

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

SIXTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, 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 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.

May 6, 2009

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 and expenditures 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 BARROW, CARTER, FOIL, HONEY, MICHAEL JACKSON, PONTI, 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.

ROLL CALL

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
Amedee	Jackson	Nevers
Appel	Kostelka	Quinn
Broome	LaFleur	Riser
Cheek	Long	Shaw
Dorsey	Martiny	Smith
Duplessis	McPherson	Thompson
Erdey	Michot	Walsworth
Gautreaux B	Morrell	
Total - 32		

NAYS

Total - 0

ABSENT

Claitor	Donahue	Gautreaux N
Crowe	Dupre	Marionneaux
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	Nevers
Broome	Kostelka	Quinn
Cheek	Long	Riser
Claitor	Martiny	Shaw
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 (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), and (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

May 6, 2009

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.

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.

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.

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, 165, 851(A), 861(A)(1), 864(D), 1460(D)(2), 1594(1), 2053(A), 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)(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)(f) and (j), (B), (C), and (E), 33(A)(introductory paragraph), 41(6) and (13), 43(B)(2), 46(1), (4), (5), (7), (8), (9)(b), (c), and (d), (11), (12), (13), and (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, R.S. 22:191 through 194, 195(A) and (B)(1) and (2), 196, 197(A), 198 through 202, 204, 206, 208, 210(introductory paragraph), 211 through 215, 216(A) and (B), 236(11), 236.3(A), (B), and (D), 236.4(A), 242(3), (6), and (7), 243(D)(1) and (E)(3), 247, 249, 250(B), 252(C)(3) and (4), 254(C)(1), 255, 256(A), 260(A), 262(C), 266, 270(A), 272(F), 290(introductory paragraph) and (6), 310(A)(2), (B), and (D), 313, 331, 332(A)(4), 333(B) and (C), 337(A)(18) and (B), 340(A)(introductory paragraph), 347(D)(1), 361(4) and (5),

364(introductory paragraph) and (1), 365(A) and (C) through (F), 369(2) and (4), 371(A), 381(3), 384(introductory paragraph) and (1), 385(C), (D), and (E), 388.1, 393(A), 409, 413, 432, 433(A), 434, 435(B)(1)(a) and (b), (D), and (H)(1)(introductory paragraph) and (2), 436(A), (D)(2), and (G), 437, 438(A), 439(B) and (C), 440, 441(A)(3), (B), (C), and (D), 442(A), 443(A)(introductory paragraph) and (B), 445, the Title of Subpart P of Part I of Title 22 of the Louisiana Revised Statutes of 1950, 451, 453(A), 455, 456, 457, 460(B) and (C), 461(A), (F), (G), (H), and (I), 465, 466, 467, 469(A), 481, 482(3)(introductory paragraph) and (12)(g)(ii), 483(A), 484(B)(1) and (2), (D)(1) and (2)(introductory paragraph), (H), and (K), 485(introductory paragraph), 490, 491(A) and (C), 492, 493, 494, 498(B), 511(B), 512(5), (6), (7), (8), (14), (16), and (17)(b)(introductory paragraph), 513, 515(C)(1)(introductory paragraph) and (b), 517, 518, 519, 520(A)(introductory paragraph) and (7) and (B), 521(A)(introductory paragraph), (B), and (D), 522, 523, 524, 525, 526(A), 527, 528(1) and (2), 529, 530, 531(A), 532(A)(introductory paragraph), (1)(introductory paragraph) and (a) and (3)(b) and (B)(2), (3)(b), (d), and (k)(introductory paragraph) and (ii), 533, 534, 536(A)(introductory paragraph) and (2), (B), and (D), the Title of Part II of Chapter 2 of the Louisiana Revised Statutes of 1950, R.S. 22:551, 552(2), (4), and (5), 553, 554(A), (B), and (D), 555, and 556(A), (B), (C), and (D), 571, 572, 574(B)(1) and (D), 583, 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 (8), 599(5), 601(F)(1), 611(4) and (11)(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), (6)(b), and (8), (B)(introductory paragraph), and (C)(1), 636(A)(introductory paragraph) and (1) and (B), 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 (v), (3)(a), (b)(i) and (ii), (c)(introductory paragraph) and (iii), (d)(iii) 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), 835(A) and (C), 838, 839, 840, 842, 844, 845, and 846(A) and (B); to enact R.S. 22:46(19), (20), and (21), 74, and 971.1; and to repeal R.S. 22:15, 22, 32(A)(1)(h), 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.

HOUSE BILL NO. 406— BY REPRESENTATIVE PEARSON AN ACT

To amend and reenact R.S. 22:1023(A)(8) and (9) and to enact 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 information" and "genetic test"; to add the definitions for "genetic services" and "underwriting purposes"; to prohibit 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.

HOUSE BILL NO. 39—

BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, FOIL, GISCLAIR, 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, BURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, WILLIAMS, AND WILLMOTT

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 certified 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 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.

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.

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 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 (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), and (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 rules be adopted pursuant to the Administrative Procedure Act; to

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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, 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.

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 the awarding of one hundred eighty days of good time for satisfactory participation in approved certified treatment and rehabilitation programs; 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 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.

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

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.

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.

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

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.

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

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.

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

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, 165, 851(A), 861(A)(1), 864(D), 1460(D)(2), 1594(1), 2053(A), 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.

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

HOUSE BILL NO. 404—

BY REPRESENTATIVE KLECKLEY

AN ACT

To amend and reenact R.S. 22:2, 3, 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)(f) and (j), (B), (C), and (E), 33(A)(introductory paragraph), 41(6) and (13), 43(B)(2), 46(1), (4), (5), (7), (8), (9)(b), (c), and (d), (11), (12), (13), and (15), 47(2), (3), (6), (8), (10)(b), (12), and (13)(a), 48(A), 61, 62(7) and (11), 63, 65(1)(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, R.S. 22:191 through 194, 195(A) and (B)(1) and (2), 196, 197(A), 198 through 202, 204, 206, 208, 210(introductory paragraph), 211 through 215, 216(A) and (B), 236(11), 236.3(A), (B), and (D), 236.4(A), 242(3), (6), and (7), 243(D)(1) and (E)(3), 247, 249, 250(B), 252(C)(3) and (4), 254(C)(1), 255, 256(A), 260(A), 262(C), 266, 270(A), 272(F), 290(introductory paragraph) and (6), 310(A)(2), (B), and (D), 313, 331, 332(A)(4), 333(B) and (C), 337(A)(18) and (B), 340(A)(introductory paragraph), 347(D)(1), 361(4) and (5), 364(introductory paragraph) and (1), 365(A) and (C) through

(F), 369(2) and (4), 371(A), 381(3), 384(introductory paragraph) and (1), 385(C), (D), and (E), 388.1, 393(A), 409, 413, 432, 433(A), 434, 435(B)(1)(a) and (b), (D), and (H)(1)(introductory paragraph) and (2), 436(A), (D)(2), and (G), 437, 438(A), 439(B) and (C), 440, 441(A)(3), (B), (C), and (D), 442(A), 443(A)(introductory paragraph) and (B), 445, the Title of Subpart P of Part I of Title 22 of the Louisiana Revised Statutes of 1950, 451, 453(A), 455, 456, 457, 460(B) and (C), 461(A), (F), (G), (H), and (I), 465, 466, 467, 469(A), 481, 482(3)(introductory paragraph) and (12)(g)(ii), 483(A), 484(B)(1) and (2), (D)(1) and (2)(introductory paragraph), (H), and (K), 485(introductory paragraph), 490, 491(A) and (C), 492, 493, 494, 498(B), 511(B), 512(5), (6), (7), (8), (14), (16), and (17)(b)(introductory paragraph), 513, 515(C)(1)(introductory paragraph) and (b), 517, 518, 519, 520(A)(introductory paragraph) and (7) and (B), 521(A)(introductory paragraph), (B), and (D), 522, 523, 524, 525, 526(A), 527, 528(1) and (2), 529, 530, 531(A), 532(A)(introductory paragraph), (1)(introductory paragraph) and (a) and (3)(b) and (B)(2), (3)(b), (d), and (k)(introductory paragraph) and (ii), 533, 534, 536(A)(introductory paragraph) and (2), (B), and (D), the Title of Part II of Chapter 2 of the Louisiana Revised Statutes of 1950, R.S. 22:551, 552(2), (4), and (5), 553, 554(A), (B), and (D), 555, and 556(A), (B), (C), and (D), 571, 572, 574(B)(1) and (D), 583, 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 (8), 599(5), 601(F)(1), 611(4) and (11)(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), (6)(b), and (8), (B)(introductory paragraph), and (C)(1), 636(A)(introductory paragraph) and (1) and (B), 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 (v), (3)(a), (b)(i) and (ii), (c)(introductory paragraph) and (iii), (d)(iii) 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), 835(A) and (C), 838, 839, 840, 842, 844, 845, and 846(A) and (B); to enact R.S. 22:46(19), (20), and (21), 74, and 971.1; and to repeal R.S. 22:15, 22, 32(A)(1)(h), 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.

HOUSE BILL NO. 406—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 22:1023(A)(8) and (9) and to enact 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 information" and "genetic test"; to add the definitions for "genetic services" and "underwriting purposes"; to prohibit

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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 BILLIOT, BARROW, BURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, WILLIAMS, AND WILLMOTT

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.

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.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

Senator Broome in the Chair

House Concurrent Resolutions

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

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Appel, Broome, Cheek, Claitor, Donahue, Dorsey, Duplessis, Erdey, Total - 35, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Crowe, Dupre, Marionneaux, 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Total - 35, etc.

NAYS

Total - 0

ABSENT

Dupre Marionneaux Shaw
Total - 3

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

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(2), 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 licensure; to provide for a certificate of advanced practice; to provide for standards of practice; to create the Medical Psychology Advisory Committee; to provide for privileged communications; to provide for continuing medical education; to provide for violations and penalties; to provide for orders to nurses; 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

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 required reporting and testing of adulterated food by food processing plants; 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 SHAW
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 the application of laws relative to public records; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

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 provided 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 ABRAMSON
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 discovery; to provide for discovery of electronically stored information; to provide for specific limitations on the 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.

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SENATE BILL NO. 116—

BY SENATORS MARTINY AND MORRELL AND REPRESENTATIVES CONNICK, LABRUZZO, LIGI, LOPINTO, TALBOT AND WILLMOTT 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 4, 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 authorization and utilization of electronic applications for warrants and for electronic signatures; 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 Martiny, 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 WALSWORTH 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(A)(1) 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) and (6), 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(J), 3411(B), (C) and (D), 3411.1(B)(2) and (D), 3412, 3413(A), (B), (C), (E) and (F), 3414(B), 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. 51:2, 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) and 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 DUPRE, APPEL, CHEEK, CROWE, DUPLESSIS, KOSTELKA, LONG, MICHOT, QUINN, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FOIL, GISCLAIR, MICKEY GUILLORY, LITTLE, MILLS, PEARSON, PERRY, PUGH, 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 operating a vehicle while under suspension for certain prior offenses; to provide for elements of the crime; to provide for penalties; to provide for a prior offense involving operation under the influence of an intoxicant; to provide for certain criteria; 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. 166 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 16, delete "vehicular" and insert "manslaughter, vehicular homicide, or negligent homicide resulting from the operation of a motor vehicle"

AMENDMENT NO. 2

On page 1, line 17, delete "homicide or first degree vehicular negligent injuring"

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. 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 define a small succession; to provide relative to small succession procedure and effects; to authorize recognition and conveyance of an ownership interest in certain immovable property through a small succession; to provide certain definitions, procedures, conditions, and requirements; to provide a prescriptive period for certain actions; 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. 184 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "3434," insert "and to repeal Code of Civil Procedure Article 3433,"

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. On and after January 1, 2010, a small succession, within the meaning of this Title, is the succession of a person who dies leaving property in Louisiana, the deceased's interest in which has a gross value of seventy-five thousand dollars or less."

AMENDMENT NO. 3

On page 2, line 28, after "property" and before "on" insert ", comprised 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 affidavit 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 "by 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 affiant, if an heir, has accepted the succession of the deceased; and

(10) 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 bank to the heirs of the deceased and the surviving spouse in community, if any, in the percentages

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listed therein, by any bank, financial institution, trust company, warehouseman, or other depository, or by any person having such property in his possession or under his control. Similarly, a multiple original of this affidavit endorsed as required above of an affidavit satisfying the requirements of this Article shall be full and sufficient authority for the transfer to the heirs of the deceased, and surviving spouse in community, if any, or to their assigns, of any stock or registered bonds in the name of the deceased and described in the affidavit, by any domestic or foreign corporation.

B. The receipt of the persons named in the affidavit as heirs of the deceased, or surviving spouse in community thereof, constitutes a full release and discharge for the payment of money or delivery of property made under the provisions of this Article. ~~The inheritance tax collector, and any~~ Any creditor, heir, succession representative, or other person whatsoever shall have no right or cause of action against the person paying the money, or delivering the property, or transferring the stock or bonds, under the provisions of this Article, on account of such payment, delivery, or transfer."

AMENDMENT NO. 9

On page 5, line 18, delete "may" and insert "shall"

AMENDMENT NO. 10

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

SENATE 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.

SENATE 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"

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:
"B.(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:

"(e) (a) A recommendation for implementation and funding for three regional youth centers with populations not to exceed ~~forty-eight~~ **ninety-nine** youths and ~~housing~~ **dormitory** units not to exceed twelve youths. Each center shall execute effective educational and therapeutic practices.

(f) (b) The Department of Public Safety and Corrections, office of juvenile justice, in conjunction with the Juvenile Justice Reform Act Implementation Commission shall develop a comprehensive needs assessment plan for determining the quantity and location of additional community-based treatment and supervision programs for youth within the Louisiana juvenile justice system.

(g) (c) The plan shall include recommendations for the development of operating procedures to ensure that the violence and other documented problems that occurred at the Jetson Center for Youth-East Baton Rouge Parish Unit are not replicated at ~~another~~ **Capital Area Center for Youth** or other facilities where the youth are transferred."

AMENDMENT NO. 3

On page 4, delete lines 3 through 6, and insert the following:

"(2) The secretary of the department shall submit the plan on or before ~~September 1, 2008~~, **November 20, 2009**, to the governor, to the Joint Legislative Committee on the Budget, and to the Juvenile Justice Reform Act Implementation Commission created by R.S. 46:2751 et seq."

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	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Quinn

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Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Donahue	Dorsey	Nevers
Total - 3		

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

AN ACT

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:

YEAS

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

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

Mr. President in the Chair

SENATE BILL NO. 160—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 47:1675(A)(6), relative to tax credits; to provide that any tax credit against income or corporate franchise tax with a "cap" on the amount of the 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:

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 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

AN ACT

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:

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 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. 41—

BY SENATORS DUPRE, N. GAUTREUX 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. 39:14(1), R.S. 41:643(A), 1217.1(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, line 5, following "144(A)" and before "and (B)" insert "(introductory paragraph)"

AMENDMENT NO. 2

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

AMENDMENT NO. 5

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

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 11, line 9, following "water" and before "and" insert "1"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	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 Dupre 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.

May 6, 2009

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

Table with 3 columns of names: Mr. President, Erdy, 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 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

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. 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

Table with 3 columns of names: Mr. President, Erdy, 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 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),

731(D), 732(A) and (C), 821(G), 833(C)(3), 855(E)(1), 972(A) and (B), 974, 1071(C)(3)(d), 1141, 1143(A)(introductory paragraph) and (B)(introductory paragraph), 1211(B), 1451(E), 1453(A)(1), 1465(A)(3)(a), (B), and (C), 1466(A), (B), (D), and (E), 1469(A), 1470(B), 1471(C), 1529(A), 1546(B)(1)(d), 1547(G), 1549(G), 1550(G), 1554(B), (C), and (D), 1559(G), 1571(H), 1627(A)(introductory paragraph), 1671(C), 1672(B) and (C), 1699(B), 1700(C), (D), and (E), 1731(A)(introductory paragraph), 1793(C), 1837(A)(introductory paragraph) and (B)(introductory paragraph), 1860(A)(introductory paragraph) and (B)(introductory paragraph), 1968, 1969, 1970, 1995(B), 2060(B)(2), 2090(B), 2147(A)(2), 2191, 2193, 2194, 2198, 2204, 2205, 2206, 2208, 2242(C)(3), Article VIII(4)(a) of R.S. 22:2381, and R.S. 22:2401, to enact R.S. 22:33(D), 588(C), 694(D)(4), 709(E), 731(F), 833(D), 1143(D), 1211(C), 1453(D), 1471(E), 1472(C), 1529(C), 1549(K), 1550(K), 1837(C), 1860(C), 2060(C), and 2422(C), and to repeal R.S. 22:2192, 2196, and 2199 through 2203, relative to the Department of Insurance; to provide with respect to administrative hearings for that department held by the Division of Administrative Law; to provide for public hearings held by that department; to make certain technical changes; 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. 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. 22:791 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. 22:731 et seq.,"

AMENDMENT NO. 4

On page 15, line 14, between "Title" and "shall" insert ", R.S. 22:2001 et seq.,"

AMENDMENT NO. 5

On page 59, 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.

May 6, 2009

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Jackson
Total - 1

The Chair declared the bill was passed and 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	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 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—

BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 22:2081, 2083 (B)(2)(d)(i), (C)(2)(b) and (c), and (D), 2084(8)(f) and (g), the introductory paragraph of R.S. 22:2086(A), (2), (3) and (6) and (D), 2087(G), (L), 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)(h) and (i), 2084(8)(h), 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 Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux 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 Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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.

May 6, 2009

**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:

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 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:

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 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:

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 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

Table with 3 columns listing names of representatives and senators who voted 'YEAS'. Includes 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 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 Health and Welfare.

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 Natural Resources.

May 6, 2009

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

