To commend and congratulate Myrtle Houston Golemon on the momentous occasion of her one hundredth birthday and on her lifetime of commitment and devotion to her family, friends and to education in Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATOR MURRAY AND REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION
To commend and congratulate Pearl Cordier Dupart for her years of community service on the occasion of her eightieth birthday.

Reported without amendments.

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

Introduction of Senate Bills and Joint Resolutions

Senator McPherson asked for and obtained a suspension of the rules to read Senate Bills and Joint Resolutions a first and second time and refer them to committee.

SENATE BILL NO. 329—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact the introductory paragraph of R.S. 47:1003(5) and R.S. 47:1003(11)(b), relative to transportation and communication tax; to exempt motor carriers of non-hazardous waste; 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.

SENATE BILL NO. 330—
BY SENATOR RISER AND REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 47:6007(A)(1)(a), (B)(1), (3), (9), (12), and (13), (C)(1) and (1)(b)(i) and (ii), (2), the introductory paragraph of (5), (5)(b), (d), and (f), and (6), (D)(1), the introductory paragraph of (2)(a), the introductory paragraph of (b), (c), the introductory paragraph of (d), and (d)(v), and (3), (4), (6), and (7), (E), and (F)(1), and Section 4 of Act 456 of the 2007 Regular Session of the Legislature, to enact R.S. 47:6007(A)(1)(d), and to repeal R.S. 47:6007(C)(1)(c) and Sections 3(B) and (C) of Act 456 of the 2007 Regular Session of the Legislature, relative to motion picture investor tax credits; to extend the credit; to provide for the amount of such credits and for the investments upon which the credits are based; to provide for when such credits are earned, when they shall be issued, how they shall be transferred, and which agencies shall administer the credit; to provide for rules and an appeal process and for recapture of the credits; 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.

SENATE BILL NO. 331—
BY SENATOR QUINN
AN ACT
To amend and reenact R.S. 22:832(A), relative to insurance license taxes; to provide for a reduction in the tax based upon the amount of admitted assets of an insurer placed in qualifying Louisiana investments; to require that investments be maintained in the state for a period of time in order to qualify for the reduction; 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.

SENATE BILL NO. 332—
BY SENATOR GRAY EVANS
AN ACT
To enact R.S. 47:6035, to establish the Green Building Tax Credit Program; to provide for a credit against income or corporation franchise tax liability; to provide for the amount of the credit; to provide for qualifications for the credit; to provide for the implementation and administration of the program by the Department of Natural Resources; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 333—
BY SENATORS BROOME, DORSEY AND ERDEY AND REPRESENTATIVES BARRY, CARTER, FOIL, HONEY, MICHAEL JACKSON, PONTE, POPE, PATRICIA SMITH AND WHITE
AN ACT
To enact R.S. 33:9038.63, relative to East Baton Rouge Parish; to create the Bluebonnet Convention Hotel Taxing District; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect a tax upon hotel occupancy within the district and to engage in tax increment financing; 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.

SENATE BILL NO. 334—
BY SENATOR RISER
AN ACT
To enact R.S. 47:6035, relative to state tax credits; to establish the Venture Fund Tax Credit Program; to authorize certain Louisiana public pension plans and certain Louisiana university endowments to participate in the program; to grant tax benefits for such plans and endowments; to require reporting; to authorize rulemaking; to provide for civil and criminal penalties; 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.

SENATE BILL NO. 335—
BY SENATORS JACKSON AND BROOME
AN ACT
To amend and reenact R.S. 47:293(3), relative to the individual income tax; to provide for a deduction for excess federal itemized personal deductions; to modify the state deduction for federal income tax paid; to provide for the effectiveness of such deduction; 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.

SENATE BILL NO. 336—
BY SENATORS JACKSON AND BROOME
AN ACT
To amend and reenact R.S. 47:32(A)(2) and (3), relative to individual income tax; to provide for rates and brackets; 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.

SENATE BILL NO. 337—
BY SENATOR JACKSON
AN ACT
To amend and reenact R.S. 33:2740.38(B), relative to the Shreveport Downtown Development District; to provide for the boundaries of the Shreveport Downtown Development District; and to provide for related matters.

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

SENATE BILL NO. 338—
BY SENATOR GRAY EVANS
AN ACT
To amend and reenact R.S. 47:305.59, relative to the sales and use tax of the state and its political subdivisions; to exempt the sale and use of certain construction materials sold to certain organizations; 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.

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 32—
BY SENATOR B. GAUTREAUX AND REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

The resolution was read by title. Senator B. Gautreaux moved to adopt the Senate Concurrent Resolution.
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Crowe Dupre Marionneaux
Donahue Gautreaux N Nevers
Total - 6

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

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATOR MCPHERSON AND REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION
To designate May 12, 2009 as "Youth Tobacco Legislative Day."

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Gray Evans Morrish
Adley Hebert Mount
Alario Heitmeier Murray
Appel Jackson Quinn
Broome Kostelka Riser
Cheek LaFleur Shaw
Claitor Long Smith
Dorsey Martiny Thompson
Duplessis McPherson Walsworth
Gautreaux B Morrell
Erdey Michot
Total - 32

NAYS
Total - 0

ABSENT
Crowe Dupre Marionneaux
Donahue Gautreaux N Nevers
Total - 6

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

SENATE CONCURRENT RESOLUTION NO. 34—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION
To urge and request the Honorable Bobby Jindal, Governor of Louisiana, to endorse the 25 x 25 national initiative.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Gray Evans Morrish
Adley Hebert Mount
Alario Heitmeier Murray
Appel Jackson Quinn
Broome Kostelka Riser
Cheek LaFleur Shaw
Claitor Long Smith
Dorsey McPherson Smith
Duplessis Michot Thompson
Gautreaux B Morrell Walsworth
Total - 30

NAYS
Total - 0

ABSENT
Amedee Dupre LaFleur
Crowe Erdey Marionneaux
Donahue Gautreaux N
Total - 8

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

SENATE CONCURRENT RESOLUTION NO. 35—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION
To direct the Department of Transportation and Development to conduct a pilot study on alternative truck-trailer configurations to support the bio-fuels industry.

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

Message from the House
ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS
May 6, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 28—
BY REPRESENTATIVES ELBERT GUILLORY AND HARDY
AN ACT
To amend and reenact R.S. 15:1199.3(7), 1199.4(C), (D)(introductory paragraph), and (G), 1199.5(C)(2) and (E)(6) and (F)(1)(introductory paragraph), 1199.6(A)(1), (B)(introductory paragraph), and (C), 1199.9(B), 1199.10(B)(1) and (H), 1199.11, 1199.12(D)(2), (3), (4) and (E), to enact R.S. 15:1199.3(8), 1199.4(D)(7) and (E)(6) and 1199.5(F)(1)(d), and to repeal R.S. 15:1199.5(F)(7), relative to the Inmate Rehabilitation and Workforce Development Act; to provide that inmates who are participating in the inmate rehabilitation and workforce development program are eligible to participate in inmate workforce work release; to increase the number of members and the composition of the inmate rehabilitation and workforce development advisory council; to provide for a quorum of the council; to authorize the adoption of regulations for implementation of the Inmate Rehabilitation and Workforce
Development Act; to provide for apprenticeships and other on-the-job training opportunities; to remove requirement that the department report cooperative endeavors or contracts regarding studies or reports to the Legislative Fiscal Office; to repeal requirement that the department submit an annual report to the legislative auditor; to provide for the awarding of credit for participation in certain work force development work release programs; to provide relative to release and parole upon completion of one-year work release program; and to provide for related matters.

**HOUSE BILL NO. 76—**
BY REPRESENTATIVE WILLMOTT
AN ACT
To amend and reenact R.S. 14:202.1(F) and (G) to enact R.S. 14:202.1(F) and (G), relative to the crime of home improvement fraud; to provide for increased penalties for the crime of home improvement fraud under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 133—**
BY REPRESENTATIVE ROY
To authorize and provide for the lease and sublease of certain state property in Rapides Parish; to authorize Community Receiving Center to sublease, for a period not to exceed fifty years, all or part of certain land leased to it pursuant to Act No. 443 of the 1972 Regular Session of the Legislature; to provide for the Louisiana Insurance Code, including capital and surplus requirements; to change references to kinds of insurance; and to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements, to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements, to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements, to provide for related matters.

**HOUSE BILL NO. 334—**
BY REPRESENTATIVE CROMER
AN ACT
To authorize and provide for the sale of certain state property in St. Tammany Parish to the St. Tammany Parish School Board from the division of administration; and to provide for related matters.

**HOUSE BILL NO. 369—**
BY REPRESENTATIVE LIGI
AN ACT
To amend and reenact R.S. 22:47(2) through (6), (8), (10), (12), (13), (16)(a), 81, 82, 111, 112, 115, 165, 167(A)(1), 864(D), 1469(D)(1), 1594(1), 2322(5), and 2336(5), to enact R.S. 22:47(18) and (19), and to repeal R.S. 22:47(7), relative to kinds of insurance; to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements; to change references to kinds of insurance; and to provide for related matters.

**HOUSE BILL NO. 404—**
BY REPRESENTATIVE KLECKLEY
AN ACT
To amend and reenact R.S. 22:2, 3, 11, 12, 14(A)(introducatory paragraph) and (4) and (B), 16, 18, 19, 21, 23(A), (B), (C), and (D)(2), 24, 31, 32(A)(introducatory paragraph) and (1)(f) and (j), (B)(1), (C)(1), and (E), 33(A)(introducatory paragraph), 41(6) and (13), (4) and (5)(a)(introductory paragraph), 46(2), 46(4), (5), (7), (8), (10)(b), (12), (13)(a), (14)(b), (16)(a), 81, 82, 111, 112, 115, 165, 167(A)(1), 864(D), 1469(D)(1), 1594(1), 2322(5), and 2336(5), to enact R.S. 22:47(18) and (19), and to repeal R.S. 22:47(7), relative to kinds of insurance; to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements; to change references to kinds of insurance; and to provide for related matters.

**HOUSE BILL NO. 406—**
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 22:1023(A)(16) and (17), (B)(4) through (10), and (C)(6), relative to health insurance; to revise the definitions of "genetic services" and "underwriting purposes"; to prohibit health insurers from using genetic information for underwriting purposes under certain circumstances; to prohibit health insurers from using genetic information for underwriting purposes under certain circumstances; and to provide for related matters.
HOUSE BILL NO. 39—
BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, FOIL, ORSCLAIR, GUINN, HARRISON, HENDERSON, LAMBERT, MORRIS, AND ST. GERMAIN
AN ACT
To amend and reenact R.S. 56:116.1(B)(4) and to enact R.S. 56:116.1(A)(8), relative to use of a laser when hunting; to authorize certain persons to use a laser device when hunting; and to provide for related matters.

HOUSE BILL NO. 232—
BY REPRESENTATIVES SMILEY, DOVE, ST. GERMAIN, AND MONICA AND SENATORS KOSTELKA, DUPRE, AND MORRISH
AN ACT
To amend and reenact R.S. 32:681(A), (B), and (C), relative to postaccident drug testing; to provide for certain testing for operators of watercraft; and to provide for related matters.

HOUSE BILL NO. 236—
BY REPRESENTATIVES ST. GERMAIN AND DOVE AND SENATORS DUPRE AND MORRISH
AN ACT
To amend and reenact R.S. 34:855.3(E) and (F) and 855.4(A), relative to personal watercraft; to provide for the minimum age to operate a personal watercraft; to provide for the minimum age to lease, hire, or rent a personal watercraft; and to provide for related matters.

HOUSE BILL NO. 237—
BY REPRESENTATIVES ST. GERMAIN AND DOVE AND SENATORS DUPRE AND MORRISH
AN ACT
To amend and reenact R.S. 56:302.1(C)(1) and to repeal R.S. 56:302.1(C)(2)(a), relative to fishing licenses; to provide for a temporary nonresident license; and to provide for related matters.

HOUSE BILL NO. 598—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 22:366 and 386, relative to annual reports to the commissioner of insurance; to delete reports on premiums received; to delete reports on loss reserves; to provide for annual filing of an audited financial statement; and to provide for related matters.

HOUSE BILL NO. 466—
BY REPRESENTATIVES BILLIOT, BARROW, HURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, LIBAS, MILLS, NOWLIN, POPE, SIMON, WILLIAMS, AND WILLIOTT
AN ACT
To amend and reenact R.S. 49:219.2(B)(1) and to enact R.S. 49:219.2(C)(6), relative to the Drug Policy Board; to provide for additional members; to provide for member designees; and to provide for related matters.

HOUSE BILL NO. 58—
BY REPRESENTATIVES CHANDLER AND BALDONE
AN ACT
To amend and reenact R.S. 14:72.4(B), relative to offenses against property; to amend the criminal penalty for the crime of disposal of property with fraudulent or malicious intent; and to provide for related matters.

HOUSE BILL NO. 62—
BY REPRESENTATIVE BURRELL
AN ACT
To amend and reenact R.S. 15:828(B), relative to additional good time; to provide for the awarding of one hundred eighty days of good time for satisfactory participation in approved treatment and rehabilitation programs; and to provide for related matters.

HOUSE BILL NO. 64—
BY REPRESENTATIVE NORTON
AN ACT
To amend and reenact R.S. 15:873(A) and (C), relative to the rate of inmate compensation; to provide for increased wages for inmates who are assigned to Prison Enterprises or who are certified as academic tutors; and to provide for related matters.

HOUSE BILL NO. 123—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 27:306(A)(5)(d), relative to video drawing poker devices; to provide that the owner or lessor of a qualified truck stop facility may close the restaurant at a qualified truck stop facility during a legal holiday; and to provide for related matters.

HOUSE BILL NO. 157—
BY REPRESENTATIVES AUSTIN BADON AND LERGER
AN ACT
To amend and reenact R.S. 14:112.1(B) and to enact R.S. 14:112.1(A)(4) and (C), relative to false impersonation of a peace officer; to provide for definitions of "badge" and "peace officer"; and to provide for related matters.

HOUSE BILL NO. 161—
BY REPRESENTATIVE GARY SMITH
AN ACT
To amend and reenact R.S. 15:571.4(A) and (C) and to enact R.S. 15:571.4(D), relative to forfeiture of diminution of sentence; to provide for the adoption of rules and regulations regarding the restoration of previously forfeited good time for disciplinary violations; to provide for criteria for eligibility to have previously forfeited good time restored; and to provide for related matters.

HOUSE BILL NO. 172—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 56:115(D) and to enact R.S. 56:115(E), relative to turkey hunting seasons; to provide for the specifics for turkey season in the southern portion of the state; and to provide for related matters.

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

House Bills and Joint Resolutions on First Reading

Senator Mount asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to Committee.

HOUSE BILL NO. 28—
BY REPRESENTATIVES ELBERT GUILLOUX AND HARDY
AN ACT
To amend and reenact R.S. 15:1199.3(7), 1199.4(C), (D)(introductory paragraph), and (G), 1199.5(C)(2) and (F)(1)(introductory paragraph), 1199.6(A)(1), (B)(introductory paragraph), and (C), 1199.9(B), 1199.10(B)(1) and (H), 1199.11, 1199.12(D)(2), (3), (4) and (E), to enact R.S. 15:1199.3(8), 1199.4(D)(introductory paragraph), and (E)(6) and 1199.5(F)(1)(d), and to repeal R.S. 15:1199.5(F)(7), relative to the Inmate Rehabilitation and Workforce Development Act; to provide that inmates who are participating in the inmate rehabilitation and workforce development program are eligible to participate in inmate workforce work release; to increase the number of members and the composition of the inmate rehabilitation and workforce development advisory council; to provide for a quorum of the council; to authorize the adoption of regulations for implementation of the Inmate Rehabilitation and Workforce Development Act; to provide for apprenticeships and other on-the-job training opportunities; to remove requirement that rules be adopted pursuant to the Administrative Procedure Act; to
remove requirement that the department report cooperative endeavors or contracts regarding studies or reports to the Legislative Fiscal Office; to repeal requirement that the department submit an annual report to the legislative auditor; to provide for the awarding of credit for participation in certain work force development work release programs; to provide relative to release and parole upon completion of one-year work release program; 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. 39—
BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, FOIL, GISCLAIR, GUINN, HARRISON, LAMBERT, MORRIS, AND ST. GERMAIN
AN ACT
To amend and reenact R.S. 56:116.1(B)(4) and to enact R.S. 56:116.1(A)(8), relative to use of a laser when hunting; to authorize certain persons to use a laser device when hunting; and to provide for related matters.

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

HOUSE BILL NO. 58—
BY REPRESENTATIVES CHANDLER AND BALDONE
AN ACT
To amend and reenact R.S. 14:72.4(B), relative to offenses against property; to amend the criminal penalty for the crime of disposal of property with fraudulent or malicious intent; and to provide for related matters.

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

HOUSE BILL NO. 62—
BY REPRESENTATIVE BURRELL
AN ACT
To amend and reenact R.S. 15:828(B), relative to additional good time; to provide for increased wages for inmates who are assigned to Prison Enterprises or who are certified as academic tutors; 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. 64—
BY REPRESENTATIVE NORTON
AN ACT
To amend and reenact R.S. 15:873(A) and (C), relative to definitions of "badge" and "peace officer"; and to provide for related matters.

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

HOUSE BILL NO. 76—
BY REPRESENTATIVE WILLMOTT
AN ACT
To amend and reenact R.S. 14:202.1(D) and (E) and to enact R.S. 14:202.1(F) and (G), relative to the crime of home improvement fraud; to provide for increased penalties for the crime of home improvement fraud under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 123—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 27:306(A)(5)(d), relative to video draw poker devices; to provide that the owner or lessor of a qualified truck stop facility may close the restaurant at a qualified truck stop facility during a legal holiday; 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. 133—
BY REPRESENTATIVE ROY
AN ACT
To authorize and provide for the lease and sublease of certain state property in Rapides Parish; to authorize Community Receiving Home of Rapides Parish to sublease, for a period not to exceed fifty years, all or part of certain land leased to it pursuant to Act No. 443 of the 1972 Regular Session of the Legislature; to provide for supplementing Act No. 107 of the 1988 Regular Session of the Legislature; and to provide for related matters.

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

HOUSE BILL NO. 157—
BY REPRESENTATIVES AUSTIN BADON AND LEGER
AN ACT
To amend and reenact R.S. 14:112.1(B) and to enact R.S. 14:112.1(A)(4) and (C), relative to false personation of a peace officer; to provide for definitions of "badge" and "peace officer"; and to provide for related matters.

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

HOUSE BILL NO. 161—
BY REPRESENTATIVE GARY SMITH
AN ACT
To amend and reenact R.S. 15:571.4(A) and (C) and to enact R.S. 15:571.4(D), relative to forfeiture of diminution of sentence; to provide for the adoption of rules and regulations regarding the restoration of previously forfeited good time for disciplinary violations; to provide for criteria for eligibility to have previously forfeited good time restored; 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. 172—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 56:115(D) and to enact R.S. 56:115(E), relative to turkey hunting seasons; to provide for the specifics for turkey season in the southern portion of the state; and to provide for related matters.

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

HOUSE BILL NO. 232—
BY REPRESENTATIVES SMILEY, DOVE, ST. GERMAIN, AND MONICA AND SENATORS KOSTELKA, DUPRE, AND MORRISH
AN ACT
To amend and reenact R.S. 32:681(A), (B), and (C), relative to postaccident drug testing; to provide for certain testing for operators of watercraft; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Natural Resources.
To amend and reenact R.S. 34:855.3(E) and (F) and 855.4(A), relative to personal watercraft; to provide for the minimum age to operate a personal watercraft; to provide for the minimum age to lease, hire, or rent a personal watercraft; and to provide for related matters.

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

To authorize and provide for the sale of certain state property in St. Tammany Parish to the St. Tammany Parish School Board from the division of administration; and to provide for related matters.

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

To amend and reenact R.S. 22:47(2) through (6), (8), (10), (12), (13), (16)(a), 81, 82, 111, 112, 165, 851(A), 861(A)(1), 864(D), 1460(D)(2), 1594(A), 2053(A), 2322(S), and 2336(D), to enact R.S. 22:47(18) and (19), and to repeal R.S. 22:47(7), relative to kinds of insurance; to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements; to change references to kinds of insurance; and to provide for related matters.

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

To amend and reenact R.S. 22:2, 11, 12, 14(A)(introductory paragraph) and (4) and (B), 16, 18, 19, 21, 23(A), (B), (C), and (D)(2), 24, 31, 32(A)(introductory paragraph) and (1)(i) and (j), (B), (C), and (E), 331(A)(introductory paragraph), 41(6) and (13), 43(B)(2), 46(1), (4), (5), (7), (8), (9)(b), (c), and (d), and (11), (12), (13), (15), 47(2), (3), (6), (8), (10)(b), (12), and (13)(a), 48(A), 61, 62(7) and (11), 63, 65(11)(c), 67(C), 68(C)-1, 69, 71, 72(C), 73, 81, 82(B), (C)(1)(a) and (b), and (D), 86, 88, 91, 94, 96(A), 111, 112(B) and (D), 116, 117, 119, 120(6), 124, 132(A), (B), and (D), 133, 135, 141, 142(C), 143(A)(4), 146(B), 148, 149, 150, 161(B), 165, 168, 171, 172, 175(introductory paragraph), 176, 177(B), 183, the title of Subpart G of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:551, 552(2), (4), and (5), 553, 554(A), (B), (D), and (E), 555, and 556(A), (B), (C), and (D), 571, 572, 574(B)(1) and (2), 575, 584(A)(4), (5)(a)(i), (b)(introductory paragraph), and (h), (6), (9), (13), and (18)(b), (B), (D), (1)(b), (G)(2)(3), and (6), (L)(2), and (N), 586(B)(introductory paragraph), 588(A)(5), 589(A) and (B), 590(A), 593, 596, 598(introductory paragraph) and (B), 590(1-95), 601(1)(C) and (1)(b), 613(A)(2) and (B)(1), 615(B), 616(B), 617(introductory paragraph), 618(A), 619(A), 620(C), 631(4) and (6), 634(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (1) and (2), and (C)(1), 635(A)(introductory paragraph) and (1), (B), and (C), 637(A)(introductory paragraph) and (1) and (B), 638(2)(b) and (3), 651(D)(1), 654(A)(1), 661, 672, 673, 674(A)(3) and (B), 693(B)(2)(introductory paragraph), 694(D)(1)(introductory paragraph), 696(C), 699, 701, 703(A)(1)(b), 704(B)(2)(a)(introductory paragraph) and (b), 709(B), 710, 714, 715, 722, 723, 731(A)(3), 751(E)(introductory paragraph) and (F), 752(A), (B)(1), and (D)(1), 753(B)(1)(a), (b), (e), and (f)(2)(introductory paragraph) and (ii), (iii), and (iv), (3)(a), (b)(i) and (ii), (c)(introductory paragraph) and (iii), (d)(ii) and (iv), (4)(a)(introductory paragraph), (b), and (c), (6)(a), (8)(b), (9), and (10), 754, 763, 768, 769, 770, 771, 781(C), (I)(3), and (J), 791 through 796, 802, 809(A), 821, 831, 832(A) and (B), 833(A), (B), and (C)(1), 834(B)(1) and (2), 836, 845, and (C), 838, 839, 840, 842, 844, 845, and 846(introductory paragraph), and (B): to enact R.S. 22:46(19), (20), and (21), 74, 97, 971; and to repeal R.S. 22:15, 22, 47, 47(A)(1)(b); 49, 64(C), 65(5) and (7), 169, 246(D), 261, 435(B)(5), 454(E), 469(D), 487, 497, 554(E), 584(A)(16), 595, 724, 751(E)(5), 753(B)(2)(b), and Chapter 14 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 2271 through 2277; all relative to technical recodification of the Louisiana Insurance Code, including correction of citations, updates of terms and language, reorganization of provisions, elimination of obsolete or ineffective provisions, and harmonizing of inconsistent provisions; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Insurance.
health insurers from requesting or requiring genetic testing or genetic information under certain circumstances; to prohibit health insurers from using genetic information for underwriting purposes under certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 466—**
BY REPRESENTATIVES BILLLOT, BARROW, BURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, LEDA, MILLS, NOWLIN, POPE, SIMON, WILLIAMS, AND WILMOTT
AN ACT
To amend and reenact R.S. 49:219.2(B)(1) and to enact R.S. 49:219.2(C)(6), relative to the Drug Policy Board; to provide for additional members; to provide for member designees; 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. 598—**
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 22:366 and 386, relative to annual reports to the commissioner of insurance; to delete reports on premiums received; to delete reports on loss reserves; to provide for annual filing of an audited financial statement; and to provide for related matters.

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

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

May 5, 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. 85—**
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to review and consider eliminating provisions of law which reduce Social Security benefits for those receiving benefits from federal, state, or local government retirement systems.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President  Erdey  Michot

Adley  Gautreaux B  Morrell

Alario  Gautreaux N  Morrish

Amedee  Gray Evans  Mount

Appel  Hebert  Murray

Broomé  Heitmeier  Nevers

Cheek  Jackson  Quinn

Claitor  Kostelka  Riser

Donahue  LaFleur  Shaw

Dorsey  Long  Smith

Duplessis  McPherson  Thompson

Total - 35

**NAYS**

Total - 0

**ABSENT**

Crowe  Dupre  Marionneau

Total - 3

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

**HOUSE CONCURRENT RESOLUTION NO. 95—**
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION
To commend Dr. Janie Humphries, the McGehee Professor of Family and Child Studies and the Coordinator of Early Childhood/Child Development Programs, upon her retirement and to recognize her for twenty-two years of service to the School of Human Ecology, College of Applied and Natural Sciences at Louisiana Tech University.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President  Erdey  Michot

Adley  Gautreaux B  Morrell

Alario  Gautreaux N  Morrish

Amedee  Gray Evans  Mount

Appel  Hebert  Murray

Broomé  Heitmeier  Nevers

Cheek  Jackson  Quinn

Claitor  Kostelka  Riser

Crowe  LaFleur  Smith

Donahue  Long  Thompson

Dorsey  Martiny  Walsworth

Duplessis  McPherson  Walsworth

Total - 35
To enact R.S. 47:6035, relative to tax credits for the individual or
SENATE BILL NO. 91—
To amend and reenact R.S. 51:2101(D), relative to the Louisiana
To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes
SENATE BILL NO. 29—
To amend and reenact R.S. 37:1432(A) and (B), relative to the
SENATE BILL NO. 24—
Protection and International Affairs to submit the following report:
To the President and Members of the Senate:
I am directed by your Committee on Commerce, Consumer
COMMERCE, CONSUMER PROTECTION
AND INTERNATIONAL AFFAIRS
Senator Ann D. Duplessis, Chairman on behalf of the
Committee on Commerce, Consumer Protection and International
Affairs, submitted the following report:
May 6, 2009
To the President and Members of the Senate:
I am directed by your Committee on Commerce, Consumer
Protection and International Affairs to submit the following report:
SENATE BILL NO. 24—
BY SENATOR AMEDEE
AN ACT
To amend and reenact R.S. 37:1432(A) and (B), relative to the
Louisiana Real Estate Commission; to add two at-large
members to the commission; and to provide for related matters.
Reported favorably.
SENATE BILL NO. 29—
BY SENATOR RISER
AN ACT
To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes
of 1950, to be comprised of R.S.51:1741 through 1745, relative
to caller ID spoofing; to provide for short title; to provide for
definitions; to provide for violations of the Louisiana Consumer
Protection Act; and to provide for related matters.
Reported favorably.
SENATE BILL NO. 38—
BY SENATOR MICHOT
AN ACT
To amend and reenact R.S. 51:2101(D), relative to the Louisiana
Immersive Technologies Enterprise Commission; to provide for
the membership of the commission; and to provide for related matters.
Reported favorably.
SENATE BILL NO. 91—
BY SENATOR N. GAUTREAUX
AN ACT
To enact R.S. 47:6035, relative to tax credits for the individual or
corporation income tax or corporation franchise tax; to provide
a tax credit for certain qualified energy resource; to provide
terms, conditions, and definitions; to provide for promulgation
of rules and regulations; to provide an effective date; and to
provide for related matters.
Reported favorably.
SENATE BILL NO. 105—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 14:71.3, relative to mortgage fraud, to provide for
elements of the crime; to provide for penalties; and to provide for
related matters.
Reported favorably.
SENATE BILL NO. 110—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 9:3573.3(5), 3573.4(F), 3573.6(B), and
3573.11(B), and to repeal R.S. 9:3573.11(C), relative to the
Credit Repair Services Organizations Act; to provide for the
filing of a registration statement with the attorney general; to
provide for certain terms, notifications, procedures, conditions, and
requirements; to provide for orders, injunctions, publication, and
availability of records to the general public; and to provide for
related matters.
Reported with amendments.
SENATE BILL NO. 211—
BY SENATOR CLAITOR
AN ACT
To amend and reenact R.S. 36:801(introductory paragraph), and to
enact R.S. 36:109(U) and Chapter 40 of Title 51 of the
Louisiana Revised Statutes of 1950, to be comprised of R.S.
51:2401, relative to economic development; to create the
Louisiana Research Alliance Design Council within the
Department of Economic Development; to provide for the
membership; to provide for the duties and responsibilities; to
provide for reporting; and to provide for related matters.
Reported with amendments.
SENATE BILL NO. 294—
BY SENATOR NEVERS
AN ACT
To amend and reenact Code of Criminal Procedure Article
905.5.1(F), R.S. 9:2800.2(A), R.S. 15:560.2(B)(1), R.S.
17:7.1(D), R.S. 22:998(A) and (C), and 1043(A)(4), R.S.
23:1371.1(C), R.S. 28:2(12.1) and (22)(b) and 51.1(A)(2)(a),
R.S. 37:1745.14(C)(4), 2360(A)(1), (2) and (3), 2365(A) and
(B), and 3386.1(15)(b), R.S. 40:1098.2(5)(b) and 2114(B), and
R.S. 44:4(29) and to enact Part VI of Chapter 15 of Title 37 of
the Louisiana Revised Statutes of 1950, to be comprised of R.S.
37:1360.51 through 1360.72, and to repeal Part II of Chapter 28
of Title 37 of the Louisiana Revised Statutes of 1950, comprised
of R.S. 37:2371 through 2378, relative to medical psychologists;
to transfer the regulation of medical psychologists from the State
Board of Examiners of Psychologists to the Louisiana State
Board of Medical Examiners; to provide for definitions; to
provide for powers and duties of the Louisiana State Board of
Medical Examiners; to provide for standards of continuing medical
education; to provide for violations and penalties; to provide for
privileged communications; to provide for transfer of files; to
direct the Louisiana State Law Institute to make certain language
corrections to current law; to provide for rules and regulations; and to provide for related matters.
Reported with amendments.
SENATE BILL NO. 299—
BY SENATOR DUPLESSIS AND REPRESENTATIVE ROSALIND JONES
AN ACT
To enact Chapter 3-D of Title 3 of the Louisiana Revised Statutes of
1950, to be comprised of R.S. 3:296, relative to the Healthy
Food Retail Act; to provide for a financing program to stimulate
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investment in healthy food retail outlets in underserved areas of Louisiana; to provide for administration of the program; to provide for eligible projects and uses for funding; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ANN D. DUPLESSIS
Chairman

REPORT OF COMMITTEE ON HEALTH AND WELFARE

Senator Willie L. Mount, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 6, 2009

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 51—
BY SENATOR HEITMEIER
AN ACT
To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291, relative to intergovernmental transfers from local governing bodies to the Department of Health and Hospitals; to provide for acceptance and use of intergovernmental transfers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 93—
BY SENATOR THOMPSON
AN ACT
To enact Part I-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:651 through 654, relative to food safety; to provide for definitions; to provide for written plans for food processing and food recalls; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 191—
BY SENATOR ALARIO
AN ACT
To amend and reenact R.S. 44:4.1(B)(24) and to enact R.S. 40:2020, relative to the authority of the Department of Health and Hospitals to conduct certain mortality reviews; to provide for legislative intent; to provide for definitions and duties; to provide for records; to provide for confidentiality; to provide for a public records exception; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 247—
BY SENATOR CHEEK
AN ACT
To amend and reenact R.S. 46:2742(B)(7) and to enact R.S. 46:2742(B)(11), relative to case mix reimbursement for nursing homes; to provide for a case mix reimbursement; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

REPORT OF COMMITTEE ON INSURANCE

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

May 6, 2009

To the President and Members of the Senate:

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

SENATE BILL NO. 290—
BY SENATORS QUINN AND HEBERT
AN ACT
To amend and reenact R.S. 22:1317, relative to surplus lines insurers; to exempt surplus lines insurers from provisions regarding co-insurance clauses in policies of fire and extended coverage insurance; and to provide for related matters.

Reported favorably.

Respectfully submitted,
TROY HEBERT
Chairman

REPORT OF COMMITTEE ON SENATE AND GOVERNMENTAL AFFAIRS

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

May 6, 2009

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

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.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 2—
BY SENATOR CROWE
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States of America to affirm Louisiana's sovereignty under the Tenth Amendment to the Constitution of the United States of America and to demand that the federal government halt the practice of assuming powers and imposing mandates upon the states for purposes which are not enumerated by the Constitution of the United States of America.

Reported favorably.
SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to adopt and submit to the states for ratification a proposed amendment to the Constitution of the United States to require a federal balanced budget.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to take whatever actions necessary to enact legislation that establishes the English language as the official language used by the government of the United States.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 11—
BY SENATOR SHAW
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to enact legislation requiring domestic business and domestic nonprofit entities that utilize automated telephone systems to offer "English" as the default choice of language communication.

Reported favorably.

SENATE BILL NO. 183—
BY SENATOR APPEL
A JOINT RESOLUTION
Proposing to add Article VII, Section 2.1 (C) of the Constitution of Louisiana, relative to the constitutional requirements and procedures for the imposition of or increase in a fee; to provide exceptions to such requirements for the increase in tuition or the imposition of or increase in fees at certain public institutions of higher education; to specify an election for submission of the proposition to electors; and to provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 212—
BY SENATOR CLAITOR
AN ACT
To amend and reenact R.S. 18:134(A), relative to registrars of voters; to provide for office hours of registrars of voters; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 278—
BY SENATOR AMEDEE
AN ACT
To amend and reenact R.S. 44:5, relative to public records; to provide for related matters.

Reported favorably.

SENATE BILL NO. 4—
BY SENATOR AMEDEE
AN ACT
To enact R.S. 15:255(M), relative to the special witness fee funds in each of the parishes in the Twenty-Third Judicial District; to provide for the transfer of surplus monies in those funds to the criminal court fund of that district court; and to provide for related matters.

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

SENATE BILL NO. 61—
BY SENATOR HEITMEIER
AN ACT
To enact Children's Code Article 837(I), relative to certain delinquency proceedings; to provide that the court, upon a showing of good cause, may authorize the Department of Health and Hospitals to use restraints on the person of a child during transport; 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. 65—
BY SENATOR DONAHUE AND REPRESENTATIVE ABRAMS
AN ACT
To amend and reenact Code of Civil Procedure Article 1471(B) and to enact Code of Civil Procedure Article 1461.1, relative to recovery of electronically stored information; to provide for sanctions; to provide for discovery of electronically stored information; to provide for discovery of electronically stored information; to provide for discovery of electronically stored information; to provide for sanctions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 65 by Senator Donahue

AMENDMENT NO. 1
On page 1, line 17, delete "directly"

AMENDMENT NO. 2
On page 2, line 2, change "available" to "accessible"

AMENDMENT NO. 3
On page 2, at the beginning of line 7, change "shall" to "may"

AMENDMENT NO. 4
On page 2, line 11, after "cost," delete the remainder of the line and lines 12 and 13, and on line 14, delete "responding party."

AMENDMENT NO. 5
On page 2, at the end of line 18, change "shall" to "may"

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

SENATE BILL NO. 82—
BY SENATOR LAFLEUR
AN ACT
To amend and reenact R.S. 40:1472.1, the introductory paragraph of 1472.2(7), 1472.6(A), 1472.7(A), and 1472.12(A), and to enact R.S. 40:1472.3(L), 1472.4(B)(2), and 1472.5(I), relative to public health and safety; to provide with respect to the regulation of explosives; to provide for the purchase and storage of commercially manufactured black powder; to provide for use in antique devices; to provide exceptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. On motion of Senator Martiny, the bill was read by title, ordered engrossed and passed to a third reading.
SENATE BILL NO. 116—
BY SENATORS MARTIN AND MORRELL AND REPRESENTATIVES CONNICK, LABR UZZO, LEGI LOPINTO, TALBOT AND WILLIAMOT
AN ACT
To amend and reenact R.S. 13:967(C)(1), (J) and (L) and to enact R.S. 13:967(M), relative to the Twenty-Fourth Judicial District; to provide for the establishment of an indigent transcript fund; to provide for court reporter fees; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 116 by Senator Martiny

AMENDMENT NO. 1
On page 1, line 13, after "fees;" insert "to provide for an effective date;"

AMENDMENT NO. 2
On page 4, between lines 13 and 14, insert the following:

"Section 2. Notwithstanding any other law to the contrary, the Judicial Council of the Supreme Court of Louisiana shall review and make a recommendation regarding the proposed fee increase in Section 1 of this Act. If the judicial council agrees that a fee increase is necessary and reasonable, the judicial council shall cause a notice of such fee increase to be published in the Louisiana Register. Section 1 of this Act and the fee increase shall take effect and become operative fifteen days after publication of notice in the Louisiana Register."

AMENDMENT NO. 3
On page 4, at the beginning of line 14, delete "Section 2. This Act" and insert in lieu thereof "Section 3. Sections 2 and 3 of this Act"

AMENDMENT NO. 4
On page 4, line 17, change "this Act" to "Sections 2 and 3"

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

SENATE BILL NO. 143—
BY SENATORS AMEDEE AND MARIONNEAUX
AN ACT
To enact R.S. 9:2603.1, relative to electronic transactions; to provide for the electronic approval of such applications; to provide for processing of warrant applications, approvals of applications and documented returns of completed warrants for the judicial branch of state government; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 143 by Senator Amedee

AMENDMENT NO. 1
On page 1, line 13, change "enforce ability" to "enforceability"

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.

SENATE BILL NO. 151—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 35:191.4, relative to notaries public and registration of notary instructors; to require the secretary of state to develop and administer a program for the registration and reporting of notary instructors; to provide relative to administration and procedures for registration and reporting; to provide for the duties of the secretary of state; to provide for penalties; 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. 154—
BY SENATORS THOMPSON, LONG, NEVERS, RISER AND WALLSWORTH
AN ACT
To amend and reenact R.S. 3:2(A), 80, 131, 302, 303, 415, 556.2(10), 556.7(A), 641, 642, 643, 644, 652, 666(9), 734(B)(1) and (6), 741, 825, 832, 851, 1024, 1025, 1311(3) and (12), 1312(A) and (C), 1313(C)(2)/(b) and (e), 1362(9) and (24), 1432(A), 1651, 1652, 1732, 1772, 1891(28), 1892(29) and (f), 1900(A) and (B), 2351, 2352, 2353, 2354, 2358.2(A), 2358.4(C), 3113(A), 3202(11) and (13), 3211(B)(3), 3225(A), 3402(1), (2), (7), (9) and (16), 3403(A)(7) and (H), 3404(B), 3405(B)(5)(b) and (e), 3407(A)(2) and (3) and (E), 3408(A)(9)(c) and (10), 3409(B), (C), (D) and (F), 3410(E) and (F), 3410.1(A) and (B), 3410.2(D), 3411(B), (C), (D), 3411.1(B)(2) and (D), 3412(A), 3413(A), (B), (C), (E) and (F), 3414(A), 3415(A) and (C), 3416(A), (B) and (C), 3417(D) and (F), 3418(A), 3419(A), (C), and (D), 3424(B), 3802(A), 4224, 4603(B)(7), R.S. 29:726(E)(20)(A)(v) and 729(E)(13)(a)(vi), R.S. 36:4(A)(13), 621(C), 622, 623, the introductory paragraph of 624(B), 625, 626(A) and (B), 628(C), (D) and (E), 629(B), the introductory paragraph of (C), the introductory paragraph of (D), the introductory paragraph of (E), (F), (G), (I), (J), (K) and (L), R.S. 37:2202, R.S. 51:12, the introductory paragraph of 6, 472 and R.S. 54:112; to enact R.S. 3:2(F), 283.1 and 751(E); and to repeal R.S. 3:14, 401 through 409, 414, Part I-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:421 through 426, Part I-D of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:446.1 through 446.7, Part IV of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:521 through 538, Part V of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:541 through 550, 824, 1312(H), 1313(A), 1906(A) and R.S. 36:627(E), 628(B) and 629(C)(2), and R.S. 39:455, relative to the Department of Agriculture and Forestry; to abolish the State Market Commission; to abolish the Farm Youth Loan Program; to abolish other programs administered by the State Market Commission; to authorize the transfer of duties and obligations to the Louisiana Agricultural Finance Authority; to provide relative to the Fertilizer Commission and submission of tonnage reports; to provide for restrictions on the sale of fertilizer; to provide for the powers and duties of the commissioner of agriculture and forestry; to provide relative to the composition of certain boards and commissions; to provide relative to the Louisiana Agricultural Commodities Commission; to provide relative to the functions of the office of agricultural and environmental sciences; to provide for recovery in receiverships; to change the name of the office of animal health services to the office of animal health and food safety; to provide for definitions; to direct the Louisiana Law Institute to re-designate certain provisions in current law; to provide for technical changes; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original Senate Bill No. 154 by Senator Thompson

AMENDMENT NO. 1
On page 6, line 28, change "the obligations of" to "administered by"
AMENDMENT NO. 2
On page 10, line 6, after "issued" delete "annually."

AMENDMENT NO. 3
On page 15, line 12, after "University" delete "and Agricultural and Mechanical College" and insert "Agricultural Center."

AMENDMENT NO. 4
On page 15, at the beginning of line 13, delete "entomologist of the experiment stations" and insert "head of the Department of Entomology at the Louisiana State University Agricultural Center."

AMENDMENT NO. 5
On page 45, line 18, change "deemed to be obligations of" to "administered by."

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

SENATE BILL NO. 166—
BY SENATORS DUPE, APPEL, CHEEK, CROW, DUPLESSIS, KOSTELKA, LONG, MICHE, QUINN, SHAFF, SMITH AND WALSORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, POUL, GISCIR, MICKEY GILLORY, LITTLE, MILLS, PEARSON, PERRY, PUGL, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY AND JANE SMITH.
AN ACT
To enact R.S. 14:98.3, relative to public safety; to create the crime of vehicular and negligent injuring.

AMENDMENT NO. 1
On page 2, line 28, after "property" and before "on" insert "of a single lot or contiguous lots."

AMENDMENT NO. 2
On page 1, delete line 12 through 15 and insert "A small succession, within the meaning of this Title, is the succession of a person who dies leaving property in Louisiana having a gross value of fifty thousand dollars or less."

AMENDMENT NO. 3
On page 2, line 28, after "property" and before "on" insert "of a single lot or contiguous lots."

AMENDMENT NO. 4
On page 3, delete lines 10 through 14 and insert "A. When it is not necessary under the provisions of Article 3431 to open judicially a small succession, the competent major heirs of the deceased and the surviving spouse thereof, if any, may submit to the inheritance tax collector one or more multiple originals of their affidavits at least two persons, including the surviving spouse, if any, and one or more competent major heirs of the deceased, may execute one or more multiple originals."

AMENDMENT NO. 5
On page 3, line 23, delete "their" and insert "the surviving spouse's."

AMENDMENT NO. 6
On page 3, delete line 24 and insert "(4) The names and last known addresses of the heirs of the deceased, their."

AMENDMENT NO. 7
On page 3, line 27, delete "affiant's" and insert "affiants."

AMENDMENT NO. 8
On page 4, delete lines 5 through 29, and on page 5, delete lines 1 through 16, and insert "the deceased, including whether the property is community or separate, and which in the case of immovable property must be sufficient to identify the property for purposes of transfer:

(7) A showing of the value of each item of property, and the aggregate value of all such property, at the time of the death of the deceased;

(8) A statement describing the respective interests in the property which each heir has inherited and whether a legal usufruct of the surviving spouse attaches to the property;

(9) An affirmation that, by signing the affidavit, the affiants swear under penalty of perjury that the information contained in the affidavit is true, correct and complete to the best of their knowledge, information, and belief.

B. If the deceased had no surviving spouse, the affidavit must be signed by at least two heirs. If the deceased had no surviving spouse and only one heir, the affidavit must also be signed by a second person who has actual knowledge of the matters stated therein.

C. In addition to the powers of a natural tutor otherwise provided by law, a natural tutor may also execute the affidavit on behalf of a minor child without the necessity of filing a petition pursuant to Article 4061."

Art. 3434. Endorsed copy of affidavit authority for delivery of property
A. A multiple original of the affidavit required authorized by Article 3432, bearing the endorsement of the inheritance tax collector that no inheritance taxes are due, shall be full and sufficient authority for the payment or delivery of any money or property of the deceased described in the affidavit."

Reported with amendments by the Committee on Judiciary C. Senators Provencher, Blache, Champagne, Downes, Poil, Guicir, Mickey Guillory, Little, Mills, Pearson, Perry, Pugh, Richard, Robideaux, Schroder, Simon, Smiley, and Jane Smith.

SENATE BILL NO. 184—
BY SENATOR MURRAY
AN ACT
To amend and reenact Code of Civil Procedure Articles 3421, 3431, 3432, and 3434, relative to small successions; to provide certain definitions, procedures, conditions, and requirements; to provide a prescriptive period for certain actions; and to provide for related matters.

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

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 184 by Senator Murray.

AMENDMENT NO. 1
On page 1, line 2, after "3434," insert "and to repeal Code of Civil Procedure Article 3433, a.

AMENDMENT NO. 2
On page 1, delete line 12 through 15 and insert "A small succession, within the meaning of this Title, is the succession of a person who dies leaving property in Louisiana having a gross value of fifty thousand dollars or less."

AMENDMENT NO. 3
On page 2, line 28, after "property" and before "on" insert "of a single lot or contiguous lots."

AMENDMENT NO. 4
On page 3, delete lines 10 through 14 and insert "A. When it is not necessary under the provisions of Article 3431 to open judicially a small succession, the competent major heirs of the deceased and the surviving spouse thereof, if any, may submit to the inheritance tax collector one or more multiple originals of their affidavits at least two persons, including the surviving spouse, if any, and one or more competent major heirs of the deceased, may execute one or more multiple originals."

AMENDMENT NO. 5
On page 3, line 23, delete "their" and insert "the surviving spouse's."

AMENDMENT NO. 6
On page 3, delete line 24 and insert "(4) The names and last known addresses of the heirs of the deceased, their."

AMENDMENT NO. 7
On page 3, line 27, delete "affiant's" and insert "affiants."

AMENDMENT NO. 8
On page 4, delete lines 5 through 29, and on page 5, delete lines 1 through 16, and insert "the deceased, including whether the property is community or separate, and which in the case of immovable property must be sufficient to identify the property for purposes of transfer:

(7) A showing of the value of each item of property, and the aggregate value of all such property, at the time of the death of the deceased;

(8) A statement describing the respective interests in the property which each heir has inherited and whether a legal usufruct of the surviving spouse attaches to the property;

(9) An affirmation that, by signing the affidavit, the affiants swear under penalty of perjury that the information contained in the affidavit is true, correct and complete to the best of their knowledge, information, and belief.

B. If the deceased had no surviving spouse, the affidavit must be signed by at least two heirs. If the deceased had no surviving spouse and only one heir, the affidavit must also be signed by a second person who has actual knowledge of the matters stated therein.

C. In addition to the powers of a natural tutor otherwise provided by law, a natural tutor may also execute the affidavit on behalf of a minor child without the necessity of filing a petition pursuant to Article 4061."

Art. 3434. Endorsed copy of affidavit authority for delivery of property
A. A multiple original of the affidavit required authorized by Article 3432, bearing the endorsement of the inheritance tax collector that no inheritance taxes are due, shall be full and sufficient authority for the payment or delivery of any money or property of the deceased described in the affidavit. By any right to the heirs of the deceased and the surviving spouse in community, if any, in the percentages...
To amend and reenact R.S. 46:236.1.11(A) and (C) and to enact R.S.

To amend and reenact R.S. 27:93(A)(4)(a), relative to the Louisiana

SENATE BILL NO. 230—

If vetoed by the governor and subsequently approved by the

provided by Article III, Section 18 of the Constitution of Louisiana.

On page 6, after line 6, insert

On page 5, line 21, delete "...

On page 5, line 18, delete "...

AMENDMENT NO. 9
On page 5, line 18, delete "may" and insert "shall"

AMENDMENT NO. 10
On page 5, line 21, delete "decedent's" and insert "deceased's"

AMENDMENT NO. 11
On page 6, after line 6, insert

Section 2. Code of Civil Procedure Article 3433 is hereby repealed in its entirety.

Section 3. The provisions of this Act are not intended to establish any necessity to open a succession judicially which does not qualify as a small succession.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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

SENATE BILL NO. 188—

BY SENATORS ALARIO, APPEL, MARTINY AND MORRELL AND REPRESENTATIVES GIROD JACKSON, LABRUZZO AND TEMPLET

AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide for the expenditure of riverboat gaming revenue in the parish of Jefferson; and to provide for related matters.

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

SENATE BILL NO. 230—

BY SENATOR SHAW

AN ACT

To amend and reenact R.S. 46:236.1.11(A) and (C) and to enact R.S. 46:236.11.1 through 236.11.4, relative to the family and child support program; to provide for certain electronic data matching and cooperation between the Department of Social Services and insurance companies; to provide relative to disclosure of certain information and penalties for intentional or willful unauthorized disclosure; to provide definitions; to provide for procedures and requirements for notice of payment to the state disbursement units; to provide for the redirection of income assignment payments; to provide for the amendment and use of certain records as evidence; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENYATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 230 by Senator Shaw.

AMENDMENT NO. 1
On page 2, line 24, after "program," delete “Specifically,” and insert in lieu thereof “If not providing data through the Department of Health and Hospitals.”

AMENDMENT NO. 2
On page 3, delete line 4 in its entirety and insert “TRICARE”

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

SENATE BILL NO. 271—

BY SENATORS NEVERS, THOMPSON, LONG, RISER AND WALSWORTH

AN ACT

To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4424, relative to creation of the “Forestry Product Fairness Act”; to provide relative to distribution of tax credits, tax exemptions, tax exclusions or grants made available by the state to any existing individual, partnership, corporation, association or other legal entity purchasing forest product raw materials to produce the generation of steam, heat, electricity or the production of wood-based fuels; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. On motion of Senator Thompson, the bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 292—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:185(A), relative to amusements and sports; to provide for certain investments of monies in the Horsemen's Bookkeeper Account; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENYATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 292 by Senator N. Gautreaux.

AMENDMENT NO. 1
On page 1, line 3, after “Account,” insert “to provide for an effective date;”

AMENDMENT NO. 2
On page 1, line 8, after “A.” insert “(1)"

AMENDMENT NO. 3
On page 1, line 13, after “Louisiana.” delete the remainder of the line

AMENDMENT NO. 4
On page 1, line 14, at the beginning of the line insert “(2) The investment of monies by the Horsemen’s Bookkeeper may” and after “loan” insert “to the horsemen’s representative”

AMENDMENT NO. 5
On page 1, line 15, after “made by” delete the remainder of the line and insert “Harrah’s Bossier City Investment Company, L.L.C. d/b/a Louisiana Downs or its related entities”

122
AMENDMENT NO. 6
On page 1, line 16, after "provided" insert "that"

AMENDMENT NO. 7
On page 2, line 2, after "between" delete the remainder of the line and at the beginning of line 3, delete "and"

AMENDMENT NO. 8
On page 2, line 3, after "horsemen" and before the period "," insert the following: "and entities claiming overpayments of purses. This provision is an exception to any and all statutory provisions which govern the statutorily dedicated purse revenue streams"

AMENDMENT NO. 9
On page 2, after line 4 insert the following: "Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

SENATE BILL NO. 301—
BY SENATOR DUPRE
AN ACT
To enact R.S. 14:126.5, relative to perjury; to create the crime of false statements concerning participation in medical assistance programs; to provide for elements of the crime; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 301 by Senator Dupre

AMENDMENT NO. 1
On page 1, line 13, after "statement" insert "by a previously excluded individual as defined in Subsection B(3) of this Section"

AMENDMENT NO. 2
On page 3, line 9, after "than a" delete "criminal" and insert "felony"

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

SENATE BILL NO. 302—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 15:902.3(A) and 902.4(A), (B) and (D), relative to the Department of Corrections; to provide relative to juvenile placement; to provide relative to the conversion of Jetson Center for Youth; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 302 by Senator Broome

AMENDMENT NO. 1
On page 2, delete lines 26 through 29, insert the following: "(1) The Department of Public Safety and Corrections, office of juvenile justice shall develop a comprehensive plan for transitioning of these youth and conversion of the facility based upon the health, safety, and best interest of each child and the protection and public safety of society. The comprehensive plan shall include the following:"

AMENDMENT NO. 2
On page 3, delete lines 15 through 27, and insert the following: "(a) A recommendation for implementation and funding for three regional youth centers with populations not to exceed forty-nine youths and housing dormitory units not to exceed twelve youths. Each center shall execute effective educational and therapeutic practices."

AMENDMENT NO. 3
On page 4, delete lines 3 through 6, and insert the following: 

AMENDMENT NO. 4
On page 4, at the beginning of line 7, before "Beginning" insert "(3)"

AMENDMENT NO. 5
On page 4, line 12, change "(1)" to "(a)"

AMENDMENT NO. 6
On page 4, line 18, change "(2)" to "(b)"

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

Senate Concurrent Resolutions
on Second Reading
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 4—
BY SENATOR RISER
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States and to urge and request the Attorney General of the United States and the Federal Bureau of Prisons to refrain from sending detainees released or transferred from the facilities at Guantanamo Bay Detention Facility (GTMO), Cuba to prisons in Louisiana.

Reported favorably by the Committee on Judiciary C.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Michot
Adley Gautreaux N Morrell
Alario Gray Evans Morrish
Amedee Hebert Murray
Appel Heitmeier Quinn
Broome Jackson Quinn

Noes

123
The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

**SENATE BILL NO. 27—**  
BY SENATOR MARTINY  

To enact R.S. 9:203(E)(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.

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:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. President</td>
<td>Erdey</td>
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<tr>
<td>Adley</td>
<td>Michot</td>
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<tr>
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</tr>
<tr>
<td>Total - 0</td>
<td>ABSENT</td>
</tr>
</tbody>
</table>

The Chair declared the bill was passed and ordered it sent to the House. Senator Martiny moved the final passage of the bill.

**SENATE BILL NO. 160—**  
BY SENATOR MARTINNEAUX  

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 credit 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.

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

**ROLL CALL**

The roll was called with the following result:

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<td>Total - 0</td>
<td>ABSENT</td>
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</tbody>
</table>

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

**SENATE BILL NO. 18—**  
BY SENATOR ALARIO  

To enact R.S. 49:191(5) and to repeal R.S. 49:191(2)(e), relative to the Department of the Treasury, including provisions to provide for the re-creation of the Department of the Treasury and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

<table>
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<td>ABSENT</td>
</tr>
</tbody>
</table>

The Chair declared the bill was passed and ordered it sent to the House. Senator Alario moved to reconsider the vote by which the bill was passed and laid the motion on the table.
The bill was read by title. Senator Dupre moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

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

SENATE BILL NO. 41—

BY SENATORS DUPRE, N. GAUTREAUX AND MORRISH

AN ACT

To amend and reenact R.S. 17:9(B) and 3367(B), R.S. 30:4(D)(1), (2) and (3), 83(G), 121(A), 123.1(A) and (C), 124, 126(A), 127(A), 127.1(B)(1), 128(A) and (B)(2), 131, 136(A)(1)(b) and (B)(1), (2) and (3), 136.1(A) and (B), 136.3(A) and (D), 137, 139, 141, 143(A), (D)(4), (5), (6), and (F), 144(A) and (B), 148.1, 148.2(A) and (B), 150(C)(1), 153, 154(C), 155, 156, 158, 159, 179.11, 179.12, 186, 187, 188(A) and (B), 208, 209 (introductory paragraph), (2) and (4)(b), (d) and (e), 209.1(A) and (B)(1), 212(A), (D)(2) and (3), 213, 214, 215, 216(B) and (C)(4), and 804, R.S. 34:3108(E), 3478(E) and 3498(E), R.S. 36:353, 359(E) and 807, R.S. 39:141(A), R.S. 41:643(A), 1217(B), 1732(A) and (B) and 1733, R.S. 42:6.1(A)(6), R.S. 44:18, R.S. 56:30.3(B), 426(C), and 798(A)(1), (2)(b) and (c), relative to the Department of Natural Resources; to change the name of the State Mineral Board to the State Mineral and Energy Board; to change the name of the Mineral Resources Operation Fund to the Mineral and Energy Operation Fund; to provide for the dedication of monies in the fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 41 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 5, following "144(A)" and before "(introductory paragraph)" insert "(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 5, following "148.2(A)" and before "(introductory paragraph)

AMENDMENT NO. 3

On page 1, line 7, following "(e)" and before ", 209.1(A)" insert "(introductory paragraph)"

AMENDMENT NO. 4

On page 2, at the end of line 17, following "144(A)" and before "(introductory paragraph)"

AMENDMENT NO. 5

On page 2, line 18, following "148.2(A)" and before "(introductory paragraph)

AMENDMENT NO. 6

On page 2, line 20, following "(e)" and before ", 209.1(A)" insert 

AMENDMENT NO. 7

On page 11, line 9, following "water" and before "and" insert 

On motion of Senator Marionneaux, the amendments were adopted.

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

SENATE BILL NO. 138—

BY SENATOR WALSWORTH

AN ACT

To enact Subpart H-2 of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:237 through 237.13, relative to the conversion of mutual life insurers and mutual life insurance holding companies; to provide definitions; to require a plan of reorganization; to provide with respect to consideration and dividend protections; to provide for approval by the commissioner of insurance after a public hearing; to provide with respect to approval by qualified voters; to provide limitations; to require the filing of a certificate of compliance; to provide for the effect of reorganization; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 138 by Senator Walsworth

AMENDMENT NO. 1

On page 3, line 20, following "and mutual" and before "life insurance" insert "non-

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Walsworth sent up floor amendments.
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 138 by Senator Walsworth

AMENDMENT NO. 1
On page 1, line 3, change "life" to "non-life"

AMENDMENT NO. 2
On page 1, line 4, delete "life"

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Morrish
Amedee Gray Evans Mount
Appel Hebert Murray
Broome Hetmeier Nevers
Cheek Jackson Quinn
Claitor Kostelka Riser
Crowe LaFleur Shaw
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson
Total - 38

NAYS

Total - 0

ABSENT

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

SENATE BILL NO. 139—

BY SENATORS RISER, ADLEY, DORSEY, DUPRE, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX AND MORRISH

AN ACT

To amend and reenact R.S. 47:305(D)(2), and to enact R.S. 47:302(R)(3), 321(H)(3), and 331(P)(4), relative to sales tax exemptions; to provide that the sales tax exemption for sales of meals furnished to the staff, faculty, and students of educational institutions shall be applicable, operative, and effective; to provide for the exemption of the meal plans of certain educational institutions; to provide for retroactivity; and to provide for related matters.

Floor Amendments Sent Up

Senators Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 139 by Senator Riser

AMENDMENT NO. 1
On page 2, line 22, between "of" and "this" insert "Subparagraph (a) of"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Riser sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 139 by Senator Riser

AMENDMENT NO. 1
On page 2, line 21, change "such meals" to "meals as described in Subparagraph (a) of this Paragraph"

AMENDMENT NO. 2
On page 2, line 22, between "of" and "this" insert "Subparagraph (a) of"

On motion of Senator Riser, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Morrish
Amedee Gray Evans Mount
Appel Hebert Murray
Broome Hetmeier Nevers
Cheek Jackson Quinn
Claitor Kostelka Riser
Crowe LaFleur Shaw
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson
Total - 38

NAYS

Total - 0

ABSENT

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

SENATE BILL NO. 177—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 22:14(B), 16, 18(A), 33(A)(introductory paragraph), 35(C), 72(B), 88(E), (I), and (O), 236.4(C) and (E), 255, 259, 264, 267(D), 310, 337(B), 369, 371, 389, 391, 457(C), 584(D)(1)(b), 588(A)(1), 590(B), 595, 613(A)(3), (C)(2), and (D)(3)b), 614(A)(9) and (C)(2), 615(A)(5), 616(A)(3), 634(A)(3), (C)(2), and (D)(2), 635(A)(3), (7), and (9) and (C)(2), 636(A)(3) and (5), 637(A)(introductory paragraph) and (A)(3), 638(introductory paragraph), 656(B), 661, 674(A)(3) and (B), 694(D)(1)(introductory paragraph), 709(A), (B), and (C),
Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 5, line 13, following "the" and before "regulations:" insert "following"

AMENDMENT NO. 2

On page 6, line 14, following "this" and before "for" change "section" to "Section"

AMENDMENT NO. 3

On page 11, line 18, following "the" change "district court of East Baton Rouge Parish" to "Nineteenth Judicial District Court"

AMENDMENT NO. 4

On page 12, line 23, change "agents" to "producers"

AMENDMENT NO. 5

On page 16, line 29, and page 17, line 1, change "district court for the parish of East Baton Rouge." to "Nineteenth Judicial District Court."

AMENDMENT NO. 6

On page 27, line 14, at the beginning of the line delete "Chapter 12 of"

AMENDMENT NO. 7

On page 32, line 8, following "R.S." and before "49" delete "22"

AMENDMENT NO. 8

On page 57, line 19, Following "Act" and before ";" insert ", R.S. 49:950"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 15, line 1, change "R.S. 22:731 et seq." to "R.S. 22:731 et seq.

AMENDMENT NO. 2

On page 15, line 2, between "Title" and "R.S." insert a comma ":

AMENDMENT NO. 3

On page 15, line 14, change "this Chapter," to "this Chapter, R.S.

AMENDMENT NO. 4

On page 15, line 14, between "Title" and "shall" insert ", R.S.

AMENDMENT NO. 5

On page 39, line 25, delete "public"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Morrish
Amedee Gray Evans Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Cheek Jackson Quinn
Claitor Kostelka Riser
Crowe LaFleur Shaw
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 Martiny moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 206—

BY SENATORS ADLEY, DORSEY, DUPRE, ERDEY, LONG, MARIONNEAUX AND RISER

AN ACT

To amend and reenact R.S. 47:305.59, relative to the sales and use tax of the state and its political subdivisions; to exempt the sale and use of certain construction materials sold to certain organizations; and to provide for related matters.

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

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrell
Alario Gautreaux N Mount
Amedee Gray Evans Murray
Appel Hebert Nevers
Broome Heitmeier Quinn
Cheek Kostelka Riser
Claitor LaFleur Shaw
Crowe Long Smith
Donahue Marlineaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson
Dupre Michot
Total - 37

NAYS

Total - 0

ABSENT

Jackson

Total - 1

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

SENATE BILL NO. 225—
BY SENATORS MORRISH AND DUPRE AND REPRESENTATIVES BALDONE AND DOVE
AN ACT
To enact R.S. 49:213.4(A)(9), relative to Louisiana Coastal Protection, Conservation, Restoration and Management; to provide for certain powers and duties of the Coastal Protection and Restoration Authority; to authorize the authority to enter into certain agreements with parish governing authorities; to provide certain terms and conditions of the agreements; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Mount
Amedee Gray Evans Murray
Appel Hebert Nevers
Broome Heitmeier Quinn
Cheek Kostelka Riser
Claitor LaFleur Shaw
Crowe Long Smith
Donahue Marlineaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson
Dupre Michot
Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 318—
AN ACT
To amend and reenact R.S. 22:2081, 2083 (B)(2)(d)(i), (C)(2)(b) and (c), and (D), 2084(G)(f) and (g), the introductory paragraph of R.S. 22:2086(A), (2), (3) and (6) and (D), 2087(G), (I), and (N)(5), 2088(C)(1), (D) and (E), 2090(D), 2092(A), 2093(C) and (E)(3) and (5), 2097, and 2098(A) and to enact R.S. 22:2083(B)(2)(b) and (i), 2084(S)(b), 2087(M)(4), (5), and (P), 2088(I) and (J) and 2089(C)(8) and (9), relative to the Louisiana Life and Health Insurance Guaranty Association Law; to provide for coverage limitations of the association; to provide for benefit limitations of the association; to provide for definitions; to provide for the membership of the board of directors; to provide for the powers and duties of the association; to provide for venue; to provide for assessments of member insurers; to provide for protests of assessments; to provide for the plan of operation of the association; to provide for premium tax liability offsets for assessments paid; to provide for a stay of proceedings against insolvent insurers; to provide for prohibited advertising; and to provide for related matters.

Floor Amendments Sent Up
Senator Marlineaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marlineaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 318 by Senator Quinn

AMENDMENT NO. 1
On page 1, line 3, following "paragraph of" change "R.S. 22:2086 (A), (2)" to "2086(A), 2086(A)(2)"

AMENDMENT NO. 2
On page 1, line 4, following "(E)" and before ", 2090 (D)" insert "(1)"

AMENDMENT NO. 3
On page 1, line 6, following "2084(8)(h)," change "2087(M)(4), (5), and (P)" to "2087(M)(4) and (5) and (P)"

AMENDMENT NO. 4
On page 2, line 1, following "paragraph of" change "R.S. 22:2086 (A), (2)" to "2086(A), 2086(A)(2)"

AMENDMENT NO. 5
On page 2, line 2, following "(E)" and before ", 2090(D)" insert "(1)"

AMENDMENT NO. 6
On page 2, line 4, following "2087(M)(4) and (5)" change ", 2087(P)" to "and (P)"

AMENDMENT NO. 7
On page 2, line 10, following "Association" and before "shall" change "Law and to Law" and "

AMENDMENT NO. 8
On page 6, between lines 13 and 14, insert ""*   *   *   *

On motion of Senator Marlineaux, 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 Morrell
Alario Gautreaux N Morrish
Amedee Gray Evans Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Cheek Jackson Quinn
Claitor Kostelka Riser
Crowe LaFleur Shaw
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.

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 6, 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 concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATOR MCPHERSON AND REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION
To designate May 12, 2009 as “Youth Tobacco Legislative Day.”

Reported without amendments.

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

Introduction of Senate Bills and Joint Resolutions

Senator Marionneaux asked for and obtained a suspension of the rules to read Senate Bills and Joint Resolutions a first and second time and refer them to committee.

SENATE BILL NO. 339—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 51:1927.1(C), relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the placement of the investment pool in qualified investments; 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.

SENATE BILL NO. 340—
BY SENATOR CROWE
AN ACT
To enact R.S. 47:6025.1, relative to tax credits for health insurance premiums; to provide for a health insurance tax credit for certain low income individuals; 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.

SENATE BILL NO. 341—
BY SENATOR LAFLEUR
AN ACT
To enact R.S. 22:832.1 and Chapter XX of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3121 through 3128, relative to the Louisiana Business Finance and Development Program; 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.

SENATE BILL NO. 342—
BY SENATOR ERDEY
AN ACT
To amend and reenact R.S. 47:6007(B)(3), (C)(2)(b)(i), and (D)(1)(b) and (2)(d)(i) and Section 3(C) of Act No. 456 of the 2007 Regular Session of the Legislature, relative to motion picture investor tax credits; to provide relative to the initial certification of certain state-certified infrastructure projects and submission of applications for certain state-certified infrastructure projects; to provide relative to requirements and limitations; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 343—
BY SENATOR CROWE
AN ACT
To amend and reenact R.S. 47:6007(B)(4), (5), (6), (7), (8), (9), (10), (11), (12) and (13) and (D)(2)(a)(i)(cc) and (ee) and to enact R.S. 47:6007(B)(14) and (15), (G) and (H), relative to the motion picture investor tax credit; to prohibit a motion picture company from obtaining a motion picture investor tax credit to produce obscenity; to provide for definitions; to provide for incentives to certain film productions; 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.

SENATE BILL NO. 344—
BY SENATOR MICHOT
AN ACT
To amend and reenact R.S. 39:467(A)(1), relative to sales and use tax exemptions of the state and political subdivisions of the state; to provide for an exemption for certain property located on property owned by higher education institutions; to provide for the extent of the exemption; 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.
Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR LAFLEUR
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to refrain from reducing or repealing tax incentives for domestic production of natural gas or oil.

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:

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

SENATE CONCURRENT RESOLUTION NO. 37—
BY SENATORS BROOME AND DORSEY AND REPRESENTATIVES BARROW, PATRICIA SMITH AND HONEY
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Leverenz Stevenson “LV” Hall.

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

ROLL CALL

The roll was called with the following result:

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</table>

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

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR DONAHUE AND REPRESENTATIVE CROMER
A CONCURRENT RESOLUTION
To urge and request the secretary of the Department of Wildlife and Fisheries to evaluate and study the scenic Bayou Liberty located in St. Tammany Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

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

ROLL CALL

The roll was called with the following result:

<table>
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<th>YEAS</th>
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<td>Kostelka</td>
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<td>Crowe</td>
<td>LaFleur</td>
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<td>Donahue</td>
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<td>Dorsey</td>
<td>Marionneaux</td>
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<td>Duplessis</td>
<td>Martiny</td>
<td>Walsworth</td>
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<td>Dupre</td>
<td>McPherson</td>
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<td>Total - 38</td>
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<td>NAYS</td>
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<td>ABSENT</td>
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<td>Total - 0</td>
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The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

Message from the House
ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 6, 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. 96—
BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION
To commend David Allemond, owner of McGee’s Landing in Henderson, upon being named a 2009 Laureate in the Acadiana Business Hall of Fame.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 96—
BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION
To commend David Allemond, owner of McGee’s Landing in Henderson, upon being named a 2009 Laureate in the Acadiana Business Hall of Fame.

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 Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Morrish
Amedee Gray Evans Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Cheek Jackson Quinn
Claitor Kostelka Riser
Crowe LaFleurshaw
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 concurred in the House Concurrent Resolution and ordered it returned to the House.

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

May 6, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 207—
BY REPRESENTATIVE LEBAS
AN ACT
To amend and reenact R.S. 40:1006(C), relative to the Prescription Monitoring Program Act; to provide the Louisiana Board of Pharmacy authority to exempt certain dispensers from the reporting of prescription monitoring information; to provide the board authorization to rescind exemptions; and to provide for related matters.

HOUSE BILL NO. 277—
BY REPRESENTATIVE RITCHIE
AN ACT
To amend and reenact R.S. 37:2102, 2104, 2110, and 2111, relative to sanitarians; to provide for the correction of the name of a referenced state agency; to provide for an increase in the maximum compensation a member of the Louisiana State Board of Examiners for Sanitarians may receive; to provide for the correction of statutory citations; to provide for clarification of the board’s authority to issue sanitarian trainee permits; to provide for the revision of the qualifications of applicants seeking to become sanitarians; and to provide for related matters.

HOUSE BILL NO. 231—
BY REPRESENTATIVES LITTLE AND DOVE AND SENATORS DUPRE AND MORRISH
AN ACT
To amend and reenact R.S. 56:116.1(A)(6) and 116.4(A)(1), relative to hunting with a crossbow; to authorize the use of crossbows to take turkey; to authorize the use of crossbows to take wild birds and wild quadrupeds; and to provide for related matters.

HOUSE BILL NO. 266—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 14:35.3(K), relative to domestic abuse battery; to provide with respect to the criminal penalties for domestic abuse battery committed upon certain persons; and to provide for related matters.

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

House Bills and Joint Resolutions on First Reading

Senator Mount asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to Committee.

HOUSE BILL NO. 207—
BY REPRESENTATIVE LEBAS
AN ACT
To amend and reenact R.S. 40:1006(C), relative to the Prescription Monitoring Program Act; to provide the Louisiana Board of Pharmacy authority to exempt certain dispensers from the reporting of prescription monitoring information; to provide the board authorization to rescind exemptions; and to provide for related matters.

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

HOUSE BILL NO. 231—
BY REPRESENTATIVES LITTLE AND DOVE AND SENATORS DUPRE AND MORRISH
AN ACT
To amend and reenact R.S. 56:116.1(A)(6) and 116.4(A)(1), relative to hunting with a crossbow; to authorize the use of crossbows to take turkey; to authorize the use of crossbows to take wild birds and wild quadrupeds; 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. 207—
BY REPRESENTATIVE LEBAS
AN ACT
To amend and reenact R.S. 40:1006(C), relative to the Prescription Monitoring Program Act; to provide the Louisiana Board of Pharmacy authority to exempt certain dispensers from the reporting of prescription monitoring information; to provide the board authorization to rescind exemptions; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Natural Resources.
HOUSE BILL NO. 266—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 14:35.3(K), relative to domestic abuse battery; to provide with respect to the criminal penalties for domestic abuse battery committed upon certain persons; and to provide for related matters.

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

HOUSE BILL NO. 277—
BY REPRESENTATIVE RITCHIE
AN ACT
To amend and reenact R.S. 37:2102, 2104, 2110, and 2111, relative to sanitarians; to provide for the correction of the name of a referenced state agency; to provide for an increase in the maximum compensation a member of the Louisiana State Board of Examiners for Sanitarians may receive; to provide for the correction of statutory citations; to provide for clarification of the board's authority to issue sanitarian trainee permits; to provide for the revision of the qualifications of applicants seeking to become sanitarians; and to provide for related matters.

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

Rules Suspended
Senator Mount asked for and obtained a suspension of the rules to revert to the order of:

Introduction of Senate Bills and Joint Resolutions
Senator Mount asked for and obtained a suspension of the rules to read Senate Bills and Joint Resolutions a first and second time and refer them to committee.

SENATE BILL NO. 345—
BY SENATOR CROWE
AN ACT
To enact R.S. 47:6035, relative to tax credits; to provide tax credits for certain cargo imported or exported in a certain manner through Louisiana ports; 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.

SENATE BILL NO. 346—
BY SENATOR LONG
AN ACT
To enact R.S. 17:3351 (A)(5)(d)(vi) relative to the general powers, duties, and function of colleges and university boards; to authorize the boards to set a uniform tuition amount for online courses offered by public postsecondary education institutions under their jurisdiction; 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 Education.

Petitions, Memorials and Communications
The following petitions, memorials and communications were received and read:

SENATE
STATE OF LOUISIANA
May 6, 2009
Louisiana State Senate
State Capitol
Baton Rouge, Louisiana

RE: Select Committee on Veterans Affairs

Members of the Senate:
In accordance with Senate Rule 13.20 the Select Committee on Veteran Affairs is created. The following Senators are appointed.

Senator Adley, Chairman
Senator Amedee
Senator Nick Gautreaux
Senator Heitmeier
Senator Marionneaux
Senator Riser
Senator Shaw

Sincerely,
JOEL T. CHAISSON II
Senate President

Privilege Report of the Committee on Senate and Governmental Affairs

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

May 6, 2009

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 Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 21—
BY SENATORS MORRISH AND MOUNT AND REPRESENTATIVE GUINN
A CONCURRENT RESOLUTION
To commend Iowa Utility Clerk Valerie Aucoin for her heroic response and assessment during a medical emergency situation.

SENATE CONCURRENT RESOLUTION NO. 22—
BY SENATORS MORRISH AND MOUNT
A CONCURRENT RESOLUTION
To commend Lieutenant Doug Firestone of the Iowa Police Department for his heroic response and assessment during a medical emergency situation.

SENATE CONCURRENT RESOLUTION NO. 23—
BY SENATORS MORRISH AND MOUNT
A CONCURRENT RESOLUTION
To commend Iowa Police Chief Howard K. Vincent for his heroic response and assessment during a medical emergency situation.
SENATE CONCURRENT RESOLUTION NO. 24—
BY SENATOR CROWE
A CONCURRENT RESOLUTION
To commend Domino Sugar, the Chalmette Refinery of American Sugar Refining, Inc., upon its anniversary of one hundred years of continuous refinement, production and distribution of an exceptional variety of sugar products.

Respectfully submitted,
ROBERT W. “BOB” KOSTELKA
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Total - 0

Adjournment

On motion of Senator Crowe, at 5:15 o'clock P.M. the Senate adjourned until Thursday, May 7, 2009, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, May 7, 2009.

GLENN A. KOEPP
Secretary of the Senate

DIANE O’QUIN
Journal Clerk