

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

NINETEENTH 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

Monday, June 1, 2009

The Senate was called to order at 1:10 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	Donahue	Nevers
Alario	Dorsey	Quinn
Amedee	Gautreaux B	Riser
Appel	Kostelka	Shaw
Broome	Long	Smith
Cheek	Marionneaux	Walsworth
Claitor	Michot	
Crowe	Morrell	
Total - 22		

ABSENT

Adley	Guillory	McPherson
Duplessis	Hebert	Morrish
Dupre	Heitmeier	Mount
Erdey	Jackson	Murray
Gautreaux N	LaFleur	Thompson
Gray Evans	Martiny	
Total - 17		

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

Prayer

The prayer was offered by Pastor Jay Hogewood, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

Reading of the Journal

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 28, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 80—
BY SENATOR SHAW AND REPRESENTATIVE CARMODY
A CONCURRENT RESOLUTION

To commend Dr. Kenneth L. Schwab, president of Centenary College of Louisiana, upon his retirement.

Reported without amendments.

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

**Privilege Report of the
Legislative Bureau**

June 1, 2009

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 125—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 33:1704.4, relative to the City Court of Bogalusa; to increase the fees the marshal is entitled to collect in civil matters; to provide for a contingent effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 136—
BY REPRESENTATIVE GUINN
AN ACT

To enact R.S. 13:1000.7, relative to court costs in the Thirty-First Judicial District Court; to provide for additional court costs in criminal matters; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 160—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 33:441.15, relative to the mayor's court for the city of DeQuincy; to provide that the mayor may appoint one or more attorneys to preside as magistrate; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 296—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 33:1433(E), relative to deputy sheriffs; to provide for time limits for the oath of office; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 346—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 15:609(B)(1) and (C) and 610, relative to the method of collecting DNA samples from persons arrested for or convicted of certain offenses for inclusion in the state DNA database; to authorize DNA samples to be drawn or taken from those persons; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 359—
BY REPRESENTATIVES LOPINTO AND WOOTON
AN ACT

To amend and reenact R.S. 16:516(A), relative to district attorneys; to provide for the payment of group health insurance premiums from the district attorney's general fund in the Twenty-Fifth and the Twenty-Third Judicial Districts; to establish criteria for eligibility; to provide for application; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 359 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 2, following "(A)" and before "," insert "and (D) and to enact R.S. 16:516(E)"

AMENDMENT NO. 2

On page 1, line 7, following "(A)" and before "hereby" change "is" to "and (D) are"

AMENDMENT NO. 3

On page 1, line 7, following "reenacted" and before "to" insert "and R.S. 16:516(E) is hereby enacted"

AMENDMENT NO. 4

On page 2, line 1, following "Paragraph" and before "are" change "(D)(1) of this Section" to "(1) of this Subsection"

HOUSE BILL NO. 539—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

To repeal R.S. 30:2014(A)(3), relative to permits, licenses, registrations, variances, or compliance schedules granted by the Department of Environmental Quality; to repeal the prohibition on granting a permit, license, registration, variance, or compliance schedule to construct or modify certain facilities handling sulphur in a solid state.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Marionneaux, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Senator Broome in the Chair

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 63—
BY SENATOR CROWE

A RESOLUTION

To commend the members of Our Lady of Prompt Succor cheerleading team for their precision and elite performances.

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

SENATE RESOLUTION NO. 64—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Brandon Gallow upon his death on active military duty.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 65—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Chief Warrant Officer 4 Milton E. Suggs upon his death while supporting military operations in Africa and the Middle East.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 66—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Private First Class Caleb Rushing upon his death.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 67—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Senior Airman Omar McKnight upon his death in Iraq.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 68—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Louisiana National Guard Private First Class Dana Carolyn Grafton Zimek upon her death.

The resolution was read by title and placed on the Calendar for a second reading.

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 83—
BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy relative to appropriate and acceptable administrative overhead costs for which fees may be charged to a charter school by the chartering authority.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE CONCURRENT RESOLUTION NO. 84—
BY SENATOR DONAHUE

A CONCURRENT RESOLUTION

To commend Bruce "Skip" Maclachlan Horack, Jr., on his literary accomplishments and on the debut of his collection of short stories entitled, *The Southern Cross*.

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	Gautreaux B	Murray
Alario	Gray Evans	Nevers
Amedee	Guillory	Quinn
Appel	Kostelka	Riser
Broome	Long	Shaw
Cheek	Marionneaux	Smith
Claitor	Michot	Walsworth
Donahue	Morrell	
Dorsey	Morrish	
Total - 25		

NAYS

Total - 0

ABSENT

Adley	Gautreaux N	Martiny
Crowe	Hebert	McPherson
Duplessis	Heitmeier	Mount
Dupre	Jackson	Thompson
Erdey	LaFleur	
Total - 14		

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 61—

BY SENATOR MARIONNEAUX
A RESOLUTION

To declare Tuesday, June 2, 2009, Military Family Day in the Louisiana Senate in honor of America's military personnel, and in particular, in honor of Louisiana's fallen heroes.

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

SENATE RESOLUTION NO. 62—

BY SENATOR QUINN
A RESOLUTION

To commend Middendorf's Restaurant owners, Horst and Karen Pfeifer, on the celebration of seventy-five years of operation this July 4, 2009.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR DUPRE
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact legislation and appropriate monies in order to provide additional homeland security funding for state maritime enforcement agencies.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 29, 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. 282—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact Children's Code Article 793.1(introductory paragraph), 793.2 (introductory paragraph), and 793.3 (A), (B)(introductory paragraph), and (D) and to repeal Children's Code Article 793.3(E), relative to reauthorization of the early intervention program for at-risk children; to make the program permanent; to eliminate a sunset date for the program; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 400—
BY REPRESENTATIVES WILLIAMS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CONNICK, CORTEZ, DIXON, DOWNS, ELLINGTON, FOIL, GALLOT, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HINES, HONEY, HOWARD, HUTTER, MICHAEL JACKSON, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LEBAS, LIGI, MILLS, NORTON, NOWLIN, PEARSON, PERRY, RICHARD, RICHMOND, RITCHIE, ROY, GARY SMITH, JANE SMITH, PATRICIA SMITH, STIAES, TUCKER, WILLMOTT, AND WOOTON
AN ACT

To amend and reenact R.S. 17:17.1(A)(1) and to enact R.S. 17:17.1(D), relative to required physical activity for students; to require public schools to provide at least thirty minutes of physical activity each school day for students in grades seven and eight; to provide for the establishment of school health advisory councils; to provide for council purposes, membership, and compensation; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 520—
BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact R.S. 18:103(A), 104(A)(15), and 105(A) and to enact R.S. 18:115.1, relative to registration of voters; to provide for electronic registration of voters; to provide relative to changes in registration; to provide relative to the powers and duties of the secretary of state; to provide relative to the powers and duties of registrars of voters; and to provide for related matters.

HOUSE BILL NO. 802—
BY REPRESENTATIVE FANNIN
AN ACT

To repeal R.S. 22:2371, relative to state funds; to abolish the Insure Louisiana Incentive Program Fund; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to provide for effective dates; and to provide for related matters.

HOUSE BILL NO. 881—
BY REPRESENTATIVE FANNIN
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2008-2009; and to provide for related matters.

June 1, 2009

HOUSE BILL NO. 879—
BY REPRESENTATIVES TUCKER, CONNICK, LEGER, AND PETERSON
AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 69—
BY REPRESENTATIVE LOPINTO
AN ACT

To enact R.S. 40:964(Schedule I)(C)(5.1) and (E)(5.1), relative to the Controlled Dangerous Substances Law; to add drugs to Schedule I classification; and to provide for related matters.

HOUSE BILL NO. 132—
BY REPRESENTATIVE GEYMANN
AN ACT

To amend and reenact R.S. 14:30.1(A)(3) and (4), relative to second degree murder; to modify the definition of second degree murder to include the unlawful distribution or dispensing of all controlled dangerous substances and combinations of those substances; and to provide for related matters.

HOUSE BILL NO. 171—
BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 15:574.4(H)(4)(r) and Code of Criminal Procedure Article 895(A)(13), relative to persons on probation and parole; to authorize law enforcement officers to conduct searches of convicted sex offenders while on probation or parole; and to provide for related matters.

HOUSE BILL NO. 221—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact Children's Code Article 818(C), relative to juvenile identification procedures; to provide for the maintenance of juvenile fingerprints; to delete the provision applicable to the destruction of fingerprint records of certain juveniles upon reaching the age of seventeen; and to provide for related matters.

HOUSE BILL NO. 842—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 25:1312(A), 1313(B)(3), and 1314 through 1316 and R.S. 36:801.21, to enact R.S. 36:4(B)(1)(r), and to repeal R.S. 36:744(M), relative to the South Louisiana Wetlands Discovery Center; to transfer the South Louisiana Wetlands Discovery Center and the South Louisiana Wetlands Discovery Center Commission from the Department of State to the Governor's Office of Coastal Activities; to provide for the powers, duties, and functions of the commission and the office; and to provide for related matters.

HOUSE BILL NO. 36—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; and to provide for related matters.

HOUSE BILL NO. 43—
BY REPRESENTATIVES GEYMANN AND KATZ
AN ACT

To enact R.S. 40:991 and Code of Criminal Procedure Article 532(10), relative to controlled dangerous substances; to provide for proof of a valid prescription as a defense against a violation of the Uniform Controlled Dangerous Substances Act; to provide for a time period for claiming the prescription as a defense; to provide that a valid prescription is a ground for a motion to quash in criminal prosecution; and to provide for related matters.

HOUSE BILL NO. 90—
BY REPRESENTATIVES LIGI AND LEGER
AN ACT

To amend and reenact R.S. 14:102.1(A)(1)(h) and (2)(b) and (B)(5) and to enact R.S. 14:102.1(A)(2)(c) and (d) and (3) and (B)(6), relative to the crime of cruelty to animals; to revise certain elements constituting the crime of simple cruelty to animals and revise penalties for violations thereof; to revise certain elements constituting the crime of aggravated cruelty to animals and revise the penalties for violations thereof; and to provide for related matters.

HOUSE BILL NO. 98—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 56:499.1(A), relative to use of trawls and skimmer nets in the Calcasieu Lake area; to prohibit the use of trawls at night in certain portions of the Calcasieu Lake basin; to prohibit the use of skimmer nets at night on Calcasieu Lake; to authorize the use of skimmer nets at night in specified portions of Cameron Parish west of Calcasieu Lake; and to provide for related matters.

HOUSE BILL NO. 244—
BY REPRESENTATIVE ROY
AN ACT

To amend and reenact R.S. 13:5304(B)(3)(f), R.S. 15:574.4.1(B) and Code of Criminal Procedure Article 900(A)(6)(a) and (b) and to enact R.S. 15:574.4.1(A)(6) and (J) and Code of Criminal Procedure Article 900(A)(6)(c), relative to the drug division probation program; to authorize the court to order that a defendant who has been placed on probation by the drug division probation program, and who has had his probation revoked for a technical violation, be committed to the custody of the Department of Public Safety and Corrections and be required to serve in the intensive incarceration program; to provide for the period of time the defendant may be sentenced to intensive incarceration; to provide that upon successful completion of intensive incarceration the defendant shall return to active, supervised probation with the drug division probation program; to provide for applicability; to provide for resentencing when a defendant is denied entry into the intensive incarceration program; and to provide for related matters.

HOUSE BILL NO. 246—
BY REPRESENTATIVES MCVEA, RICHARDSON, AND WHITE
AN ACT

To enact R.S. 39:562(P), relative to the issuance of bonds; to provide an increase in the bonded debt limit of certain school districts for specified purposes; to provide guidelines, conditions, and limitations relative to such debt; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 478—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 10:9-309(1), 311(b), 501(a)(3), 515(i), and 516(a)(3), and R.S. 34:851.20(M)(1) and (3), 852.1, 852.2(2), (3), and (7) through (17), 852.3(A), 852.4(A) and (B)(2), (3), and (6), 852.5, 852.6, 852.7(A)(4) and (B), 852.8, 852.10, 852.11(B) and (C), 852.12, 852.14(A) and (C), 852.15, 852.16(A), (D) through (H), and (I)(1) and (3), 852.17, and 852.20 and to enact R.S. 10:9-504(5) and R.S. 34:851.20(M)(4) and (5), 852.2(18), and 852.23, relative to titling; to provide for titling and registering of certain vessels and outboard motors; and to provide for perfection of security interests in certain motors; to provide for effectiveness of certain financing statements; to provide for definitions; to provide for certificates of title; to provide for form and content of application for title and certificate of title; to provide for duplicate titles; to provide for exemptions; to provide for manufacturers and dealers; to provide for transfer of and interest in outboard motors; to provide for liens; to provide for rules and regulations; and to provide for related matters.

HOUSE BILL NO. 554—

BY REPRESENTATIVES LANDRY, BOBBY BADON, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CORTEZ, DOERGE, DOWNS, HUTTER, SAM JONES, KATZ, LABRUZZO, MILLS, ROBIDEAUX, AND WOOTON

AN ACT

To enact R.S. 29:735.3.1, relative to homeland security; to provide civil immunity during a declared state of emergency; to provide immunity for gratuitous volunteers providing care in coordination with the state or political subdivisions; to provide an exception for gross negligence or willful misconduct; to provide an exception for care which requires a license; and to provide for related matters.

HOUSE BILL NO. 580—

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 22:887(A)(introductory paragraph) and (4) and to enact R.S. 22:887(A)(5), relative to homeowner's insurance policies; to require all homeowner's insurance companies to notify certain individuals of a cancellation or substitution on a policy; and to provide for related matters.

HOUSE BILL NO. 756—

BY REPRESENTATIVE MONTOUCET

AN ACT

To amend and reenact R.S. 47:305.25(A)(introductory paragraph), relative to the sales and use tax exemption and exclusion for farm equipment; to require an exemption certificate for eligibility to obtain the tax exemption; and to provide for related matters.

HOUSE BILL NO. 774—

BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 34:335.1, 335.2, and 335.3(A), to enact R.S. 34:335.7 through 335.9, and to repeal R.S. 34:335.4(A) and 3522, relative to the Alexandria Regional Port; to provide with respect to the port's territorial boundaries; to provide with respect to the composition of the board of commissioners; to provide for term limits; to provide for a method for filling vacancies of the board; to remove the authority of the board to levy an ad valorem tax under certain circumstances; to remove the authority of the board to acquire land by expropriation for certain purposes of the district; to provide for additional powers of the board; to authorize the port to acquire land under certain circumstances; to remove the board of commissioners of port authorities and the powers of the board of commissioners for port authorities; and to provide for related matters.

HOUSE BILL NO. 810—

BY REPRESENTATIVE ARNOLD AND SENATORS BROOME AND DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1081, 1082, 1083(3.1)(introductory paragraph), (3.2), (4)(introductory paragraph), (5), (6), (9), (11), and (12), 1084, 1086, 1087(E) and (F), 1088, 1088.1(A)(4) and (C), 1089, 1090(A), (C), (D), (E), (F), and (H), 1091, 1092(A)(introductory paragraph), (1), (5), (6), (B), (C), (E), (G), (I), and (K), 1092.2, 1094, 1096(I)(1), 1098(C), and 1099, and R.S. 9:3511(F), to enact R.S. 6:1083(6.1), (13), (14), (15), (16), (17), (18), (19), and (20), 1087(D) and (G), 1088.1(A)(9) and (E), 1088.2, 1088.3, 1088.4, 1092(A)(17)(a)(iv) and (v), 1094.1, and 1097(C) and R.S. 9:3557(C), and to repeal R.S. 6:1083(1), 1092(A)(3), (4), (7), (8), (9), (10), (11), (12), (13), (15), and (17), 1093, and R.S. 9:3560(A)(10), relative to mortgages; to provide for a change in definitions; to provide for new definitions; to provide for prohibitions for certain mortgage lenders; to provide for licensure requirements; to provide for exemptions to licensure; to provide for application for licensure for persons in the mortgage industry; to provide for surety bonds for persons in the mortgage industry; to provide for a licensing system for persons in the mortgage industry; to provide for fees; to provide for information reporting for persons in the mortgage industry; to provide for notification of name or location changes and closures for persons in the mortgage industry; to provide for restrictions for persons in the mortgage industry; to provide for

recordkeeping and retention of records for persons in the mortgage industry; to provide for the investigation of persons in the mortgage industry by the commissioner; to provide for the suspension and revocation of licensure for persons in the mortgage industry; to provide for educational requirements for licensure for persons in the mortgage industry; to provide for testing of loan originators; to provide for residential mortgage loan brokerage contracts; to provide for criminal penalties; and to provide for related matters.

HOUSE BILL NO. 834—

BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 37:1103(12) and 1116(C)(1), relative to licensed marriage and family therapists; to provide for a change in definitions; to provide for graduate level coursework that is equivalent to a master's degree in marriage and family therapy; and to provide for related matters.

HOUSE BILL NO. 870—

BY REPRESENTATIVE FANNIN

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2009-2010; and to provide for related matters.

HOUSE BILL NO. 880—

BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS, GISCLAIR, GUINN, HOWARD, NORTON, AND POPE

AN ACT

To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; and to provide for related matters.

HOUSE BILL NO. 257—

BY REPRESENTATIVE SAM JONES

AN ACT

To amend and reenact R.S. 37:2465, relative to the sale of hearing aids; to provide that any person who owns, maintains, or operates a business which employs or contracts with a person who practices the selling and fitting of hearing aids is considered to be practicing the selling and fitting of hearing aids and is required to be licensed; to specify which persons shall be licensed; to provide the procedure for submitting to the board a list of those licensed under an organization to practice the selling and fitting of hearing aids; to provide for exemptions for physicians and audiologists; and to provide for related matters.

HOUSE BILL NO. 319—

BY REPRESENTATIVE WILLMOTT

AN ACT

To enact R.S. 17:81(Q) and 3996(B)(21), relative to instruction to students in public secondary schools concerning the state's safe haven relinquishments law; to provide applicability; to provide guidelines for such instruction; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 383—

BY REPRESENTATIVE HINES

AN ACT

To amend and reenact Children's Code Article 899(B)(2)(b) and to enact Children's Code Article 779(B)(5), relative to juvenile dispositions; to authorize the court to require certain persons to perform community service; and to provide for related matters.

HOUSE BILL NO. 390—

BY REPRESENTATIVE HENDERSON

AN ACT

To enact R.S. 40:5.3.1, relative to molluscan shellfish sanitation requirements; to authorize the Department of Health and Hospitals to grant exemptions from certain of the molluscan shellfish sanitation requirements; and to provide for related matters.

June 1, 2009

HOUSE BILL NO. 399—
BY REPRESENTATIVES GEYMAN AND WOOTON
AN ACT

To enact R.S. 40:964(Schedule IV)(B)(52), relative to controlled dangerous substances; to add Carisoprodol to Schedule IV; and to provide for related matters.

HOUSE BILL NO. 405—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 40:2120.2(5) and 2120.3(A), relative to home- and community-based service providers; to provide for clarification of the definition of home- and community-based service provider; to provide for exclusions from the definition; to provide for reimbursement from Medicaid; and to provide for related matters.

HOUSE BILL NO. 507—
BY REPRESENTATIVE PUGH
AN ACT

To amend and reenact R.S. 3:3010 and R.S. 18:3(C), 107(B), (C), and (D), 110(A)(3), 112, 151(A) and (C), 152(A)(1)(introductory paragraph), (a), and (b), (B), and (D), 152.1, 176(A)(3)(b), (B), and (C), 198(C), and 564(D)(1)(b) and to repeal R.S. 18:152(A)(2), relative to records of registrars of voters; to provide for the maintenance of records of the registrars of voters; to provide for the form of the records; to provide relative to the retention of the records; to provide relative to changes to the records; to provide for the procedures of registrars relative to the use of the records; and to provide for related matters.

HOUSE BILL NO. 545—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 17:112(A)(1) and (B), relative to student education records; to require principals of certain schools to provide for the transfer of certain student education records; to require that such records include certain information relative to the suspension of students; and to provide for related matters.

HOUSE BILL NO. 565—
BY REPRESENTATIVE ERNST
AN ACT

To amend and reenact Children's Code Articles 839(C) and 840(C), relative to informal adjustment agreements; to provide with respect to authority of the court to utilize a teen or youth court program; to require the consent of the district attorney; to extend the maximum period of informal adjustment; 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. 36—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; 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. 43—
BY REPRESENTATIVES GEYMAN AND KATZ
AN ACT

To enact R.S. 40:991 and Code of Criminal Procedure Article 532(10), relative to controlled dangerous substances; to provide for proof of a valid prescription as a defense against a violation of the Uniform Controlled Dangerous Substances Act; to provide for a time period for claiming the prescription as a defense; to provide that a valid prescription is a ground for a motion to quash in criminal prosecution; 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. 69—
BY REPRESENTATIVE LOPINTO
AN ACT

To enact R.S. 40:964(Schedule I)(C)(5.1) and (E)(5.1), relative to the Controlled Dangerous Substances Law; to add drugs to Schedule I classification; 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. 90—
BY REPRESENTATIVES LIGI AND LEGER
AN ACT

To amend and reenact R.S. 14:102.1(A)(1)(h) and (2)(b) and (B)(5) and to enact R.S. 14:102.1(A)(2)(c) and (d) and (3) and (B)(6), relative to the crime of cruelty to animals; to revise certain elements constituting the crime of simple cruelty to animals and revise penalties for violations thereof; to revise certain elements constituting the crime of aggravated cruelty to animals and revise the penalties for violations thereof; 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. 98—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 56:499.1(A), relative to use of trawls and skimmer nets in the Calcasieu Lake area; to prohibit the use of trawls at night in certain portions of the Calcasieu Lake basin; to prohibit the use of skimmer nets at night on Calcasieu Lake; to authorize the use of skimmer nets at night in specified portions of Cameron Parish west of Calcasieu Lake; 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. 132—
BY REPRESENTATIVE GEYMAN
AN ACT

To amend and reenact R.S. 14:30.1(A)(3) and (4), relative to second degree murder; to modify the definition of second degree murder to include the unlawful distribution or dispensing of all controlled dangerous substances and combinations of those substances; 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. 171—
BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 15:574.4(H)(4)(r) and Code of Criminal Procedure Article 895(A)(13), relative to persons on probation and parole; to authorize law enforcement officers to conduct searches of convicted sex offenders while on probation or parole; and to provide for related matters.

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

HOUSE BILL NO. 221—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact Children's Code Article 818(C), relative to juvenile identification procedures; to provide for the maintenance of juvenile fingerprints; to delete the provision applicable to the destruction of fingerprint records of certain juveniles upon reaching the age of seventeen; and to provide for related matters.

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

HOUSE BILL NO. 244—
BY REPRESENTATIVE ROY
AN ACT

To amend and reenact R.S. 13:5304(B)(3)(f), R.S. 15:574.4.1(B) and Code of Criminal Procedure Article 900(A)(6)(a) and (b) and to enact R.S. 15:574.4.1(A)(6) and (J) and Code of Criminal Procedure Article 900(A)(6)(c), relative to the drug division probation program; to authorize the court to order that a defendant who has been placed on probation by the drug division probation program, and who has had his probation revoked for a technical violation, be committed to the custody of the Department of Public Safety and Corrections and be required to serve in the intensive incarceration program; to provide for the period of time the defendant may be sentenced to intensive incarceration; to provide that upon successful completion of intensive incarceration the defendant shall return to active, supervised probation with the drug division probation program; to provide for applicability; to provide for resentencing when a defendant is denied entry into the intensive incarceration 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. 246—
BY REPRESENTATIVES MCVEA, RICHARDSON, AND WHITE
AN ACT

To enact R.S. 39:562(P), relative to the issuance of bonds; to provide an increase in the bonded debt limit of certain school districts for specified purposes; to provide guidelines, conditions, and limitations relative to such debt; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 257—
BY REPRESENTATIVE SAM JONES
AN ACT

To amend and reenact R.S. 37:2465, relative to the sale of hearing aids; to provide that any person who owns, maintains, or operates a business which employs or contracts with a person who practices the selling and fitting of hearing aids is considered to be practicing the selling and fitting of hearing aids and is required to be licensed; to specify which persons shall be licensed; to provide the procedure for submitting to the board a list of those licensed under an organization to practice the selling and fitting of hearing aids; to provide for exemptions for physicians and audiologists; 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. 282—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact Children's Code Article 793.1(introductory paragraph), 793.2 (introductory paragraph), and 793.3 (A), (B)(introductory paragraph), and (D) and to repeal Children's Code Article 793.3(E), relative to reauthorization of the early

intervention program for at-risk children; to make the program permanent; to eliminate a sunset date for the program; 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 Judiciary A.

HOUSE BILL NO. 319—
BY REPRESENTATIVE WILLMOTT
AN ACT

To enact R.S. 17:81(Q) and 3996(B)(21), relative to instruction to students in public secondary schools concerning the state's safe haven relinquishments law; to provide applicability; to provide guidelines for such instruction; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 383—
BY REPRESENTATIVE HINES
AN ACT

To amend and reenact Children's Code Article 899(B)(2)(b) and to enact Children's Code Article 779(B)(5), relative to juvenile dispositions; to authorize the court to require certain persons to perform community service; 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. 390—
BY REPRESENTATIVE HENDERSON
AN ACT

To enact R.S. 40:5.3.1, relative to molluscan shellfish sanitation requirements; to authorize the Department of Health and Hospitals to grant exemptions from certain of the molluscan shellfish sanitation requirements; 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. 399—
BY REPRESENTATIVES GEYMAN AND WOOTON
AN ACT

To enact R.S. 40:964(Schedule IV)(B)(52), relative to controlled dangerous substances; to add Carisoprodol to Schedule IV; 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. 400—
BY REPRESENTATIVES WILLIAMS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CONNICK, CORTEZ, DIXON, DOWNS, ELLINGTON, FOIL, GALLOT, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HINES, HONEY, HOWARD, HUTTER, MICHAEL JACKSON, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LEBAS, LIGI, MILLS, NORTON, NOWLIN, PEARSON, PERRY, RICHARD, RICHMOND, RITCHIE, ROY, GARY SMITH, JANE SMITH, PATRICIA SMITH, STLAES, TUCKER, WILLMOTT, AND WOOTON
AN ACT

To amend and reenact R.S. 17:17.1(A)(1) and to enact R.S. 17:17.1(D), relative to required physical activity for students; to require public schools to provide at least thirty minutes of physical activity each school day for students in grades seven and eight; to provide for the establishment of school health advisory councils; to provide for council purposes, membership, and compensation; 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.

June 1, 2009

HOUSE BILL NO. 405—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 40:2120.2(5) and 2120.3(A), relative to home- and community-based service providers; to provide for clarification of the definition of home- and community-based service provider; to provide for exclusions from the definition; to provide for reimbursement from Medicaid; 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. 478—

BY REPRESENTATIVE HARRISON

AN ACT

To amend and reenact R.S. 10:9-309(1), 311(b), 501(a)(3), 515(i), and 516(a)(3), and R.S. 34:851.20(M)(1) and (3), 852.1, 852.2(2), (3), and (7) through (17), 852.3(A), 852.4(A) and (B)(2), (3), and (6), 852.5, 852.6, 852.7(A)(4) and (B), 852.8, 852.10, 852.11(B) and (C), 852.12, 852.14(A) and (C), 852.15, 852.16(A), (D) through (H), and (I)(1) and (3), 852.17, and 852.20 and to enact R.S. 10:9-504(5) and R.S. 34:851.20(M)(4) and (5), 852.2(18), and 852.23, relative to titling; to provide for titling and registering of certain vessels and outboard motors; and to provide for perfection of security interests in certain motors; to provide for effectiveness of certain financing statements; to provide for definitions; to provide for certificates of title; to provide for form and content of application for title and certificate of title; to provide for duplicate titles; to provide for exemptions; to provide for manufacturers and dealers; to provide for transfer of and interest in outboard motors; to provide for liens; to provide for rules and regulations; 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. 507—

BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 3:3010 and R.S. 18:3(C), 107(B), (C), and (D), 110(A)(3), 112, 151(A) and (C), 152(A)(1)(introductory paragraph), (a), and (b), (B), and (D), 152.1, 176(A)(3)(b), (B), and (C), 198(C), and 564(D)(1)(b) and to repeal R.S. 18:152(A)(2), relative to records of registrars of voters; to provide for the maintenance of records of the registrars of voters; to provide for the form of the records; to provide relative to the retention of the records; to provide relative to changes to the records; to provide for the procedures of registrars relative to the use of the records; and to provide for related matters.

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

HOUSE BILL NO. 520—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 18:103(A), 104(A)(15), and 105(A) and to enact R.S. 18:115.1, relative to registration of voters; to provide for electronic registration of voters; to provide relative to changes in registration; to provide relative to the powers and duties of the secretary of state; to provide relative to the powers and duties of registrars of voters; and to provide for related matters.

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

HOUSE BILL NO. 545—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 17:112(A)(1) and (B), relative to student education records; to require principals of certain schools to provide for the transfer of certain student education records; to

require that such records include certain information relative to the suspension of students; and to provide for related matters.

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

HOUSE BILL NO. 554—

BY REPRESENTATIVES LANDRY, BOBBY BADON, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CORTEZ, DOERGE, DOWNS, HUTTER, SAM JONES, KATZ, LABRUZZO, MILLS, ROBIDEAUX, AND WOOTON

AN ACT

To enact R.S. 29:735.3.1, relative to homeland security; to provide civil immunity during a declared state of emergency; to provide immunity for gratuitous volunteers providing care in coordination with the state or political subdivisions; to provide an exception for gross negligence or willful misconduct; to provide an exception for care which requires a license; and to provide for related matters.

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

HOUSE BILL NO. 565—

BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact Children's Code Articles 839(C) and 840(C), relative to informal adjustment agreements; to provide with respect to authority of the court to utilize a teen or youth court program; to require the consent of the district attorney; to extend the maximum period of informal adjustment; and to provide for related matters.

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

HOUSE BILL NO. 580—

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 22:887(A)(introductory paragraph) and (4) and to enact R.S. 22:887(A)(5), relative to homeowner's insurance policies; to require all homeowner's insurance companies to notify certain individuals of a cancellation or substitution on a policy; 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. 756—

BY REPRESENTATIVE MONTOUCE

AN ACT

To amend and reenact R.S. 47:305.25(A)(introductory paragraph), relative to the sales and use tax exemption and exclusion for farm equipment; to require an exemption certificate for eligibility to obtain the tax 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.

HOUSE BILL NO. 774—

BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 34:335.1, 335.2, and 335.3(A), to enact R.S. 34:335.7 through 335.9, and to repeal R.S. 34:335.4(A) and 3522, relative to the Alexandria Regional Port; to provide with respect to the port's territorial boundaries; to provide with respect to the composition of the board of commissioners; to provide for term limits; to provide for a method for filling vacancies of the board; to remove the authority of the board to levy an ad valorem tax under certain circumstances; to remove the authority of the board to acquire land by expropriation for certain purposes of the district; to provide for additional powers of the board; to authorize the port to acquire land under certain circumstances; to remove the board of commissioners of port

authorities and the powers of the board of commissioners for port authorities; and to provide for related matters.

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

HOUSE BILL NO. 802—

BY REPRESENTATIVE FANNIN

AN ACT

To repeal R.S. 22:2371, relative to state funds; to abolish the Insure Louisiana Incentive Program Fund; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to provide for effective dates; and to provide for related matters.

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

HOUSE BILL NO. 810—

BY REPRESENTATIVE ARNOLD AND SENATORS BROOME AND DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1081, 1082, 1083(3.1)(introductory paragraph), (3.2), (4)(introductory paragraph), (5), (6), (9), (11), and (12), 1084, 1086, 1087(E) and (F), 1088, 1088.1(A)(4) and (C), 1089, 1090(A), (C), (D), (E), (F), and (H), 1091, 1092(A)(introductory paragraph), (1), (5), (6), (B), (C), (E), (G), (I), and (K), 1092.2, 1094, 1096(I)(1), 1098(C), and 1099, and R.S. 9:3511(F), to enact R.S. 6:1083(6.1), (13), (14), (15), (16), (17), (18), (19), and (20), 1087(D) and (G), 1088.1(A)(9) and (E), 1088.2, 1088.3, 1088.4, 1092(A)(17)(a)(iv) and (v), 1094.1, and 1097(C) and R.S. 9:3557(C), and to repeal R.S. 6:1083(1), 1092(A)(3), (4), (7), (8), (9), (10), (11), (12), (13), (15), and (17), 1093, and R.S. 9:3560(A)(10), relative to mortgages; to provide for a change in definitions; to provide for new definitions; to provide for prohibitions for certain mortgage lenders; to provide for licensure requirements; to provide for exemptions to licensure; to provide for application for licensure for persons in the mortgage industry; to provide for surety bonds for persons in the mortgage industry; to provide for a licensing system for persons in the mortgage industry; to provide for fees; to provide for information reporting for persons in the mortgage industry; to provide for notification of name or location changes and closures for persons in the mortgage industry; to provide for restrictions for persons in the mortgage industry; to provide for recordkeeping and retention of records for persons in the mortgage industry; to provide for the investigation of persons in the mortgage industry by the commissioner; to provide for the suspension and revocation of licensure for persons in the mortgage industry; to provide for educational requirements for licensure for persons in the mortgage industry; to provide for testing of loan originators; to provide for residential mortgage loan brokerage contracts; to provide for criminal penalties; and to provide for related matters.

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

HOUSE BILL NO. 834—

BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 37:1103(12) and 1116(C)(1), relative to licensed marriage and family therapists; to provide for a change in definitions; to provide for graduate level coursework that is equivalent to a master's degree in marriage and family therapy; and to provide for related matters.

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

HOUSE BILL NO. 842—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 25:1312(A), 1313(B)(3), and 1314 through 1316 and R.S. 36:801.21, to enact R.S. 36:4(B)(1)(r), and to repeal R.S. 36:744(M), relative to the South Louisiana Wetlands Discovery Center; to transfer the South Louisiana Wetlands Discovery Center and the South Louisiana Wetlands Discovery Center Commission from the Department of State to the Governor's Office of Coastal Activities; to provide for the powers, duties, and functions of the commission and the office; and to provide for related matters.

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

HOUSE BILL NO. 870—

BY REPRESENTATIVE FANNIN

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2009-2010; and to provide for related matters.

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

HOUSE BILL NO. 879—

BY REPRESENTATIVES TUCKER, CONNICK, LEGER, AND PETERSON

AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; 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 Finance.

HOUSE BILL NO. 880—

BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS, GISCLAIR, GUINN, HOWARD, NORTON, AND POPE

AN ACT

To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; 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. 881—

BY REPRESENTATIVE FANNIN

AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2008-2009; and to provide for related matters.

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

Message from the House**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 29, 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:

June 1, 2009

HOUSE CONCURRENT RESOLUTION NO. 75—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to develop a plan for the distribution of benefits after the occurrence of a natural disaster.

HOUSE CONCURRENT RESOLUTION NO. 45—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To urge and request each nonpublic high school to provide students at least thirty minutes of classroom instruction each year in health education or a comparable course determined to be appropriate by the school's governing authority relative to the state's safe haven relinquishments law, Children's Code Articles 1149 through 1160.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signage on the new Mississippi River bridge with its official name, the "Horace Wilkinson Bridge".

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the effect of decreasing Medicare-Medicaid crossover payments on dually eligible people with Medicare and Medicaid in Louisiana and to report study findings and recommendations to the legislature prior to the convening of the 2010 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a bridge rating study on all state bridges.

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to restore the Medicare-Medicaid crossover payments nationally so all Medicare beneficiaries in Louisiana and nationwide have equal access to Medicare benefits.

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVES TIM BURNS, CROMER, PEARSON, AND SCHRODER
A CONCURRENT RESOLUTION

To create and provide with respect to the St. Tammany Parish Consolidated Services Study Committee for the purposes of studying and making recommendations with respect to the consolidation of government services in the parish and to provide that the committee shall submit a written report of its recommendations to the legislature by not later than January 27, 2010.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 45—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To urge and request each nonpublic high school to provide students at least thirty minutes of classroom instruction each year in health education or a comparable course determined to be

appropriate by the school's governing authority relative to the state's safe haven relinquishments law, Children's Code Articles 1149 through 1160.

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

HOUSE CONCURRENT RESOLUTION NO. 75—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to develop a plan for the distribution of benefits after the occurrence of a natural disaster.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signage on the new Mississippi River bridge with its official name, the "Horace Wilkinson Bridge".

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

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the effect of decreasing Medicare-Medicaid crossover payments on dually eligible people with Medicare and Medicaid in Louisiana and to report study findings and recommendations to the legislature prior to the convening of the 2010 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a bridge rating study on all state bridges.

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

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to restore the Medicare-Medicaid crossover payments nationally so all Medicare beneficiaries in Louisiana and nationwide have equal access to Medicare benefits.

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

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVES TIM BURNS, CROMER, PEARSON, AND SCHRODER
A CONCURRENT RESOLUTION

To create and provide with respect to the St. Tammany Parish Consolidated Services Study Committee for the purposes of studying and making recommendations with respect to the consolidation of government services in the parish and to provide that the committee shall submit a written report of its recommendations to the legislature by not later than January 27, 2010.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Michael J. "Mike" Michot, Chairman on behalf of the Committee on Finance, submitted the following report:

June 1, 2009

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 58—
BY SENATORS JACKSON, CHAISSON, BROOME AND MICHOT
A RESOLUTION

To declare the Senate's intent that any general fund revenues that would be retained in the official forecast for Fiscal Year 2009-2010 as a result of the passage of Senate Bill No. 335 of the 2009 Regular Session of the Louisiana Legislature shall be used to reduce the budget reductions to public higher education contained in House Bill No. 1 of the 2009 Regular Session of the Louisiana Legislature.

Reported favorably.

Respectfully submitted,
MICHAEL J. "MIKE" MICHOT
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 28, 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 CONCURRENT RESOLUTION NO. 77—
BY SENATOR MOUNT
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to collaborate with the Department of Education to examine the adequacy of current practices for ensuring the preventative health and well-being of adolescents in Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVES TUCKER, BURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, NOWLIN, POPE, AND SIMON
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to study whether Louisiana health care providers should be mandated to adopt the VistA electronic medical record system technology utilized by the United States Department of Veterans Affairs.

Reported favorably.

HOUSE BILL NO. 347—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and to enact R.S. 22:42.1, relative to the Department of Insurance; to provide with respect to the confidentiality of certain health information; to provide for the definition of protected health information; to provide for limited disclosures by the department; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 368—
BY REPRESENTATIVES BURRELL, AUBERT, AUSTIN BADON, BARROW, DIXON, ELLINGTON, HARDY, HAZEL, HINES, GIROD JACKSON, MICHAEL JACKSON, KATZ, LAFONTA, LEBAS, LIGI, PATRICIA SMITH, ST. GERMAIN, AND WILLMOTT
AN ACT

To amend and reenact R.S. 26:901(10) through (16) and to enact R.S. 26:901(17) and 910.1, relative to tobacco products; to provide for definitions; to prohibit the sale or delivery of tobacco products through a self-service display; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 449—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 37:1049(introductory paragraph) and (3), 1051(C)(1) and (3), 1052, and 1063.1(C)(introductory paragraph) and to enact R.S. 37:1048(6)(c), (d), and (e) and 1049(7), relative to the practice of optometry; to provide for the expansion of the regulatory authority of the Louisiana State Board of Optometry Examiners; to provide for the modification of certain qualifications and requirements of applicants seeking to practice optometry; to name a certain examination that tests an applicant's knowledge of the treatment and management of ocular disease; to change the entity giving the treatment and management of ocular disease examination; to require the payment of fees within a certain period of time for certification to practice optometry; to authorize the practice of therapeutic optometry; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 784—
BY REPRESENTATIVES KATZ, ABRAMSON, AUSTIN BADON, BOBBY BADON, BALDONE, BROSETT, BURFORD, HENRY BURNS, CARMODY, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, DOERGE, DOVE, DOWNS, FOIL, GISCLAIR, MICKY GUILLORY, GUINN, HILL, HOWARD, SAM JONES, LANDRY, LEBAS, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TEMPLET, THIBAUT, WILLIAMS, AND WILLMOTT AND SENATORS CROWE, DUPLESSIS, KOSTELKA, MICHOT, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 46:51.2(A) and R.S. 49:992(D)(1) and to enact R.S. 49:992(D)(9), relative to information searches in the central registry of justified abuse or neglect within the Department of Social Services; to prohibit certain individuals from obtaining or maintaining a license; to prohibit certain individuals from employment with the Department of Social Services unless a risk evaluation panel has determined that the individuals do not pose a risk to children; to provide for a system of appeal and judicial review; to provide for an exemption to allow the Department of Social Services to handle certain adjudications; to direct the Department of Social Services to conduct an assessment to determine cost of utilizing

information in the central registry to prohibit certain individuals from owning or being employed by child care facilities; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

REPORT OF COMMITTEE ON

EDUCATION

Senator Ben W. Nevers, Chairman on behalf of the Committee on Education, submitted the following report:

May 28, 2009

To the President and Members of the Senate:

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

HOUSE BILL NO. 176—

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 17:270(A) and R.S. 32:402.1(D), relative to the driver education and training program for children operated by the State Board of Elementary and Secondary Education and the state Department of Education; to permit a child who is in at least the ninth grade and is less than fifteen years of age to participate in the classroom instruction component of the program; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 183—

BY REPRESENTATIVE HOFFMANN

AN ACT

To enact R.S. 17:7(6)(f), relative to teacher certification; to require the State Board of Elementary and Secondary Education to establish an appeals process with respect to the denial of teacher certification; to provide for appeals to the Teacher Certification Appeals Council; to provide for the membership of the council; to provide for rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 621—

BY REPRESENTATIVE HOFFMANN

AN ACT

To enact R.S. 17:7(6)(f), relative to the certification of certain teachers; to require the State Board of Elementary and Secondary Education to develop and implement certain policies relative to the certification of foreign associate teachers; and to provide for related matters.

Reported favorably.

Respectfully submitted,
BEN W. NEVERS
Chairman

REPORT OF COMMITTEE ON

INSURANCE

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

May 28, 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. 270—

BY SENATOR LONG

AN ACT

To enact R.S. 22:1014, relative to health insurance; to provide for definitions; to provide with respect to reduced health insurance copayments for primary care services; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 185—

BY REPRESENTATIVE CORTEZ

AN ACT

To enact R.S. 22:1289.1, relative to automobile insurance policies; to prohibit insurers from refusing to issue automobile insurance policies to certain purchasers based solely upon an impending named tropical storm or hurricane; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 333—

BY REPRESENTATIVES KLECKLEY, ANDERS, CORTEZ, MONICA, PEARSON, ROY, GARY SMITH, AND TALBOT AND SENATORS DUPRE, HEBERT, MORRISH, AND QUINN

AN ACT

To enact R.S. 22:1337, relative to homeowners' insurance and certain fire and allied lines insurance; to provide for limitations on named-storm, hurricane, and wind and hail deductibles; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 370—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 22:1124(A)(introductory paragraph) and 1138(D), to enact R.S. 22:821(B)(28), and to repeal R.S. 22:1125, relative to fees collected by the commissioner of insurance; to provide relative to fees collected for Medical Necessity Review Organization licenses; to provide for a fee for filing of annual reports of Medical Necessity Review Organizations; to delete the requirement that Medical Necessity Review Organization licenses are subject to biannual renewal and associated fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 393—

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 22:821(B)(28), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for review of preclicensing or continuing education provider applications; to provide relative to fees collected for review of preclicensing course or continuing education program applications; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

HOUSE BILL NO. 437—

BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 22:1319 and 1332(B)(introductory paragraph) and (2) and to enact R.S. 22:1332(B)(6) and (C), relative to property insurance; to require disclosure of separate hurricane, wind, or named-storm deductibles on homeowners' and fire insurance policies; to otherwise provide with respect to all disclosures on such policies, including providing that such disclosures are for informational purposes only; and to provide for related matters.

Reported favorably.

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.

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 28, 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 BILL NO. 209—

BY SENATOR WALSWORTH
A JOINT RESOLUTION

Proposing to amend Sections 2(B)(11) and (12) and to add Section 2 (B)(13) of Article X of the Constitution of Louisiana, relative to public officials and employees; to provide that the director, deputy director and all employees of the Governor's Office of Homeland Security and Emergency Preparedness shall serve in unclassified service of the state civil service; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 279—

BY SENATOR WALSWORTH AND REPRESENTATIVE PETERSON
AN ACT

To enact R.S. 29:726.2, relative to the use of public facilities as emergency evacuation shelters; to provide for terms; to provide for certain entities to identify and maintain a list of public facilities suitable for use as emergency evacuation shelters; to create the Shelter Inventory Committee; to provide for duties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 320—

BY SENATOR ALARIO
AN ACT

To amend and reenact R.S. 13:998(B), the introductory paragraph of (E)(1) and (E)(3), 1141(B) and the introductory paragraph of (E)(1) and (E)(3), 1414(B) and the introductory paragraph of (E)(1) and (E)(3), R.S. 30:2455, R.S. 36:53(H), R.S. 38:330.12(A) through (D), R.S. 39:15.3(A) and (B)(12) through (18), and R.S. 49:1053(B), 1054(1) and (2) and 1054.1(A) and (B)(3), to enact R.S. 36:4.1(D)(18), 239(I) and 477(C)(3) and R.S. 39:15.3(B)(19), and to repeal R.S. 36:4(M) and 4.1(B)(1), Subpart D of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:16.1 through 16.5, and R.S. 46:2522(11), relative to the organization of the executive branch of state government; to transfer certain agencies in the executive branch of state government; to provide relative to the transfer and exercise of the powers, duties, functions, and responsibilities of certain agencies in the executive branch; to abolish the office of electronic services within the office of information technology in the division of administration; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 188—

BY REPRESENTATIVES EDWARDS, AUBERT, BILLIOT, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, HILL, GIROD JACKSON, MICHAEL JACKSON, SAM JONES, MCVEA, NORTON, PEARSON, POPE, PUGH, RICHARDSON, RITCHIE, AND SIMON
AN ACT

To enact Chapter 10 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:571 through 576, and to enact R.S. 36:209(AA), relative to creating the West Florida Republic Commission; to provide for appointment of the commission; to provide for the powers and duties of the commission; to provide for funding of the commission; to provide a termination date for the commission; to establish the commission within the Department of Culture, Recreation and Tourism; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Cheryl Artise Gray Evans, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 28, 2009

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

June 1, 2009

SENATE BILL NO. 63—
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 33:9038.31(3) and to enact R.S. 33:9038.43, relative to the Thomas H. Delpit Area Special District; to create the district and provide for its authority; to grant to the district certain tax increment finance and tax authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 235—
BY SENATOR N. GAUTREUX

AN ACT

To amend and reenact R.S. 33:381(C)(29), relative to the town of Duson; to provide that the chief of police of the town shall be appointed; to provide for the time of the initial appointment; to provide for the method of appointment and for the salary, term, duties, and supervision of the police chief; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 59—

BY REPRESENTATIVES RICHARDSON, AUBERT, BARROW, BILLIOT, BURRELL, CARMODY, CARTER, CHAMPAGNE, DANAHAY, HILL, GIROD JACKSON, SAM JONES, AND NORTON

AN ACT

To amend and reenact R.S. 25:1001(A) and (D), relative to the Louisiana Naval War Memorial Commission; to change the membership composition of the commission; to provide relative to the use of commission funds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 115—

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 40:1498(G), relative to Jefferson Davis Parish Fire District #2; to provide relative to the per diem for members of the governing board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 116—

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 33:3819(G), relative to certain waterworks districts in Jefferson Davis Parish; to provide relative to the per diem paid to the commissioners of the districts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 117—

BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 33:4576(A), relative to the West Calcasieu Parish Community Center Authority; to provide that the authority is a political subdivision of the state; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 121—

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 33:3819(G), relative to Waterworks District #8 of Calcasieu Parish; to provide relative to the per diem paid to the commissioners of the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 144—

BY REPRESENTATIVE HOWARD

AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1), relative to assessment districts; to create an assessment district in Red River Parish to fund the office of the assessor; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 170—

BY REPRESENTATIVE ELLINGTON

AN ACT

To enact R.S. 33:4574(B)(44) and (F)(7) and 4574.1.1(A)(46), relative to Caldwell Parish; to create the Caldwell Parish Tourist Commission; to provide for a board of directors, governance, terms, and duties; to provide the commission with taxing authority; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 184—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 33:130.471(A) and 130.472(A), (B), (C), (H), and (I), relative to the Concordia Economic and Industrial Development District; to provide relative to the board of commissioners of the district; to provide relative to board membership and appointments; to provide relative to the terms and powers and duties of board members; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 273—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 39:551.10(B) and (C), relative to Jackson Parish; to provide relative to the Jackson Parish Industrial District; to provide relative to the board of commissioners; to provide relative to board membership and appointments; to provide relative to terms of board members; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 283—

BY REPRESENTATIVE WHITE

AN ACT

To enact R.S. 33:9097.5, relative to East Baton Rouge Parish; to create the Greenwood Crime Prevention and Improvement District; to provide the boundaries of the district; to provide for the governance of the district; to provide for the powers, terms, and duties of the board of directors; to provide for the imposition and collection of a parcel fee and for the use thereof; to provide for dissolution of the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 401—

BY REPRESENTATIVE PERRY

AN ACT

To amend and reenact R.S. 33:4067(B), relative to Cameron Parish Water and Wastewater District No. 1; to provide for a change in the membership of the governing board of the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 411—

BY REPRESENTATIVE PUGH

AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.791, relative to certain economic development districts;

to provide relative to the board of commissioners of any such district; to provide relative to the schedule of regular and special meetings held by any such board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 465—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 33:9097.2(B), relative to the South Burbank Crime Prevention and Development District; to change the boundaries of the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 503—
BY REPRESENTATIVE MONTOUCEZ
AN ACT

To amend and reenact R.S. 33:4574(B)(1), 4574.1.1(A)(1), and 4574.2(G) and to enact R.S. 33:4574.2(H) and 4574.17, relative to the Acadia Parish Convention and Visitors Bureau; to change the name to the Acadia Parish Convention and Visitors Commission; to provide for additional powers of the commission relative to debt, funds, property, and contracting; to authorize the commission to issue bonds and certificates of indebtedness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 526—
BY REPRESENTATIVE CHANDLER
AN ACT

To enact Subpart B-6-A of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.161 through 130.169, relative to economic development in Grant Parish; to create and provide for the Grant Parish Economic and Industrial Development District; to provide for the governance, powers, duties, and funding of the district; to authorize the district to issue bonds and levy taxes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 527—
BY REPRESENTATIVE CHANDLER
AN ACT

To enact R.S. 33:4570.14, relative to Grant Parish; to create the Grant Parish Recreation Authority; to provide for the powers and duties of the authority; to provide for a commission and its appointment, duties, and terms; to provide for the funding of the authority; to authorize the authority to levy taxes and issue bonds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 528—
BY REPRESENTATIVE CHANDLER
AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.791 through 130.800, relative to economic development in LaSalle Parish; to create and provide for the Olla, Urania, Tullos, Standard Economic and Industrial Development District; to provide for the governance, powers, duties, and funding of the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 558—
BY REPRESENTATIVES BILLIOT, LABRUZZO, LIGI, LOPINTO,
TALBOT, AND WILLMOTT AND SENATORS MARTINY AND MORRELL
AN ACT

To amend and reenact R.S. 48:711, relative to immovable property in the parish of Jefferson; to authorize and provide for the

disposal of immovable property by the municipalities within such parish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 581—
BY REPRESENTATIVE ELLINGTON AND SENATOR RISER
AN ACT

To amend and reenact R.S. 33:3887, relative to the Columbia Heights Sewerage District No. 1 in Caldwell Parish; to authorize the parish governing authority to authorize the treasurer of the district to increase the per diem paid to members of the district board of supervisors for attending meetings; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 583—
BY REPRESENTATIVE ELLINGTON AND SENATOR RISER
AN ACT

To enact R.S. 33:3819(G), relative to the Columbia Heights Water District in Caldwell Parish; to authorize the governing authority of the parish to authorize the treasurer of the district to increase the per diem paid to district commissioners for attending meetings; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 647—
BY REPRESENTATIVE DOWNS
AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.791 through 130.797, relative to Lincoln Parish; to authorize the governing authority of the parish to create a geographic information system district; to provide relative to the board of commissioners for the district; to provide for the powers, duties, and functions of the district; to authorize the board to levy certain taxes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 648—
BY REPRESENTATIVE FOIL
AN ACT

To enact R.S. 33:9097.5, relative East Baton Rouge Parish; to create a crime prevention and development district for Hermitage and Cross Creek Subdivisions; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to provide for the levy of a parcel fee within the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 697—
BY REPRESENTATIVE BARROW
AN ACT

Solely to reenact Sections 1, 2, and 3 of Act No. 891 of the 2008 Regular Session of the Legislature as that Act was enacted by the legislature, which Act amended and reenacted R.S. 33:4720.151(B)(6), (E), (G)(5), (9), and (12), (H)(4)(b), (I)(2), (J)(1), (K), (L)(1), (3), and (4), (O)(introductory paragraph), (1), and (4), and (Q)(6), and R.S. 44:4.1(B)(18), to enact R.S. 33:4720.151(H)(23), (Q)(7), and (S), and to repeal R.S. 33:4720.151(G)(13), relative to the East Baton Rouge Redevelopment Authority; which provided relative to the purposes and objects and powers and duties of the authority; which provided relative to the members of the governing board of the authority; which authorized the authority to initiate an expedited quiet title and foreclosure action; which provided relative to the procedures for any such action; which provided relative to the rights of property owners; which provided relative to due process; and which provided for related matters.

Reported favorably.

June 1, 2009

HOUSE BILL NO. 749—
BY REPRESENTATIVE SCHRODER
AN ACT

To enact R.S. 48:1309.3, relative to road lighting districts in St. Tammany Parish; to provide for assessment of service charges or rates of service charges within the district; to provide for the use of such charges; to provide for the collection of such charges; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHERYL ARTISE GRAY EVANS
Chairman

REPORT OF COMMITTEE ON

**TRANSPORTATION, HIGHWAYS AND
PUBLIC WORKS**

Senator William Joseph McPherson, Jr., Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 28, 2009

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 74—
BY SENATOR SHAW

A CONCURRENT RESOLUTION

To the Senate Committee on Transportation, Highways, and Public Works and the House Committee on Transportation, Highways, and Public Works to meet and function as a joint committee to study the need for additional spans on the Jimmie Davis Bridge and possible funding sources, including tolls.

Reported favorably.

SENATE BILL NO. 153—
BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 38:330.3(C)(2) and to enact R.S. 38:330.14, relative to the Orleans Levee District; to transfer the control and maintenance of certain non-flood protection assets of the Orleans Levee District to the New Orleans City Park Improvement Association; to designate the board of commissioners of the association as successor to the board of commissioners for the levee board; to provide for funding for the continual maintenance of such assets; to provide for the liability of the board; to provide for the transfer of certain employees to the board; to provide for effectiveness; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 258—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 48:250.2(A) and (B) and 250.3, to enact R.S. 44:22.1, and to repeal R.S. 48:250.4, relative to design-build contracts; to provide for requirements for design-build contracts of the Department of Transportation and Development; to provide for the confidentiality of records submitted by a design-builder in response to a request for proposals; and to provide for related matters.

Reported by substitute.

HOUSE BILL NO. 353—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(introductory paragraph), relative to public contracts; to increase the contract limit for public works projects undertaken by the public entity's own employees; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 444—
BY REPRESENTATIVES PERRY, BALDONE, HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FOIL, GISCLAIR, MICKEY GULLORY, LITTLE, MILLS, PEARSON, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, AND JANE SMITH AND SENATORS AMEDEE, CHAISSON, CHEEK, CROWE, DUPLISSIS, DUPRE, KOSTELKA, LONG, MICHOT, QUINN, SHAW, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 32:668(A)(introductory paragraph), to enact R.S. 32:668.1, and to repeal 32:668(A)(6) relative to drivers licenses; to provide for scope of administrative hearings related to driver's license suspension; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 499—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to require that all motor vehicle occupants wear a seat belt; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 597—
BY REPRESENTATIVE LITTLE
AN ACT

To enact R.S. 48:252(C)(2)(e), relative to addenda to advertisement for bids; to provide for the electronic transmission of notice of posting addenda to a bidder's e-mail address; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 601—
BY REPRESENTATIVE AUBERT
AN ACT

To amend and reenact R.S. 48:250, relative to electronic signatures; to provide relative to electronic signatures on contracts; to provide for the acceptance of electronically signed documents by the recorder of mortgages; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 726—
BY REPRESENTATIVE AUBERT
AN ACT

To enact R.S. 32:387(L), relative to special permits issued by the Department of Transportation and Development; to authorize the governor to delegate authority to the secretary of the Department of Transportation and Development to waive certain permit requirements during certain times; to authorize the Department of Transportation and Development to promulgate rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 786—
BY REPRESENTATIVE SAM JONES
AN ACT

To enact R.S. 34:322.1 and to repeal R.S. 34:322, relative to the Morgan City Harbor and Terminal District; to provide for the board of commissioners; to provide for certain powers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 855—
BY REPRESENTATIVE HENDERSON
AN ACT

To amend and reenact R.S. 32:71(B)(1) and to enact R.S. 32:71(C), (D), and (E), relative to multilane highways; to restrict vehicles to driving in the left-hand lane on multilane highways; to provide for a restriction regarding the speed of a vehicle traveling in a left-hand lane; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOE MCPHERSON
Chairman

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules to recommit a bill.

HOUSE BILL NO. 60—
BY REPRESENTATIVE PERRY
AN ACT

To amend and reenact R.S. 40:76(C)(introductory paragraph) and (3) and 79(C)(introductory paragraph) and to enact R.S. 40:76(D) and 79(E), relative to records of birth; to clarify that a single adoptive parent who adopts a child in another state or a foreign country may obtain a record of birth listing the adoptive parent's name; to clarify that the registrar of vital records may only issue a new record of birth to an adoptive parent or parents under certain circumstances; and to provide for related matters.

Senator Chaisson moved to recommit the bill from the Committee on Judiciary A to the Committee on Health and Welfare.

Without objection, so ordered.

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules to recommit a bill.

HOUSE BILL NO. 719—
BY REPRESENTATIVES CHANEY, AUSTIN BADON, HENRY BURNS,
CONNICK, HENRY, HOFFMANN, LIGI, SIMON, AND TUCKER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date; and to provide for related matters.

Senator Chaisson moved to recommit the bill from the Committee on Transportation, Highways and Public Works to the Committee on Finance.

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

Senator Shaw asked for and obtained a suspension of the rules to take up Senate Concurrent Resolutions just reported by Committees.

SENATE CONCURRENT RESOLUTION NO. 74—
BY SENATOR SHAW

A CONCURRENT RESOLUTION
To the Senate Committee on Transportation, Highways, and Public Works and the House Committee on Transportation, Highways, and Public Works to meet and function as a joint committee to study the need for additional spans on the Jimmie Davis Bridge and possible funding sources, including tolls.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Dupre	Hebert	Jackson
Gautreaux N	Heitmeier	LaFleur

Total - 6

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

SENATE CONCURRENT RESOLUTION NO. 77—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to collaborate with the Department of Education to examine the adequacy of current practices for ensuring the preventative health and well-being of adolescents in Louisiana.

Reported favorably by the Committee on Health and Welfare.

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

June 1, 2009

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Quinn
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Crowe	Marionneau	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Dupre	Hebert
Gautreaux N	Heitmeier
Total - 4	

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

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to take up at this time:

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 69—
BY SENATORS THOMPSON AND KOSTELKA
A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Earl Rolland Banks, a veteran of the United States Army in which he served his country in World War II.

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

Rules Suspended

Senator Gray Evans asked for and obtained a suspension of the rules to take up at this time:

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 85—
BY SENATOR GRAY EVANS
A CONCURRENT RESOLUTION

To commend Paul Lester and Joyce Luerean Brown upon the celebration of their fiftieth wedding anniversary.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gray Evans	Morrish
Alario	Guillory	Mount
Amedee	Jackson	Murray
Appel	Kostelka	Nevers
Broome	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Marionneau	Shaw
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Gautreaux B	Hebert
Dupre	Gautreaux N	Heitmeier
Total - 6		

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

SENATE CONCURRENT RESOLUTION NO. 86—
BY SENATOR QUINN
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting multidistrict litigation in Louisiana.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

SENATE CONCURRENT RESOLUTION NO. 87—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to conduct a comprehensive and thorough study of electronic discovery in civil proceedings.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

SENATE CONCURRENT RESOLUTION NO. 88—
BY SENATOR CROWE AND REPRESENTATIVES CROMER AND PEARSON
A CONCURRENT RESOLUTION

To commend and congratulate Floyd Fogg on being inducted in the 2009 class of the New Orleans Professional Baseball Hall of Fame.

The resolution was read by title and placed on the Calendar for a second reading.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 214—
BY SENATOR MORRISH
AN ACT

To amend and reenact R.S. 22:1892(A)(3), relative to insurance; to authorize the commissioner of insurance to extend the time period for the filing of certain claims on policies covering damage that occurs during certain declared emergencies or disasters; and to provide for related matters.

Floor Amendments Sent Up

Senator Morrish sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 214 by Senator Morrish

AMENDMENT NO. 1

In Senate Floor Amendments proposed by Senator Quinn and adopted by the Senate on May 28, 2009, on page 1, line 3, after "**Thereafter,**" delete "**any**" and insert "**only one**"

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Guillory	Mount
Amedee	Jackson	Murray
Appel	Kostelka	Nevers
Broome	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Marionneaux	Shaw
Donahue	Martiny	Smith
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 32		

NAYS

Total - 0

ABSENT

Crowe	Gray Evans	Thompson
Dupre	Hebert	
Gautreaux N	Heitmeier	
Total - 7		

The Chair declared the amended bill was passed, ordered reengrossed and 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. 282—
BY SENATOR HEBERT

AN ACT

To enact R.S. 22:1879, relative to a consumer health provider information system; to provide for a database concerning health care related information; to provide for duties of the Department of Insurance; and to provide for related matters.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed Senate Bill No. 282 by Senator Hebert

AMENDMENT NO. 1

On page 3, after line 4, insert the following:

"G. The provisions of this Section shall not apply to individually underwritten guaranteed renewable limited benefit health insurance policies."

On motion of Senator Hebert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gray Evans	Mount
Alario	Guillory	Murray
Amedee	Hebert	Nevers
Appel	Jackson	Quinn
Broome	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Marionneaux	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Erdey	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Crowe	Gautreaux N	Kostelka
Dupre	Heitmeier	
Total - 5		

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

SENATE BILL NO. 291—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 40:1379.3(Q), relative to public health and safety; to provide relative to statewide permits for concealed handguns; to provide for an exception; and to provide for related matters.

Floor Amendments Sent Up

Senator Erdey sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Erdey to Engrossed Senate Bill No. 291 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 10, after "to" insert "**:(1)**"

AMENDMENT NO. 2

On page 1, line 11, after "enforcement officers" insert a period "." and delete the remainder of the line and delete lines 12 through 15 and insert the following:

"(2) A security officer who is employed or sanctioned and approved by any church, synagogue, mosque, or other similar place of worship to protect a person or persons or property or both provided the officer successfully completes the Louisiana Commission on Law Enforcement's firearms training for peace officers of this state, including annual recertification of such training. The provisions of this Paragraph shall only apply while the security officer is performing official security duties at the church, synagogue, mosque, or other similar place of worship which has employed or sanctioned and approved the security officer."

June 1, 2009

On motion of Senator Erdey, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names of senators and their counts for YEAS and NAYS.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names of absent senators and their counts.

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

SENATE BILL NO. 347— (Substitute of Senate Bill No. 243 by Senator Mount)

BY SENATOR MOUNT

AN ACT

To enact R.S. 14:92(E)(3), relative to delinquency; to provide for contributing to the delinquency of a juvenile; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names of senators and their counts for YEAS and NAYS.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names of absent senators and their counts.

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

SENATE BILL NO. 348— (Substitute of Senate Bill No. 275 by Senator McPherson)

BY SENATOR MCPHERSON

AN ACT

To enact Part II-I of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.51 thru 2120.57, relative to employees providing nursing services; to provide for certified nurse aides in nursing facilities; to provide for state registration of certified nurse aides in nursing homes; to provide for medical staffing agencies; to provide for minimum requirements to maintain certification; to provide for rules and regulations; to provide for complaint investigations and restricted registrations; 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. 348 by Senator McPherson

AMENDMENT NO. 1

On page 5, line 12, following "each" delete "such"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 348 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 13, change "LICENSED NURSING HOMES" to "NURSING FACILITIES"

AMENDMENT NO. 2

On page 2, line 20, change "Louisiana" to "Louisiana's"

AMENDMENT NO. 3

On page 3, lines 13 and 14, change "the appeals therefrom" to "procedures for appeal"

AMENDMENT NO. 4

On page 3, line 15, change "the appeals therefrom" to "procedures for appeal"

AMENDMENT NO. 5

On page 4, line 20, change "Louisiana" to "Louisiana's"

AMENDMENT NO. 6

On page 4, line 27, change "Louisiana" to "Louisiana's"

AMENDMENT NO. 7

On page 5, line 4, change "licensed nursing home" to "nursing facility"

AMENDMENT NO. 8

On page 5, line 10, change "Louisiana" to "Louisiana's"

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 348 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 5, after "nursing homes" and before the semicolon ";", insert "and skilled nursing facility units"

AMENDMENT NO. 2

On page 1, line 13, after "NURSING HOMES" insert "AND SKILLED NURSING FACILITY UNITS"

AMENDMENT NO. 3

On page 2, line 4, after "pursuant to" delete the remainder of the line and insert "R.S. 40:2009.1 et seq., and a unit of a licensed hospital certified as a skilled nursing facility unit."

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneau	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Dupre	Gautreaux N	Heitmeier
Total - 3		

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

SENATE BILL NO. 21—

BY SENATOR MARIONNEAUX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) and to enact Article VII, Section 4(D)(4) of the Constitution of Louisiana, relative to the dedication of severance tax revenue; to increase the maximum amount of the proceeds from the tax collected on the severance of certain natural resources which is remitted to parish

governing authorities; to require the deposit of a certain amount of the proceeds of severance taxes collected into certain funds and provide for the use of such funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 23—

BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 33:9097.1(F)(1) and (F)(3)(b), relative to neighborhood improvement districts; to provide relative to the Concord Estates Crime Prevention District; to increase the parcel fee; to extend the term of the imposition of the parcel fee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneau	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Dupre	Heitmeier
Gautreaux N	Walsworth
Total - 4	

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

SENATE BILL NO. 26—

BY SENATORS N. GAUTREAUX, ADLEY, ALARIO, CHEEK, DUPRE, HEBERT, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MICHOT, MORRISH, MURRAY, RISER, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES JANE SMITH, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, ELLINGTON, GISCLAIR, GUINN, MONTOUCET AND SIMON

AN ACT

To enact R.S. 47:6035 and to repeal R.S. 47:38 and 287.757 and R.S. 51:2458(2), relative to individual income and corporate income tax credits; to increase the tax credit for the cost of qualified clean-burning motor vehicle fuel property; to increase the tax credit for the purchase of a motor vehicle with qualified clean-burning motor vehicle property installed by the vehicle's manufacturer; to provide relative to certain definitions; to provide for the refund of the tax credit under certain circumstances; to authorize the promulgation of rules and regulations under certain circumstances; to authorize a qualified employer who receives a rebate in the Louisiana Quality Jobs Program to also claim the tax credit for the conversion of vehicles to alternative fuel usage; to provide for an effective date; and to provide for related matters.

June 1, 2009

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrell, Alario, Gautreaux N, Morrish, Amedee, Gray Evans, Mount, Appel, Guillory, Murray, Broome, Hebert, Nevers, Cheek, Jackson, Quinn, Claitor, LaFleur, Riser, Crowe, Long, Shaw, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth. Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Dupre, Heitmeier, Kostelka. Total - 3

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

Senator Broome in the Chair

SENATE BILL NO. 32— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 15:1098.7(D), relative to the authority of the governing authority of the parish of St. John the Baptist; to expend an annual tax of one mill for a period of twenty years to fund the cost of housing juveniles; to permit the expenditure of such funds on hand and to be received for operation and maintenance cost and for construction and/or renovation of a facility to house the juvenile probation officers, judges, counselors, and other personnel associated with juvenile services; to provide for an effective date; 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. 32 by Senator Chaisson

AMENDMENT NO. 1

On page 2, line 3, following "parish" and before "may" change "and/or" to "or"

AMENDMENT NO. 2

On page 2, line 5, following "construction" and before "revocation" change "and/or" to "or"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrell, Alario, Gray Evans, Morrish, Amedee, Guillory, Mount, Appel, Hebert, Murray, Broome, Jackson, Nevers, Cheek, Kostelka, Quinn, Claitor, LaFleur, Riser, Crowe, Long, Shaw, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth. Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Dupre, Gautreaux N, Heitmeier. Total - 3

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Chaisson 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. 75— BY SENATOR MURRAY

AN ACT

To enact R.S. 33:108.1, relative to the physical development of parishes and municipalities; to provide for voter approval of any master plan which has the force of law in Orleans Parish; to provide that voter approval must be obtained prior to implementation of the master plan; to provide for a definition; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux B, Morrell, Adley, Gray Evans, Morrish, Alario, Guillory, Mount, Amedee, Hebert, Murray, Appel, Jackson, Nevers, Broome, Kostelka, Quinn, Cheek, LaFleur, Riser, Claitor, Long, Shaw, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth, Erdey, Michot. Total - 35

NAYS

Total - 0

ABSENT

Crowe Gautreaux N
Dupre Heitmeier
Total - 4

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

SENATE BILL NO. 76—
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; to provide for an exemption for certain property containing domed arena facilities within certain parishes; to provide for the extent of the exemption; and to provide for related matters.

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

SENATE BILL NO. 92—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 47:6030(A), (B)(1) and (2), and (D)(1), relative to the wind or solar energy systems tax credit; to provide qualifications for the tax credit; to provide for the disclosure of such credit; to provide terms and conditions; to provide for applicable tax years; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Dupre Gautreaux B Heitmeier
Total - 3

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

SENATE BILL NO. 114—
BY SENATOR NEVERS

AN ACT

To repeal R.S. 47:6033(B)(4), relative to tax credits; to repeal a requirement that the Workforce Development Commission provide the Department of Revenue a certain annual list; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Dupre Heitmeier
Gautreaux N Smith
Total - 4

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

SENATE BILL NO. 129—
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 17:3048.1(C)(2)(g) and (W), relative to the Taylor Opportunity Program for Students; to authorize the administering agency to promulgate rules to provide for the receipt and consideration of applications from students returning from out-of-state colleges and universities under certain circumstances and conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Jackson	Nevers
Claitor	LaFleur	Quinn
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Total - 33		

NAYS

Total - 0

ABSENT

Dupre Heitmeier Riser
Gautreaux N Kostelka Walsworth
Total - 6

June 1, 2009

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

SENATE BILL NO. 134—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(aa) and (bb) and (3)(c)(ii), relative to public contracts; to require that the bid form include evidence of compliance with the agency's disadvantaged business enterprise program; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 134 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "38:2212(A)(1)(b)(ii)" and before "(bb)" delete "(aa) and"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 in their entirety and insert "contracts; to provide for the submission of other documentation and information; and to provide for related"

AMENDMENT NO. 3

On page 1, line 7, after "38:2212(A)(1)(b)(ii)" and before "(bb)" delete "(aa) and"

AMENDMENT NO. 4

On page 1, delete lines 15 through 17 in their entirety and insert the following: "(ii) * * *

AMENDMENT NO. 5

On page 2, delete lines 1 through 10 in their entirety

AMENDMENT NO. 6

On page 2, line 22, after "Number," delete "Evidence of compliance with the agency's"

AMENDMENT NO. 7

On page 2, line 23, before "and" delete "Disadvantaged Business Enterprise Program."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Gray Evans Mount
Amedee Guillory Murray
Appel Hebert Nevers
Broome Jackson Quinn
Cheek LaFleur Riser
Claitor Long Shaw
Crowe Marionneaux Smith

Donahue Martiny Thompson
Dorsey McPherson Walsworth
Duplessis Michot
Total - 35

NAYS

Total - 0

ABSENT

Dupre Heitmeier
Gautreaux N Kostelka
Total - 4

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

SENATE BILL NO. 147—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:6019(A)(3)(b)(i)(aa), relative to the tax credit for the rehabilitation of historic structures; to increase the number of allowable transfers; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Morrell
Adley Gray Evans Morrish
Alario Guillory Mount
Amedee Hebert Murray
Appel Jackson Nevers
Broome Kostelka Quinn
Cheek LaFleur Riser
Crowe Long Shaw
Donahue Marionneaux Smith
Dorsey Martiny Thompson
Duplessis McPherson Walsworth
Erdey Michot
Total - 35

NAYS

Claitor
Total - 1

ABSENT

Dupre Gautreaux N Heitmeier
Total - 3

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

SENATE BILL NO. 149—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Morrell
Adley	Gautreaux B	Mount
Alario	Gray Evans	Murray
Amedee	Hebert	Nevers
Appel	Jackson	Quinn
Broome	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneaux	Walsworth
Donahue	McPherson	
Dorsey	Michot	
Total - 28		

NAYS

Crowe	Riser	Thompson
Total - 3		

ABSENT

Dupre	Guillory	Martiny
Erdey	Heitmeier	Morrish
Gautreaux N	Kostelka	
Total - 8		

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

SENATE BILL NO. 162—

BY SENATOR MARIONNEAUX

AN ACT

To provide for the continuation of parishwide economic development districts; 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	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Dupre	Gautreaux N	Heitmeier
Total - 3		

The Chair declared the bill was passed and 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. 163—

BY SENATORS MARIONNEAUX AND CHEEK

AN ACT

To amend and reenact R.S. 47:297.10(A), 297.11, and 297.12, relative to individual income tax deductions for certain elementary and secondary school payments; to limit the deduction; to authorize a deduction for payments not made to a school; 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	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Dupre	Gautreaux N	Heitmeier
Total - 3		

The Chair declared the bill was passed and 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. 167—

BY SENATOR GRAY EVANS

AN ACT

To amend and reenact R.S. 49:220.5(A)(2) and to enact R.S. 49:220.8, relative to the Louisiana Recovery Authority; to provide relative to housing for victims of disasters; to require funding for emergency rental assistance; to provide for priorities; to provide for an effective date; 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. 167 by Senator Gray Evans

AMENDMENT NO. 1

On page 2, line 12, following "**provided in**" and before "**, the authority**" change "**29:220.5(A)(2)**" to "**49:220.5(A)(2)**"

On motion of Senator Marionneaux, the amendments were adopted.

June 1, 2009

Floor Amendments Sent Up

Senator Gray Evans sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray Evans to Engrossed Senate Bill No. 167 by Senator Gray Evans

AMENDMENT NO. 1

On page 2, line 2, after "Grant disaster funding," insert "supplemental disaster"

On motion of Senator Gray Evans, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Gray Evans Mount
Amedee Guillory Murray
Appel Hebert Nevers
Broome Jackson Quinn
Cheek LaFleur Riser
Claitor Long Shaw
Crowe Marionneaux Smith
Donahue Martiny Thompson
Dorsey McPherson Walsworth
Duplessis Michot
Total - 35

NAYS

Total - 0

ABSENT

Dupre Heitmeier
Gautreaux N Kostelka
Total - 4

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

SENATE BILL NO. 194

BY SENATORS BROOME, DORSEY AND GRAY EVANS
AN ACT

To enact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrell

Alario Gray Evans Morrish
Amedee Guillory Mount
Appel Hebert Murray
Broome Jackson Nevers
Cheek Kostelka Quinn
Claitor LaFleur Riser
Crowe Long Shaw
Donahue Marionneaux Smith
Dorsey Martiny Thompson
Duplessis McPherson Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Dupre Gautreaux N Heitmeier
Total - 3

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

SENATE BILL NO. 221

BY SENATORS BROOME AND DORSEY
AN ACT

To amend and reenact R.S. 47:2323(C) and to enact R.S. 47:2323(D) and 6035, relative to ad valorem taxation; to provide relative to valuation of property for ad valorem property tax purposes; to provide relative to exemption from state taxes; to establish a state housing tax credit program; to provide with respect to rules and regulations; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gray Evans Morrish
Amedee Guillory Mount
Appel Hebert Murray
Broome Jackson Nevers
Cheek Kostelka Quinn
Claitor LaFleur Riser
Crowe Long Shaw
Donahue Marionneaux Smith
Dorsey Martiny Thompson
Duplessis McPherson Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Dupre Gautreaux N Heitmeier
Total - 3

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

SENATE BILL NO. 223

BY SENATORS CLAITOR, APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH AND THIBAUT

AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(i), (ii), and (vi) and (3)(e), and to enact R.S. 17:252(C), relative to the discipline of pupils; to provide relative to circumstances under which pupils may be removed from the classroom; to require principals to provide parental notification when a pupil is removed from the classroom; to allow principals to provide feedback and guidance to teachers; to authorize school boards to adopt policies relative to parental attendance at certain intervention sessions and consequences for parents who fail to comply; to require that certain students be assigned and required to complete missed school work under certain circumstances; 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. 223 by Senator Claitor

AMENDMENT NO. 1

On page 4, line 8, before "**teacher**" change "**such**" to "**the**"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Guillory	Mount
Alario	Hebert	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Quinn
Broome	LaFleur	Riser
Cheek	Long	Shaw
Claitor	Marionneaux	Smith
Crowe	Martiny	Thompson
Donahue	McPherson	Walsworth
Duplessis	Michot	
Erdey	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Dorsey	Gautreaux N	Heitmeier
Dupre	Gray Evans	
Total - 5		

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

SENATE BILL NO. 229—

BY SENATOR GRAY EVANS

AN ACT

To amend and reenact R.S. 32:403, the introductory paragraph of 412.1(A), 413(B), and 40:1321(C); to enact R.S. 32:412(J), 412.1(D), and 429(C), relative to motor vehicles; to provide an exemption for the payment of fees and handling charges for state issued driver's licenses and identification cards to children

who are in the care, custody, or guardianship of the office of community services; 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. 229 by Senator Gray Evans

AMENDMENT NO. 1

On page 1, line 9, following "412.1(A)," change "413(B), and" to "and 413(B)"

AMENDMENT NO. 2

On page 1, line 10, before "are hereby amended and reenacted" delete "40:1321(C)"

AMENDMENT NO. 3

On page 3, lines 5-6, following "reenacted" and before "to read" delete "and 1321(C)(2) is hereby enacted"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Gray Evans 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	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Dupre	Heitmeier
Gautreaux N	Quinn
Total - 4	

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

SENATE BILL NO. 256—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 25:799(D)(2)(b) and (F), and to enact R.S. 25:799(I), (J), and (K), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to powers; to authorize the levying of taxes and parcel fees; to provide for a budget; and to provide for related matters.

June 1, 2009

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. 256 by Senator Murray

AMENDMENT NO. 1

On page 2, line 6, following "Subsection" and before "solely" change "(I)" to "I of this Section"

AMENDMENT NO. 2

On page 5, line 28, following "Subsection" and before "between" change "(I)" to "I of this Section"

AMENDMENT NO. 3

On page 6, line 12, following "omission" and before "provided" delete "to the extent and"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Murray sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 256 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 1, insert "Notwithstanding the foregoing, the board shall have the power and authority to cite violations if the governing authority of the city of New Orleans delegates such power and authority to the board."

AMENDMENT NO. 2

On page 5, line 17, delete "for the levy and" and insert "to levy"

AMENDMENT NO. 3

On page 5, line 18, delete "collection of"

AMENDMENT NO. 4

On page 5, line 28, delete "proceeds" and insert "fee"

AMENDMENT NO. 5

On page 6, after line 13, insert:

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

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Gautreaux B, Michot, Adley, Gautreaux N, Morrell, Alario, Gray Evans, Morrish, Amedee, Guillory, Mount

Appel, Broome, Cheek, Claitor, Crowe, Dorsey, Duplessis, Erdey, Hebert, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Murray, Nevers, Quinn, Riser, Shaw, Smith, Thompson, Walsworth

Total - 36, NAYS

Total - 0, ABSENT

Donahue, Dupre, Heitmeier, Total - 3

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

Senator Broome in the Chair

SENATE BILL NO. 268— BY SENATOR DONAHUE AND REPRESENTATIVE TUCKER AN ACT

To amend and reenact R.S. 47:337.64 and 1512, relative to tax collection; to provide for alternative remedies for dealers; to provide for the collector to employ private counsel; to provide for attorney fees and expenses of litigation; 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. 268 by Senator Donahue

AMENDMENT NO. 1

On page 2, line 4, following "Subsection C" and before ";" insert "of this Section"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 268 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 10, delete "final"

AMENDMENT NO. 2

On page 2, line 2, after "contesting the" delete the remainder of the line, on line 3, delete "notice of final assessment," and insert "assessment within the time provided by law" and delete "one of"

AMENDMENT NO. 3

On page 2, at the end of line 6, after "suit" delete the remainder of the line, delete lines 7 through 14, and insert: "; however, the collector shall be permitted to file a reconventional demand against the taxpayer in such suit."

AMENDMENT NO. 4

On page 2, line 15, change "(3)(a)" to "C.(1)(a)"

AMENDMENT NO. 5

On page 2, line 16, after "bond" insert "or other security"

AMENDMENT NO. 6

On page 2, line 17, after "bond" insert "or other security"

AMENDMENT NO. 7

On page 2, delete lines 19 through 23, and insert:

"(b) The term "other security" as set forth in this Section shall include but not be limited to a pledge, collateral assignment, lien, mortgage, factoring of accounts receivable, or other encumbrance of assets.

(2) The court may either order the"

AMENDMENT NO. 8

On page 3, line 2, change "(c)" to "(3)"

AMENDMENT NO. 9

On page 3, line 6, insert:

"E: (4) If the taxpayer timely files the suit referred to herein, no collection action shall be taken in connection with the assessment of taxes, interest, and penalties, which are the subject of the taxpayer's suit, unless the taxpayer fails to post bond or other security or make the payment under protest required by the court; however, the collector shall be permitted to file a reconventional demand against the taxpayer in such suit."

AMENDMENT NO. 10

On page 3, line 10, change "D." to "(5)"

AMENDMENT NO. 11

On page 3, line 18, after "Title," insert: "**The private counsel employed by the collector in accordance with this Section may be paid reasonable attorney fees and reasonable expenses out of current collections of the particular tax at issue, not to exceed ten percent (10%) of the taxes, penalties, and interest recovered by the collector.**"

B."

AMENDMENT NO. 12

On page 3, delete lines 23 through 27

On motion of Senator Donahue, the amendments were adopted.

The bill was read by title. Senator Donahue 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	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth

NAYS

Total - 0

ABSENT

Dupre
Total - 3
Heitmeier
McPherson

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

SENATE BILL NO. 285—

BY SENATORS NEVERS, APPEL, DONAHUE, DORSEY, DUPLESSIS AND LONG

AN ACT

To enact Chapter 25-A of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3161 through 3169, relative to educational institutions and programs; to provide for a comprehensive system of articulation and transfer of credit between and among public secondary and postsecondary educational institutions; to provide for the creation of a statewide articulation and transfer council and its membership, powers, and duties; to provide for a statewide articulation agreement; to provide for a common core curriculum; to provide relative to the length of degree programs; to provide for the transfer of specified courses and associate degrees; to provide relative to admission of transfer students to four-year colleges and universities; to provide for a statewide course numbering system; to provide relative to course levels and designations; to provide relative to accreditation of educational institutions; to provide for voluntary participation of certain independent colleges and universities; to provide relative to a comprehensive student information system; to provide for implementation timelines; to provide for reporting requirements; to provide for program rules; 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. 285 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 22, following "the" and before "that" change "council" to "council"

AMENDMENT NO. 2

On page 8, line 21, following "(2)" and before "those" change "The board shall identify" to "Identify"

AMENDMENT NO. 3

On page 8, line 25, following "(3)" and before "all" change "The board shall identify" to "Identify"

AMENDMENT NO. 4

On page 8, line 29, following "(4)(a)" and before "common" change "The board shall identify" to "Identify"

AMENDMENT NO. 5

On page 9, line 5, following "(b)" and before "a" change "The board shall develop" to "Develop"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments.

June 1, 2009

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 285 by Senator Nevers

AMENDMENT NO. 1

On page 11, line 19, change "2009" to "2010"

AMENDMENT NO. 2

On page 11, line 25, between "adopt" and "rules" insert "such" and between "regulations" and "to" insert "as are deemed necessary"

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gray Evans Morrish
Amedee Guillory Mount
Appel Hebert Murray
Broome Jackson Nevers
Cheek Kostelka Quinn
Claitor LaFleur Riser
Crowe Long Shaw
Donahue Marionneaux Smith
Dorsey Martiny Thompson
Duplessis McPherson Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Dupre Gautreaux N Heitmeier
Total - 3

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

SENATE BILL NO. 304—

BY SENATOR HEBERT AND REPRESENTATIVES BARRAS, CHAMPAGNE, SAM JONES, MILLS, MONTUCET AND PERRY AN ACT

To provide for the membership of the transportation policy committee of certain metropolitan planning organizations; and to provide for related matters.

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

SENATE BILL NO. 309—

BY SENATORS GRAY EVANS AND DORSEY AN ACT

To enact R.S. 17:17.5, relative to physical fitness; to provide for physical fitness assessments in schools; to provide for continuation of a program conducting fitness assessments; to provide a plan for statewide implementation of such assessments; to provide for legislative intent; to provide for program participants; to provide relative to the results from such assessments; to provide for reports; to provide for rules and guidelines; to provide for funding; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey McPherson
Adley Gautreaux B Michot
Alario Gautreaux N Morrell
Amedee Gray Evans Morrish
Appel Guillory Murray
Broome Hebert Nevers
Cheek Jackson Quinn
Claitor Kostelka Riser
Crowe LaFleur Shaw
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Dupre Heitmeier Mount
Total - 3

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

Rules Suspended

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

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

Called from the Calendar

Senator Jackson asked that Senate Bill No. 136 be called from the Calendar.

SENATE BILL NO. 136— BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 26:73(B) and 272(B), relative to alcoholic beverage permits; to provide for restaurant "R" permits, applications and fees; to provide for definitions; 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. 136 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 16, change "business" to "business's"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact" to "enact" and change "R.S. 26:73(B) and 272(B)," to "R.S. 26:73(B)(3) and (4) and 272(B)(3) and (4)."

AMENDMENT NO. 2

On page 1, line 3, delete "to provide for definitions;" and insert "to provide for qualifications;"

AMENDMENT NO. 3

On page 1, delete line 6 and insert the following:
"Section 1. R.S. 26:73(B)(3) and (4) and 272(B)(3) and (4) are hereby enacted to read as"

AMENDMENT NO. 4

On page 1, delete lines 10 through 17 and delete pages 2, 3, and 4 in their entirety and insert the following:

"B. * * *

(3) Notwithstanding any other provision of law to the contrary, a business' trade name shall not disqualify such business as a restaurant establishment provided the business meets the qualifications set forth in this Subsection.

(4) Notwithstanding any other provision of law to the contrary, a business which provides live entertainment, requires cover charges, offers alcoholic or other beverages at a reduced cost or engages in similar activity shall not be disqualified as a restaurant establishment provided the business meets the qualifications set forth in this Subsection.

* * *

§272. Restaurant "R" permit; application; fees

* * *

B. * * *

(3) Notwithstanding any other provision of law to the contrary, a business' trade name shall not disqualify such business as a restaurant establishment provided the business meets the qualifications set forth in this Subsection.

(4) Notwithstanding any other provision of law to the contrary, a business which provides live entertainment, requires cover charges, offers alcoholic or other beverages at a reduced cost or engages in similar activity shall not be disqualified as a restaurant establishment provided the business meets the qualifications set forth in this Subsection.

* * *

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. 136 by Senator Jackson

AMENDMENT NO. 1

On page 2, delete line 1 and insert the following: "from food and nonalcoholic beverages exceeds fifty"

AMENDMENT NO. 2

On page 2, line 2, after "revenue" insert the following: "from the sale of food, nonalcoholic beverages, and alcoholic beverages"

AMENDMENT NO. 3

On page 2, between lines 23 and 24, insert the following:
"(h) The provisions of this Section shall not prohibit a parish or municipality from enacting ordinances that establish different

requirements for parish or municipal licenses or permits to sell alcoholic beverages at restaurant establishments."

AMENDMENT NO. 4

On page 3, delete line 9 and insert the following: "from food and nonalcoholic beverages exceeds fifty"

AMENDMENT NO. 5

On page 3, line 10, after "revenue" insert the following: "from the sale of food, nonalcoholic beverages, and alcoholic beverages"

AMENDMENT NO. 6

On page 4, between lines 2 and 3, insert the following:
"(h) The provisions of this Section shall not prohibit a parish or municipality from enacting ordinances that establish different requirements for parish or municipal licenses or permits to sell alcoholic beverages at restaurant establishments."

On motion of Senator Martiny, the amendments were adopted.

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

Called from the Calendar

Senator LaFleur asked that Senate Bill No. 324 be called from the Calendar.

SENATE BILL NO. 324—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:2721.8, relative to the Evangeline Parish School Board; to authorize any school district in Evangeline Parish, to levy and collect an additional sales and use tax; to provide for the purpose of the tax; 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. 324 by Senator LaFleur

AMENDMENT NO. 1

On page 2, line 24, following "the" and before "." change "parish school board" to "Parish School Board"

AMENDMENT NO. 2

On page 3, line 1, following "of" and before "tax" change "such" to "the"

AMENDMENT NO. 3

On page 3, line 4, following "maintaining" and before "operating" change "and/or" to ", and"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Gray Evans	Mount

June 1, 2009

Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Jackson	Quinn
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Erdey	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Crowe	Heitmeier
Dupre	Kostelka
Total - 4	

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator LaFleur 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**

June 1, 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. 84—
BY SENATOR DONAHUE**

A CONCURRENT RESOLUTION

To commend Bruce "Skip" Maclachlan Horack, Jr., on his literary accomplishments and on the debut of his collection of short stories entitled, The Southern Cross.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Senate Resolutions

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

**SENATE RESOLUTION NO. 70—
BY SENATOR MARIONNEAUX**

A RESOLUTION

To amend and readopt Senate Rule No. 13.4(5)(a) and (15)(b) of the Rules of Order of the Senate, relative to referral to standing committees jurisdiction; to provide for committee jurisdiction of the comprehensive state capital budget; and to provide for jurisdiction of the Finance Committee and the Revenue and Fiscal Affairs Committee.

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

**Introduction of
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 89—
BY SENATOR BROOME**

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Johnnie Emerson Merrick, Sr., and to note his lifetime of contributions made on behalf of the Baton Rouge community.

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	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Dupre	Heitmeier	Morrish
Total - 3		

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

**SENATE CONCURRENT RESOLUTION NO. 90—
BY SENATOR BROOME**

A CONCURRENT RESOLUTION

To urge and request the Louisiana Office of Student Financial Assistance to study the benefits of the Go Grant program and to identify the adequacy of current funding sources provided to the program and to the students.

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

**SENATE CONCURRENT RESOLUTION NO. 91—
BY SENATOR NEVERS**

A CONCURRENT RESOLUTION

To commend and honor the 2009 Foster Parents of the Year from each region of the state and to acknowledge the valuable contributions they provide to the abused children of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dupre	Heitmeier
Total - 2	

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

SENATE CONCURRENT RESOLUTION NO. 92—
BY SENATOR CHEEK

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to develop a demonstration program to provide continued Medicaid coverage for women who have delivered a premature baby or who have chronic health issues for a two-year period in an effort to address their health issues, do ongoing preconception counseling, assure access to appropriate family planning services, and receive care management services.

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

SENATE CONCURRENT RESOLUTION NO. 93—
BY SENATORS WALSWORTH AND THOMPSON

A CONCURRENT RESOLUTION

To commend the Pilots for Patients for their work in bringing vital medical assistance to children, the elderly and others in need.

The resolution was read by title. Senator Walsworth 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	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Jackson	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Dupre	Heitmeier	Kostelka
Total - 3		

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 BILLS AND JOINT RESOLUTIONS

June 1, 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. 602—
BY REPRESENTATIVE LEBAS AND SENATOR LAFLEUR
AN ACT

To enact R.S. 17:436.1(J), relative to the administration of medication to public school students; to require public school governing authorities to permit students with certain conditions to self-administer certain medications; to provide relative to authorization and documentation; to provide a limitation of liability and indemnification of schools and school employees; to provide for definitions; to provide for duration of permission granted to self-administer medications; to provide relative to disciplinary actions for misuse of permitted medications; and to provide for related matters.

HOUSE BILL NO. 645—
BY REPRESENTATIVE ELLINGTON AND SENATOR APPEL
AN ACT

To amend and reenact R.S. 18:192(A)(1)(a), relative to the annual canvass of persons registered to vote; to provide for when the canvass shall be conducted; to provide relative to the duties of registrars of voters and the Department of State; and to provide for related matters.

HOUSE BILL NO. 767—
BY REPRESENTATIVES WILLIAMS AND SIMON
AN ACT

To amend and reenact R.S. 17:197.1(B)(2), relative to school nutrition; to provide relative to beverages offered for sale to students in public high schools; to provide for effectiveness; 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. 602—
BY REPRESENTATIVE LEBAS AND SENATOR LAFLEUR
AN ACT

To enact R.S. 17:436.1(J), relative to the administration of medication to public school students; to require public school governing authorities to permit students with certain conditions to self-administer certain medications; to provide relative to authorization and documentation; to provide a limitation of liability and indemnification of schools and school employees;

June 1, 2009

to provide for definitions; to provide for duration of permission granted to self-administer medications; to provide relative to disciplinary actions for misuse of permitted medications; and to provide for related matters.

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

HOUSE BILL NO. 645—
BY REPRESENTATIVE ELLINGTON AND SENATOR APPEL
AN ACT

To amend and reenact R.S. 18:192(A)(1)(a), relative to the annual canvass of persons registered to vote; to provide for when the canvass shall be conducted; to provide relative to the duties of registrars of voters and the Department of State; and to provide for related matters.

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

HOUSE BILL NO. 767—
BY REPRESENTATIVES WILLIAMS AND SIMON
AN ACT

To amend and reenact R.S. 17:197.1(B)(2), relative to school nutrition; to provide relative to beverages offered for sale to students in public high schools; 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.

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
RETIREMENT**

Senator D.A. "Butch" Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

June 1, 2009

To the President and Members of the Senate:

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

HOUSE BILL NO. 96—
BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 11:247, 446(A)(6), and 783(A)(4), relative to state and statewide retirement systems; to provide relative to cost-of-living adjustments; to permit the selection of a retirement option that would provide for automatic cost-of-living adjustments subject to an actuarial reduction of benefits; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 112—
BY REPRESENTATIVE MONTOUCKET
AN ACT

To amend and reenact R.S. 11:701(33)(a)(x) and (xi) and (b)(v) and to enact R.S. 11:701(33)(a)(xii), relative to the Teachers' Retirement System of Louisiana; to provide that membership in such system includes certain foreign teachers who are teaching in Louisiana on J visas; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 358—
BY REPRESENTATIVE ARMES
AN ACT

To amend and reenact R.S. 11:1755(A)(2) and to enact R.S. 11:1755(F), relative to the Municipal Employees' Retirement System; to allow for purchases of certain prior service by certain members; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 561—
BY REPRESENTATIVE POPE AND SENATOR B. GAUTREUX
AN ACT

To amend and reenact R.S. 11:105(A), 106(A), and 107(A) and to enact R.S. 11:107.1, relative to the authority of boards of trustees of statewide retirement systems or funds; to provide relative to employer contributions; to establish funding deposit accounts; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 586—
BY REPRESENTATIVES DOERGE, CORTEZ, HENDERSON, HOFFMANN, LAFONTA, MONTOUCKET, POPE, AND ROBIDEAUX AND SENATORS CROWE, B. GAUTREUX, AND KOSTELKA
AN ACT

To enact R.S. 11:542.1.1 and 883.3, relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide a minimum benefit increase to certain retirees, beneficiaries, and survivors; to provide for funding; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 646—
BY REPRESENTATIVES SAM JONES AND BILLIOT
AN ACT

To amend and reenact R.S. 11:1733(D) and (E) and 1864(B) and (C) and to enact R.S. 11:1733(F), relative to the Municipal Employees' Retirement System of Louisiana; to provide with respect to continuing liability of a participating employer which terminates its agreement for coverage of employees; to provide relative to interest rates on delinquent amounts owed to the system; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 649—
BY REPRESENTATIVES MONTOUCKET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, RICHARD, AND THIBAUT AND SENATORS DUPRE, B. GAUTREUX, GUILLORY, HEBERT, AND MURRAY
AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 675—
BY REPRESENTATIVE NOWLIN
AN ACT

To amend and reenact R.S. 11:2031(10), relative to the Registrars of Voters Employees' Retirement System; to provide with respect to membership; to provide with respect to the definition of employee; to add employees of the Louisiana Registrar of

Voters Association, Inc., to the membership of the system; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
D.A. "BUTCH" GAUTREAU
Chairman

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Robert M. Marionneau, Jr., Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

June 1, 2009

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 108—
BY SENATORS MARIONNEAU, CROWE, DUPLESSIS, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAU, SIMON, SMILEY, JANE SMITH AND THIBAUT
AN ACT

To amend and reenact amend and reenact R.S. 47:6015(B)(1) and (2)(b), (D)(1), (F)(4), and (I), and to repeal R.S. 47:6015(C)(1) and (G), relative to state taxes; to provide with respect to the research and development tax credit; to extend the duration of the tax credit through 2014; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 109—
BY SENATORS MARIONNEAU, CROWE, DUPLESSIS, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAU, SMILEY, SIMON, JANE SMITH AND THIBAUT
AN ACT

To amend and reenact R.S. 47:6020.1(A), (B)(2)(a) and (c), and (C)(1)(introductory paragraph) and 6020.2(A)(1) and (2)(a), (b) and (c), and to enact R.S. 47:6020.1(D) and 6020.4(3)(g) and (h), relative to state taxes; to provide for the Angel Investor Tax Credit Program for credits against individual and corporation income and corporation income and corporation franchise tax liability; to provide for the amount of the credits; to provide with respect to the limitation on the total credits which may be granted in a year; to authorize the Department of Economic Development to determine the method of awarding tax credits; to extend the duration of the program; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 228—
BY SENATOR GRAY
AN ACT

To enact R.S. 47:297.8(C), relative to individual income tax; to provide certain tax credits against certain taxes for certain homeowners or residential lessees; to provide for definitions; to provide for effective dates; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 252—
BY SENATOR WALSWORTH
AN ACT

To enact Chapter 39-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2399.1 through 2399.6, relative to economic development; to provide definitions for words and terms; to provide for a modernization tax credit; to provide the process for approval of the modernization tax credit;

to provide for the promulgation of rules and regulations; to provide for penalties for false or fraudulent applications; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 289—
BY SENATORS APPEL AND WALSWORTH
AN ACT

To amend and reenact R.S. 47:463.61(E) and to repeal R.S. 47:463.61(F), (G) and (H), relative to the dedication of revenue; to provide for the distribution of revenues collected from "Choose Life prestige license plate fees; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

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.

Reported with amendments.

HOUSE BILL NO. 720—
BY REPRESENTATIVES JANE SMITH, BOBBY BADON, BALDONE, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARRISON, HOFFMANN, JOHNSON, KLECKLEY, LAFONTA, LITTLE, MILLS, MONICA, PEARSON, PERRY, PUGH, RICHARD, ROBIDEAU, SCHRODER, SIMON, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, THIBAUT, TUCKER, WADDELL, AND WILLIAMS AND SENATORS CROWE, DUPLESSIS, MICHOT, AND SMITH
AN ACT

To enact the Louisiana Tax Delinquency Amnesty Act of 2009; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for the disposition of the monies collected pursuant to the tax amnesty program; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT M. MARIONNEAU, JR.
Chairman

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 1, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 10—
BY REPRESENTATIVE ANDERS
A CONCURRENT RESOLUTION

To urge and request that gun owners in the state of Louisiana utilize the resources available in the state which offer training on how to use and secure their firearms in a safe and responsible manner to reduce firearms accidents and to prevent unauthorized access to firearms.

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVES BALDONE, ERNST, HARRISON, ROSALIND JONES, LEGER, MONICA, AND WHITE
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to study and make recommendations regarding uniform standards and licensing procedures for local juvenile detention facilities, and to report its findings and recommendations to the Louisiana Legislature prior to March 1, 2010.

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to provide funding for the Louisiana University of Medical Sciences, Inc., College of Primary Care Medicine.

HOUSE CONCURRENT RESOLUTION NO. 141—
BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health and Hospitals to develop a plan to provide technical assistance to health care providers on becoming a qualified Program of All-Inclusive Care for the Elderly provider.

HOUSE CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to address the problem of hypoxia in the Gulf of Mexico.

HOUSE CONCURRENT RESOLUTION NO. 156—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to study the feasibility of requiring retail establishments in low-income areas to provide clean, safe, and healthy shopping environments.

HOUSE CONCURRENT RESOLUTION NO. 161—
BY REPRESENTATIVES BROSETT, AUBERT, LAFONTA, LEGER, PETERSON, AND RICHMOND
A CONCURRENT RESOLUTION

To urge and request the attorney general to develop a comprehensive, coordinated effort to combat gang activity in this state.

HOUSE CONCURRENT RESOLUTION NO. 126—
BY REPRESENTATIVES BARROW, AUBERT, AUSTIN BADON, BROSETT, BURRELL, DIXON, FRANKLIN, GALLOT, HARDY, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, NORTON, PETERSON, RICHMOND, PATRICIA SMITH, STIAES, AND WILLIAMS AND SENATORS BROOME, DORSEY, DUPLESSIS, GRAY EVANS, GUILLORY, JACKSON, MORRELL, AND MURRAY
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the legislature upon the death of state Representative Charles L. Young of Meridian, Mississippi.

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the legislature upon the death of Ayana Animata McHenry of Monroe.

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVE MONTOUCKET
A CONCURRENT RESOLUTION

To urge and request the city of Rayne and the state of Louisiana to continue to study the feasibility of construction of an additional interchange along Interstate 10 at Louisiana Highway 98 in Acadia Parish.

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVE GARY SMITH AND SENATOR CHAISSON
A CONCURRENT RESOLUTION

To commend the Destrehan High School Wildcats upon winning the 2008 Class 5A state football championship.

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To commend Beryl Shipley and to welcome him to the Legislature of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE MONTOUCKET
A CONCURRENT RESOLUTION

To urge and request the state fire marshal to study and report the feasibility of requiring sprinkler systems in residential homes.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVE JOHNSON
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Wednesday, May 27, 2009, as Tunica-Biloxi Day.

HOUSE CONCURRENT RESOLUTION NO. 157—
BY REPRESENTATIVES BALDONE, GARY SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BILLIOT, BROSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCKET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Enola Tauzin of Chackbay.

HOUSE CONCURRENT RESOLUTION NO. 158—
BY REPRESENTATIVES ROY, DIXON, AND HAZEL AND SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To commend Rapides Parish upon winning the Fifteenth Annual Elementary Championship Fitness Meet of the Governor's Games sponsored by the Governor's Council on Physical Fitness and Sports.

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

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL**PRESENT**

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

ABSENT

Dupre	Heitmeier
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Dupre	1 Day	Heitmeier	1 Day
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Adjournment

On motion of Senator Thompson, at 3:50 o'clock P.M. the Senate adjourned until Tuesday, June 2, 2009, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Tuesday, June 2, 2009.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

