The Senate was called to order at 1:10 o’clock P.M. by Hon. Joel T. Chaissen II, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

- **PRESENT**
  - Mr. President: Guillory, Murray
  - Amedee: Jackson, Nevers
  - Appel: Kostelka, Riser
  - Broome: Long, Shaw
  - Crowe: Marionneaux, Smith
  - Donahue: Michot, Walsworth
  - Dupre: Morrell
  - Gautreaux B: Morrish

- **ABSENT**
  - Adley: Erdey, Martiny
  - Alario: Gautreaux N, McPerson
  - Cheek: Gray Evans, Mount
  - Claitor: Hebert, Quinn
  - Dorsey: Heitmeier, Thompson
  - Duplessis: LaFleur

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

**Prayer**

The prayer was offered by Pastor Don DeLukie, 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 Quinn, the reading of the Journal was dispensed with and the Journal of June 1, 2009, was adopted.

**Message from the House**

**PASSED SENATE 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 the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 154—**

BY SENATORS THOMPSON, LONG, NEVERS, RISER AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:2(A), 80, 131, 302, 303, 415, 556.2(10), 556.7(A), 641, 642, 643, 644, 652, 666(9), 734(B)(1) and (6), 741, 825, 832, 851, 1024, 1025, 1311(3) and (12), 1312(A) and (C), 1313(C)(2)(b) and (e), 1432(A), 1451, 1652, 1732, 1772, 1891(28), 1892(A)(1) and (f), 1900(A) and (B), 2351, 2352, 2353, 2354, 2358.2(A), 2358.4(C), 3113(A), 3202(11) and (13), 3211(B)(3), 3225(A), 3402(1), (2), (7), (9) and (16), 3403(A)(7) and (H), 3404(B), 3405(B)(5) and (6), 3407(A)(2) and (3) and (E), 3408(A)(9)(c) and (10), 3409(B), (C), (D) and (F), 3410(E) and (F), 3410.1(A) and (B), 3410.2(D), 3411(B), (C) and (D), 3411.1(B)(2) and (D), 3412(A), (B), (C), (E) and (F), 3414(B), 3415(A) and (C), 3416(A), (B) and (C), 3417(D) and (F), 3418(B), 3419(A), (C) and (D), 3424(B), 3802(A), 4224, 4603(B)(7), R.S. 29:726(E)(20)(a)(v) and 729(E)(13)(a)(vi), R.S. 36:4(A)(13), 621(C), 622, 623, the introductory paragraph of 624(B), 625, 626(A) and (B), 628(C), (D) and (E), 629(B), the introductory paragraph of (C), the introductory paragraph of (D), the introductory paragraph of (E), (F), (G), (I), (J), (K) and (L), R.S. 37:2202, R.S. 51:2, the introductory paragraph of 6, 472 and R.S. 54:112; to enact R.S. 3:2(F), 283.1 and 751(E); and to repeal R.S. 3:14, 401 through 409, 414, Part I-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:421 through 426, Part I-D of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:446:1 through 446.7, Part IV of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:521 through 538, Part V of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:541 through 550, 824, 1312(H) and 1906(A) and R.S. 36:627(E), 628(B) and 629(C)(2), and R.S. 39:455, relative to the Department of Agriculture and Forestry; to abolish the State Market Commission; to abolish the Farm Youth Loan Program; to abolish other programs administered by the State Market Commission; to authorize the transfer of duties and obligations to the Louisiana Agricultural Finance Authority; to provide relative to the Fertilizer Commission and submission of tonnage reports; to provide for restrictions on the sale of fertilizer; to provide for the powers and duties of the commissioner of agriculture and forestry; to provide relative to the composition of certain boards and commissions; to provide relative to the Louisiana Agricultural Commodities Commission; to provide relative to the functions of the office of agricultural and environmental sciences; to provide for recovery in receiverships; to change the name of the office of animal health services to the office of animal health and food safety; to provide relative to the assessment levied on grain sorghum; to provide for definitions; to direct the Louisiana Law Institute to re-designate certain provisions in current law; to provide for technical changes; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 27—**

BY SENATOR MARTINY

AN ACT

To enact R.S. 9:203(E)(7), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal judges to preside over a marriage ceremony for a particular period of time; and to provide for related matters.

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. 71—  
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHEL, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLUER, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISI, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
A RESOLUTION
To commend the St. John the Evangelist Catholic Church of Prairieville's Welcome Home Group for their hard work and untiring efforts to honor American troops coming home from combat deployments.

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

SENATE RESOLUTION NO. 72—  
BY SENATOR MARIONNEAUX
A RESOLUTION
To commend Lee R. Johnson for his brave service in the United States Army during World War II.

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

SENATE RESOLUTION NO. 73—  
BY SENATOR MARIONNEAUX
A RESOLUTION
To commend the Baton Rouge Metropolitan Airport staff for their outstanding efforts to assist Louisiana Honor Air in flights of World War II veterans to visit the World War II Memorial in Washington, D.C.

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

SENATE RESOLUTION NO. 74—  
BY SENATOR JACKSON
A RESOLUTION
To declare June 2, 2009 as AKA Day at the Capitol.

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

SENATE RESOLUTION NO. 75—  
BY SENATOR LONG
A RESOLUTION
To commend Dr. L.R. Collier for 50 years of service to the practice of medicine.

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

SENATE RESOLUTION NO. 76—  
BY SENATOR LONG
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Thomas Mitchell.

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

SENATE RESOLUTION NO. 77—  
BY SENATOR LONG
A RESOLUTION
To commend Philip A. McClung upon being named middle school teacher of the year for the 2009-10 academic year by the Natchitoches Parish School Board.

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

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

SENATE CONCURRENT RESOLUTION NO. 94—  
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to expedite the replacement of “REDUCED SPEED AHEAD” signs with the new speed reduction warning signs on Louisiana roadways.

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

SENATE CONCURRENT RESOLUTION NO. 95—  
BY SENATOR MURRAY
A CONCURRENT RESOLUTION
To commend Overseas Distribution Solutions on its tenth anniversary.

The resolution was read by title. Senator Murray 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 Murray
Amedee Gautreaux N Nevers
Appel Guillory Quinn
Broome Jackson Riser
Claitor Kostelka Shaw
Dorsey Long Smith
Dupre Marionneaux
Total - 23

NAYS

Total - 0

ABSENT

Alario Hebert Morrish
Cheek Heitmeier Mount
Crowe LaFleur Thompson
Donaheu Martin Walsworth
Duplessis McPherson
Gray Evans Morrell
Total - 16

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. 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.

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

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

SENATE RESOLUTION NO. 66—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAIBORNE, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant First Class Caleb Rushing upon his death.

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

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.

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

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.

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

Senate Resolutions on Second Reading, Subject to Call
Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 28 be called from the Calendar.

SENATE RESOLUTION NO. 28—
BY SENATOR MARIONNEAUX
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death in combat of United States Army Sergeant First Class David J. Todd, Jr., in his country’s global war on terrorism.

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 29 be called from the Calendar.

SENATE RESOLUTION NO. 29—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAIBORNE, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
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 Captain Cartize B. Durham upon his death while on active duty in an accidental helicopter crash in Italy.

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 52 be called from the Calendar.

SENATE RESOLUTION NO. 52—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAIBORNE, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
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 Bryan M. Thomas upon his death in combat in Iraq.

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 53 be called from the Calendar.

SENATE RESOLUTION NO. 53—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAIBORNE, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family and loved ones of United States Marine Corps Staff Sergeant Daniel Dupre upon his death in a ground combat mission in support of Operation Iraqi Freedom.

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 54 be called from the Calendar.

SENATE RESOLUTION NO. 54—
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 Bryan M. Thomas upon his death in combat in Iraq.

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

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 66 be called from the Calendar.

SENATE RESOLUTION NO. 66—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILLOREY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLER, LONG, MARTINI, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
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.

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 67 be called from the Calendar.

SENATE RESOLUTION NO. 67—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILLOREY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLER, LONG, MARTINI, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
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.

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

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 68 be called from the Calendar.

SENATE RESOLUTION NO. 68—
BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, GUILLOREY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLER, LONG, MARTINI, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States National Guard Private First Class Dana Carolyn Grafton Zimek upon her death.

On motion of Senator Marionneaux the resolution was read by title and adopted.
Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 61 be called from the Calendar.

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 adopted.

Recess

On motion of Senator Chaisson, the Senate took a recess at 2:35 o'clock P.M. until 2:50 o'clock P.M.

After Recess

The Senate was called to order at 2:50 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President   Duplessis   Morrell
Adley Dupre   Morrish
Alario Gautreaux B   Murray
Amedee Kostelka   Nevers
Appel LаБ Fleur   Shaw
Broome Long   Smith
Claitor Martiny   Walsworth
Crowe McPherson
Donahue Michot
Total - 25

ABSENT

Cheek Guillory   Mount
Dorsey Hebert   Quinn
Erdey Hetemeier   Riser
Gautreaux N   Jackson
Gray Evans Marionneaux
Total - 14

The President of the Senate announced there were 25 Senators present and a quorum.

Senate Business Resumed After Recess

Petitions, Memorials and Communications

The following petitions, memorials and communications were received and read:

STATE OF LOUISIANA
SENATE
June 1, 2009

The Honorable Joel T. Chaisson II
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Letter of Resignation from State Senate District 20

Dear Mr. President:

Pursuant to and in accordance with LA R.S. 18:652 and LA R.S. 24:32, I hereby submit my resignation as the duly-elected member of the Louisiana State Senate representing Senate District Number 20, effective June 30, 2009, at 11:59 p.m. It has been a great honor and privilege to serve the citizens of Lafourche and Terrebonne Parishes and the State of Louisiana.

Sincerely,
REGGIE P. DUPRE, JR.
State Senator - District 20

STATE OF LOUISIANA
PARISH OF TERREBONNE

THUS DONE AND SIGNED, in the presence of the undersigned Notary Public in Houma, Louisiana, on this 1st day of June, 2009.

James R. Dugat
Notary Public
LA Bar Roll No. 4431

Message from the House

CONCURING IN
SENATE CONCURRENT RESOLUTIONS

June 2, 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. 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 without amendments.

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.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 89—
BY SENATOR BROOME AND REPRESENTATIVE HONEY
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.

Reported without amendments.

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.

Reported without amendments.
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.

Reported without amendments.

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

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 96—
BY SENATOR ADLEY
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Newman Trowbridge, Jr., of Lafayette. The resolution was read by title. Senator Adley 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 Morrise
Appel Guillory Nevers
Broome Hebert Quinn
Cheek Heitmeier Riser
Claitor Jackson Shaw
Crowe Kostelka Smith
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre Martiny
Total - 37
NAYS

Total - 0
ABSENT

Morrell Mount
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATOR CROWE AND REPRESENTATIVE CROMER
A CONCURRENT RESOLUTION
To commend the Northshore High School boys baseball team of Slidell, Louisiana, and to congratulate the Panthers on an outstanding 2009 season and their first place finish in the Class 5A state championship. The resolution was read by title. Senator Crowe 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 Morrise
Appel Guillory Nevers
Broome Hebert Quinn
Cheek Heitmeier Riser
Claitor Jackson Shaw
Crowe Kostelka Smith
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre Martiny
Total - 38
NAYS

Total - 0
ABSENT

Mount
Total - 1

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.
20th DAY'S PROCEEDINGS  Page 7  SENATE  June 2, 2009

Senate Concurrent Resolutions on Second Reading

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 referred by the President to the Committee on Education.

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. Senator Crowe moved to adopt the Senate Concurrent Resolution.

ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
</table>
| Mr. President Erdey McPherson | Adley Michot
| Adley Gautreaux B Morrell   | Alario Gautreaux N Morrell |
| Amedee Gray Evans Murray    | Appel Guillory Nevers      |
| Appel Guillory Murray       | Broome Hebert Quinn        |
| Cheek Heitmeier Phillips    | Claitor Jackson Riser      |
| Crowe Kostelka Shaw        | Donahue LaFleur Smith      |
| Dorsey Long Thompson       | Duplessis Marionneaux Walsworth |
| Dupre Martiny              | Total - 38                 |
| Total - 38                 | NAYS                        |
| Total - 0                  | ABSENT                      |

Mount Total - 1

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

Rules Suspended

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

Senate Concurrent Resolutions Just Advanced to a Second Reading

SENATE CONCURRENT RESOLUTION NO. 94—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to expedite the replacement of "REDUCED SPEED AHEAD" signs with the new speed reduction warning signs on Louisiana roadways.

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

ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
</table>
| Mr. President Erdey McPherson | Adley Michot
| Adley Gautreaux B Morrell   | Alario Gautreaux N Morrell |
| Amedee Gray Evans Morrell   | Appel Guillory Nevers       |
| Appel Guillory Murray       | Broome Hebert Quinn         |
| Cheek Heitmeier Quinl       | Claitor Jackson Riser       |
| Crowe Kostelka Shaw        | Donahue LaFleur Smith       |
| Dorsey Long Thompson       | Duplessis Marionneaux Walsworth |
| Dupre Martiny              | Total - 38                 |
| Total - 38                 | NAYS                        |
| Total - 0                  | ABSENT                      |

Mount Total - 1

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 2, 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. 813—
BY REPRESENTATIVE CONNICK
AN ACT
To amend and reenact R.S. 45:200.4, relative to motor vehicle liability policies; to increase the minimal automobile insurance policy limits for public carrier vehicles; and to provide for related matters.

HOUSE BILL NO. 666—
BY REPRESENTATIVE HENRY
AN ACT
To amend and reenact R.S. 32:387(H)(1)(c) and (J)(1) and (2)(a), relative to permits for transportation of sealed containers; to provide for a single-trip permit for a sealed ocean container to be issued for the container rather than the transport vehicle; to require certain information on the permit application form; to provide for transfer of the permit to another vehicle under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 568—
BY REPRESENTATIVE HUTTER
AN ACT
To enact R.S. 17:3129.9 through 3129.15 and R.S. 36:651(BB) and 801.5(C), relative to public postsecondary education institutions; to provide for a comprehensive system of articulation and transfer of credit between and among public education...
To amend and reenact R.S. 14:92.2(A)(2)(c) and R.S. 17:221(A)(1)

HOUSE BILL NO. 731—
BY REPRESENTATIVES DOWNS, ARMES, AUBERT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DOVE, DOWNS, FOIL, GISCLAIR, MICKY, GUILORY, HARDY, HINES, HOFFMANN, KATZ, LITTLE, MILLS, PERRY, PUGH, RITCHIE, ROBIDEAUX, SIMON, SMILEY, and THIBAUT AND SENATORS APPEL, CROWE, KOSTELKA, SMITH, THIBAUT, TUCKER, and WOOTON AND SENATORS APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH, and WALSWORTH

As it relates to habitually absent or tardy students; to provide to the habitual absence and tardiness of students from school; to provide for R.S. 14:92.2(B)(4) and R.S. 17:233(B)(1)(d)(iii) and (iv), all relative to the definition of tardiness and absenteeism of students; to provide for definitions; to require for the effectiveness of the provisions; and to provide for related matters.

HOUSE BILL NO. 785—
BY REPRESENTATIVES AUSTIN BADON, ARMES, BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DOVE, DOWNS, FOIL, GISCLAIR, MICKY, GUILORY, HARDY, HINES, HOFFMANN, KATZ, LITTLE, MILLS, PERRY, PUGH, RITCHIE, ROBIDEAUX, SIMON, SMILEY, and THIBAUT AND SENATORS APPEL, CROWE, KOSTELKA, SMITH, THIBAUT, TUCKER, and WOOTON

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Penalties and minimum conditions of probation for certain violations by parents or legal custodians of such students including fines, school or community service, attendance in parenting classes and family counseling programs, and the suspension of certain licenses; to provide relative to multiple offenses committed by parents or legal guardians; to provide relative to definitions; and to provide for related matters.

HOUSE BILL NO. 741—
BY REPRESENTATIVES AUSTIN BADON, ARMES, BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DOVE, DOWNS, FOIL, GISCLAIR, MICKY, GUILORY, HARDY, HINES, HOFFMANN, KATZ, LITTLE, MILLS, PERRY, PUGH, RITCHIE, ROBIDEAUX, SIMON, SMILEY, and THIBAUT AND SENATORS APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH, and WALSWORTH

To amend and reenact R.S. 17:81.9(A), (B), and (C) and to enact R.S. 17:81.9(L) and (4), relative to hiring procedures for public school employees; to provide relative to procedures and requirements for the disclosure of information regarding certain instances of sexual misconduct, abuse, and neglect committed by applicants for public school employment; to provide that violation of such disclosure requirements by any such applicant shall be a misdemeanor offense; to provide for penalties; to require applicants to sign certain statements prior to being hired; to provide for exceptions; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 772—
BY REPRESENTATIVES WILDCRETE, WILDCRETE, SMITH, JANE SMITH, TEMPLET, THIBAUT, WHITE, AND WILLMOTT

To amend and reenact R.S. 40:1300.1, 1300.2(2) and (4), 1300.3(A), 1300.4(B) and (C) and 1300.5(A) and (B) and to enact R.S. 40:1300.5.1, 1300.5.2, 1300.5.3, 1300.5.4, 1300.5.5, and 1300.5.6, relative to the creation of the Postsecondary Education Comprehensive Review Commission and to provide for its composition, powers, and duties; to provide for the creation of the Postsecondary Education Comprehensive Review Commission; to provide for the creation of the Postsecondary Education Comprehensive Review Commission and to provide for its composition, powers, and duties; to provide for the creation of the Postsecondary Education Comprehensive Review Commission and to provide for its composition, powers, and duties; to provide for the creation of the Postsecondary Education Comprehensive Review Commission and to provide for its composition, powers, and duties; to provide for the creation of the Postsecondary Education Comprehensive Review Commission and to provide for its composition, powers, and duties; to provide for the creation of the Postsecondary Education Comprehensive Review Commission and to provide for its composition, powers, and duties.
HOUSE BILL NO. 657—
BY REPRESENTATIVE DANAHAY
AN ACT
To amend and reenact R.S. 48:755(B)(1) and to enact R.S. 48:755(D), relative to the Parish Transportation Fund; to provide that only certain funds are subject to the Parish Transportation Fund provisions; 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. 666—
BY REPRESENTATIVE HENRY
AN ACT
To amend and reenact R.S. 18:1309(E)(5), 1310(C), and 1335, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code, particularly with respect to voters with special needs; 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. 707—
BY REPRESENTATIVE ROSALIND JONES
AN ACT
To enact Code of Criminal Procedure Articles 881.1(A)(4), 893(E)(4), and 895(B)(3) and R.S. 15:574.4.1(J), relative to criminal sentencing; to authorize the trial court to sentence a defendant to not more than six months in the intensive incarceration program; to provide for the procedure to set aside the conviction and dismiss prosecution in certain cases; to provide for the expungement of criminal records in certain cases; to provide for applicability; to authorize the filing of a motion to reconsider sentence in certain cases; to provide for resentencing in certain cases; 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. 728—
BY REPRESENTATIVE SCHRODER
AN ACT
To amend and reenact R.S. 40:1300.51(3), 2116(B)(1), 2166.2, 2166.3, 2166.4(A), and 2166.7(A), to enact R.S. 40:1300.51(2)(n), 2166.4(H) and (I), and 2166.5(B)(11) and (C)(introductory paragraph), (4), and (5), and to repeal Part V of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2151 through 2163, relative to licensing of adult residential care homes and adult residential care providers; to provide for the review of beds for adult residential care providers; to provide for the criteria for the review of beds for adult residential care providers; to provide for the transfer of licensing authority for adult residential care homes from the Department of Social Services to the Department of Health and Hospitals; to provide for waivers granted to adult residential care facilities; to establish the levels of adult residential care providers; 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. 731—
BY REPRESENTATIVE DOWNS
AN ACT
To amend and reenact R.S. 14:92.2(A)(2)(c) and R.S. 17:221(A)(1) and (2) and Children's Code Article 728(4) and to enact R.S. 14:92.2(B)(4) and R.S. 17:233(B)(1)(d)(iii) and (iv), all relative
to the habitual absence and tardiness of students from school; to provide relative to the crime of improper supervision of a minor as it relates to habitually absent or tardy students; to provide penalties and minimum conditions of probation for certain violations by parents or legal custodians of such students including fines, school or community service, attendance in parenting classes and family counseling programs, and the suspension of certain licenses; to provide relative to multiple offenses committed by parents or legal guardians; to provide relative to definitions; 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. 741—
BY REPRESENTATIVES AUSTIN BADON, ARMES, BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DOVE, DOWNS, FOIL, GISCLAIR, MICKEY GUILORY, HARDY, HINES, HOFFMANN, KATZ, LITTLE, MILLS, PERKIE, PUGH, RITCHIE, ROBIDEAUX, ROY, SIMON, SMILEY, JANE SMITH, THIBAUT, TUCKER, AND WOOTON AND SENATORS APPEL, CROWE, DUFLESSIS, KOSTELKA, LONG, MICHEOT, SMITH, AND WALSWORTH
AN ACT
To amend and reenact R.S. 18:81.9(A), (B), and (C) and to enact R.S. 17:81.9(L) and 430, relative to hiring procedures for public school employees; to provide relative to procedures and requirements for the disclosure of information regarding certain instances of sexual misconduct, abuse, and neglect committed by applicants for public school employment; to provide that violation of such disclosure requirements by any such applicant shall be a misdemeanor offense; to provide for penalties; to require applicants to sign certain statements prior to being hired; to provide for exceptions; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 772—
BY REPRESENTATIVES WILLMOTT, BALDONE, BILLIOT, HENRY BURNS, CHANDLER, DANAHAY, DOERGE, GISCLAIR, GUINN, HARRISON, HAZEL BILL, HOFFMANN, HOWARD, SAM JONES, KATZ, LEVAS, POPE, RICHARD, JANE SMITH, ST. GERMAIN, TUCKER, AND WADDELL
AN ACT
To amend and reenact R.S. 40:1300.1, 1300.2(4), 1300.3(A), 1300.4(B) and (C), and 1300.5(A) and (B) and to enact R.S. 40:1300.5(L), 1300.6(C), 1300.7(4), 1300.8(6) and (H), 1300.9(A), relative to the Health Professional Development Program; to provide for scholarships to medical or dental students who are from rural or urban underserved areas; to restrict scholarship funds to those students who are willing to practice in rural or urban underserved areas; to provide for definitions; to create the Scholarship Awards Committee; to create the Nursing Scholarship Program; 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. 785—
BY REPRESENTATIVE SAM JONES
AN ACT
To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4550.1 through 4550.12, relative to St. Mary Parish; to create and provide for the St. Mary Hydroelectric Authority as a political subdivision within such parish; to provide for the boundaries, governance, and powers and duties of the district; to provide for district funding, including the issuance of bonds and the use of district funds; and to provide for related matters.

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

HOUSE BILL NO. 794—
BY REPRESENTATIVES TUCKER, BALDONE, BILLIOT, BROUSSET, TIM BURNS, CARMOYD, CARTER, CORTEZ, DIXON, DOVE, DOWNS, FANNIN, FOIL, GISCLAIR, GREENE, HARRISON, HENDERSON, HENRY, HINES, ROSALIND JONES, KATZ, LAMBERT, LIGL, LOPINOT, PETERSON, PONTIE, POPE, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, JANE SMITH, TEMPLET, THIBAUT, WHITE, AND WILLMOTT
AN ACT
To enact R.S. 17:3138 and R.S. 36:651(N), relative to a comprehensive review of postsecondary education in Louisiana; to provide for the creation of the Postsecondary Education Review Commission and to provide for its composition, powers, duties, compensation, staffing and support, and funding; to require the commission to conduct a review of postsecondary education in the state and to provide for the scope of the review and a report thereon; 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. 813—
BY REPRESENTATIVE CONNICK
AN ACT
To amend and reenact R.S. 45:200.4, relative to motor vehicle liability policies; to increase the minimal automobile insurance policy limits for public carrier vehicles; 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. 827—
BY REPRESENTATIVE SIMON
AN ACT
To amend and reenact R.S. 18:101(B), 102.1, 106(B) and (C), 114(F)(2), 115(F)(2)(a), 152(C)(4), 425(B)(1), 531(B), 533(A)(1), 564(A), (B)(5), (D), and (E), 1303(F) and (I), 1306(E)(2), 1307(G), 1310(B)(2), 1333, 1334(A)(introductory paragraph) and (1) and (D), to enact R.S. 18:106.1, 1307(H), 1309.3, 1310(C), and 1461(A)(24), and to repeal R.S. 18:1309(E)(5), 1321, 1331, 1332, and 1335, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code, particularly with respect to voters with special needs; to provide relative to the duties of registrars of voters; to provide relative to the registration of voters; to provide relative to changes in registrations; to provide relative to procedures and requirements for voting; to provide relative to commissioner; to provide relative to assistance in voting; to provide relative to application for voting and voting absentee of mail; to provide relative to early election; to provide relative to voting early for certain persons residing in a nursing home; to provide relative to polling places and parish governing authorities duties relative thereto; to remove certain provisions for special programs for physically handicapped voters; to provide relative to election offenses; to provide for penalties; to provide for certain duties of the Louisiana State Law Institute with respect to the revisions; 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.

Message from the House
ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS
June 2, 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:
To direct state agencies to maximize efficiency, minimize waste, and 

HOUSE CONCURRENT RESOLUTION NO. 3—
BY REPRESENTATIVES CROMER AND PEARSON AND SENATORS CROWE AND DONAHUE
A CONCURRENT RESOLUTION
To direct state agencies to maximize efficiency, minimize waste, and save taxpayer dollars, to be prepared to address their efforts in this regard at sunset review hearings and other legislative proceedings, and to deliver an annual report to the House and Senate governmental affairs committees and to direct state agency staff members responsible for monitoring legislation affecting their respective agencies to take immediate notice of this Resolution so that action can begin accordingly.

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

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVES FOIL, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, HARRISON, HENDERSON, HENRY, LANDRY, LIEGER, LIGI, LOPINTO, NOWLIN, PEARSON, PERRY, PONTI, PUGH, RICHARDSON, SCHRODER, SIMON, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT
A CONCURRENT RESOLUTION
To create and establish the Constitutional Convention Study Commission to undertake all necessary study to examine the feasibility and advisability of calling a convention to revise the Constitution of Louisiana and, if a convention is found to be feasible and advisable, to make recommendations to the legislature for calling such a convention.

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals, bureau agency staff members responsible for monitoring legislation affecting their respective agencies to take immediate notice of this Resolution so that action can begin accordingly.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To create the Hudson Initiative Task Force to study the feasibility of offering business opportunities through state procurement and public contracts to small entrepreneurs in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 177—
BY REPRESENTATIVE STAES
A CONCURRENT RESOLUTION
To urge and request the Department of Environmental Quality to perform an audit to study the effects on human health and the environment by the operations of the Lafarge Cement Factory in Gert Town, New Orleans, Louisiana, to cooperatively with local and state entities in relocating the industrial facility so as not to conflict with residential land uses.

HOUSE CONCURRENT RESOLUTION NO. 178—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To urge and request Lafarge North America, Inc. operator of the Lafarge Concrete Factory in Gert Town, New Orleans, Louisiana, to cooperate with local and state entities in relocating the industrial facility so as not to conflict with residential land uses.

HOUSE CONCURRENT RESOLUTION NO. 179—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To urge and request the Department of Environmental Quality to study the effects on human health and the environment by the operations of the Lafarge Cement Factory in Gert Town, New Orleans, Louisiana, and to report findings and recommendations to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality prior to 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 33—
BY REPRESENTATIVE LIEGER
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study charter school use of city, parish, and other local public school system-owned facilities and to submit a written report of its findings and conclusions, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVES HARRISON, BADDON, BILLOT, HENRY BURNS, GISCLAIR, HENDERSON, AND ST. GERMAIN
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to preserve and maintain the exemption from the Safe Drinking Water Act for hydraulic fracturing.

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION
To urge and request the governing authority of each public and state-approved nonpublic high school to collect statistical data relative to students’ anterior cruciate ligament (ACL) injuries, with an emphasis on noncontact ACL injuries, and incorporate exercises from the Prevent Injury and Enhance Performance program (PEP) into athletic training programs as the governing authority deems necessary.

HOUSE CONCURRENT RESOLUTION NO. 142—
BY REPRESENTATIVE NOWLIN
A CONCURRENT RESOLUTION
To direct the Department of Health and Hospitals to develop and submit to the Centers for Medicare and Medicaid Services new waiver or state plan options for a sustainable system of home- and community-based services, to continue to implement approved cost control mechanisms for the Long Term/Personal Care Services Program, the Elderly and Disabled Adults Waiver, and the New Opportunities Waiver, and to provide quarterly progress reports to the House and Senate committees on health and welfare and the Joint Legislative Committee on the Budget.

HOUSE CONCURRENT RESOLUTION NO. 181—
BY REPRESENTATIVES CROMER AND PEARSON AND SENATORS CROWE AND DONAHUE
A CONCURRENT RESOLUTION
To commend the Northshore High School girls swim team upon winning the 2008 Louisiana High School Athletic Association Division 1 state championship.

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

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

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVES FOIL, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, CROMER, DANAHAY, HARRISON, HENDERSON, HENRY, LANDRY, LERIG, LOPINTO, NOWLIN, PEARSON, PERRY, PONTI, PUGH, RICHARDSON, SIMON, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT
A CONCURRENT RESOLUTION
To urge and request the governing authority of each public and state-approved nonpublic high school to collect statistical data relative to students’ anterior cruciate ligament (ACL) injuries, with an emphasis on noncontact ACL injuries, and incorporate exercises from the Prevent Injury and Enhance Performance program (PEP) into athletic training programs as the governing authority deems necessary.

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

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION
To urge and request Lafarge North America, Inc. operator of the Louisiana, to cooperate with local and state entities in relocating the industrial facility so as not to conflict with residential land uses.

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

HOUSE CONCURRENT RESOLUTION NO. 33—
BY REPRESENTATIVE LEGIER
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education not later than sixty days prior to the beginning of the 2010 Regular Session. The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVES HARRISON, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, HENDERSON, AND ST. GERMAIN
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to preserve and maintain the exemption from the Safe Drinking Water Act for hydraulic fracturing.

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

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION
To urge and request the governing authority of each public and state-approved nonpublic high school to collect statistical data relative to students’ anterior cruciate ligament (ACL) injuries, with an emphasis on noncontact ACL injuries, and incorporate exercises from the Prevent Injury and Enhance Performance program (PEP) into athletic training programs as the governing authority deems necessary.

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

HOUSE CONCURRENT RESOLUTION NO. 177—
BY REPRESENTATIVE STIAES
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals, bureau of healthcare financing, to study the use of living wills among Medicaid recipients and report to the House and Senate committees on health and welfare no later than February 1, 2010.

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

HOUSE CONCURRENT RESOLUTION NO. 178—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals, bureau of healthcare financing, to study the use of living wills among Medicaid recipients and report to the House and Senate committees on health and welfare no later than February 1, 2010.

The resolution was read by title and referred by the President to the Committee on Education.
HOUSE CONCURRENT RESOLUTION NO. 179—
BY REPRESENTATIVES HINES
A CONCURRENT RESOLUTION
To urge and request the Department of Environmental Quality to study the effects on human health and the environment by the operations of the Lafarge Cement Factory in Gert Town, New Orleans, Louisiana, and to report findings and recommendations to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality prior to 2010 Regular Session of the Legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 180—
BY REPRESENTATIVE RICHARD
A CONCURRENT RESOLUTION
To urge and request the Board of Regents to conduct a study of the bases and methodology of tuition charges at Louisiana's public postsecondary education institutions, particularly the feasibility and advisability of charging tuition for full-time students based on credit hours, to consider specified issues, to determine the most effective bases and methodology for imposing tuition charges, and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2010 Regular Session of the Legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 181—
BY REPRESENTATIVES CROMER AND PEARSON AND SENATORS CROWE AND DONAHUE
A CONCURRENT RESOLUTION
To commend the Northshore High School girls swim team upon winning the 2008 Louisiana High School Athletic Association Division 1 state championship.

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Mount Total - 1

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

Reports of Committees
The following reports of committees were received and read:

REPORT OF COMMITTEE ON JUDICIARY C

Senator Yvonne Dorsey, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

June 2, 2009

To the President and Members of the Senate:

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

HOUSE BILL NO. 44—
BY REPRESENTATIVES LAFONTA, HARDY, AND STIAES
AN ACT
To enact R.S. 14:95.2.2, relative to offenses affecting the public safety; to create the crime of reckless discharge of a firearm at a parade or demonstration; to provide for definitions; to provide for the elements of the crime; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported with amendments.

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

Reported with amendments.

HOUSE BILL NO. 265—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To amend and reenact R.S. 32:393(A) and (C)(1)(b) and 853(A)(1)(a) and (c)(iii), relative to operator’s records; to provide for the time in which convictions be sent to the Department of Public Safety and Corrections; to provide for the authority to add conviction to driver’s operating record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 266—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 32:393(A) and (C)(1)(b) and 853(A)(1)(a) and (c)(iii), relative to operator’s records; to provide for the time in which convictions be sent to the Department of Public Safety and Corrections; to provide for the authority to add conviction to driver’s operating record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 297—
BY REPRESENTATIVE WHITE
AN ACT
To amend and reenact R.S. 15:1354(A), relative to racketeering; to provide for a minimum mandatory sentence for the crime of racketeering in certain cases involving securities violations; and to provide for related matters.

Reported favorably.
HOUSE BILL NO. 310—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 14:81.3(A), relative to computer-aided solicitation of a minor; to amend the elements of the crime of computer-aided solicitation of a minor; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 588—
BY REPRESENTATIVE LANDRY
AN ACT
To amend and reenact R.S. 15:588, relative to individual access to criminal history information; to authorize an individual or his authorized representative to obtain a certified copy of his criminal history information record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 757—
BY REPRESENTATIVE DIXON
AN ACT
To enact R.S. 14:126.3.1, relative to the unauthorized participation in medical assistance programs; to create the crime of unauthorized participation in medical assistance programs; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 890—
( Substitute for House Bill No. 177 by Representative Mills )
BY REPRESENTATIVES MILLS, CHAMPAGNE, HARDY, HAZEL, LEBAS, LOPINTO, NORTON, PERRY, SCHRODER, WOOTON, ANDERS, BALDONE, BARROW, BURFORD, TIM BURNS, BURRELL, CHANDLER, CORTEZ, DIXON, DOWNS, ELLINGTON, FANNIN, GISCCLAIR, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAFONTA, LIGI, LITTLE, PEARSON, RICHARDSON, RITCHIE, STAENS, TALBOT, WILLIAMS, AND WILLMOSS
AN ACT
To enact R.S. 40:962.1(E), 962.1.1(F), 964(Schedule V)(E), and 1006(E) and (F), and Part X-F of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:962.1(E), 962.1.1(F), 964(Schedule V)(E), and 1006(E) (F), and to repeal R.S. 40:962.1.1(D), and 962.1.2, relative to nonprescription compounds, mixtures, or preparations containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to repeal provisions of law providing for certain dosage forms containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales restrictions; to provide for legislative findings; to provide for a limitation of liability; to provide for a defense for certain violations of the Uniform Controlled Substances Law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 219—
BY REPRESENTATIVE CARMODY
AN ACT
To amend and reenact R.S. 33:1423.1(A), relative to collection and disposition of bonds, fines, fees, licenses, and taxes; to provide for payment by electronic check; to authorize the collection of a fee for electronic check processing; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 340—
BY REPRESENTATIVES HENRY, ARMES, BALDONE, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHANDLER, CROMER, DOVE, DOWNS, ERNST, FANNIN, GEYMANN, GISCLAIR, GREEN, GUINN, HARRISON, HAZEL, HOFFMANN, KLECKLEY, LABRUZZO, LAMBERT, LIGI, LITTLE, MILLS, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SMILEY, GARY SMITH, JANE SMITH, TALBOT, WADDELL, AND WHITE
A JOINT RESOLUTION
Proposing to amend Article I, Section 8 of the Constitution of Louisiana, relative to freedom of religion; to prohibit government infringement of the right of every person to freely express his religious belief; to provide that the right shall not be burdened without the showing of a compelling governmental interest; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 363—
BY REPRESENTATIVES AUBERT AND LANDRY
AN ACT
To amend and reenact Civil Code Articles 2358, 2362.1 through 2364, and 2365 through 2367.2 and R.S. 9:374, to enact Civil Code Article 2367.3, and to repeal Civil Code Article 2364.1, relative to collection and reimbursement between spouses; to provide for a fee for electronic check processing; and to provide for related matters.

Reported favorably.

Respectfully submitted,
YVONNE DORSEY
Chairman

REPORT OF COMMITTEE ON JUDICIARY A

Sen. Julie Quinn, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

June 2, 2009

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 78—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and recommend guidelines on the professional responsibilities, rights and duties of attorneys who represent fiduciaries, such as succession representatives and trustees.

Reported favorably.

ANY CONCURRENT RESOLUTION NO. 304—
BY REPRESENTATIVES MILLS, CHAMPAGNE, HARDY, HAZEL, LEBAS, LOPINTO, NORTON, PERRY, SCHRODER, WOOTON, ANDERS, BALDONE, BARROW, BURFORD, TIM BURNS, BURRELL, CHANDLER, CORTEZ, DIXON, DOWNS, ELLINGTON, FANNIN, GISCCLAIR, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAFONTA, LIGI, LITTLE, PEARSON, RICHARDSON, RITCHIE, STAENS, TALBOT, WILLIAMS, AND WILLMOSS
A JOINT RESOLUTION
Proposing to amend Article I, Section 8 of the Constitution of Louisiana, relative to the freedom of religion; to prohibit government infringement of the right of every person to freely express his religious belief; to provide that the right shall not be burdened without the showing of a compelling governmental interest; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.
movable property; to provide when a claim for reimbursement may be made; to provide for the use of a residence of the spouses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 403—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 10:1-201(b)(5), (6), (15), (16), (21), and (42), R.S. 10:4-104(c)(introductory paragraph), 4-210(c)(introductory paragraph), Chapter 7 of Title 10 of the Louisiana Revised Statutes of 1950, formerly comprised of R.S. 10:7-101 through 7-105, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, 7-601 through 7-603, and 7-701, to be comprised of R.S. 10:7-101 through 7-106, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, and 7-601 through 7-604, 9-102(a)(30), (b), and (d)(7), 9-203(b)(introductory paragraph) and (3)(D), 9-207(c), 9-208(b)(5) and (6), 9-301(3), 9-310(b)(5) and (8), 9-312(e), 9-313(a), 9-314(a) and (b), 9-317(b) and (d), 9-338, and 9-601(b) and to enact R.S. 10:8-103(g) and 9-208(b)(7), relative to warehouses and documents of title; to provide for definitions; to provide for documents of title, warehouse receipts, destination bills, and bills of lading; to provide for rules of negotiability of documents of title; to provide for liens of carriers; to provide for negotiation of documents of title; to provide for lost or missing documents of title; to provide for conforming amendments to other sections of the Uniform Commercial Code; to provide for applicability and retroactivity; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 502—
BY REPRESENTATIVE CORTEZ
AN ACT
To enact Part III-I of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:139 through 139:7, relative to the Louisiana Agricultural Finance Authority; to provide powers of authority; to provide for certain loans and guarantees for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
FRANCIS C. THOMPSON Chairman

Senate Bills and Joint Resolutions on Second Reading
Reported by Committees

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 by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 63 by Senator Dorsey

AMENDMENT NO. 1
On page 2, delete lines 18 through 27, and insert the following in lieu thereof: 

West on Terrace Street from Braddock Street to Napoleon Street; then south on Napoleon Street to E. Harrison Street; then east on E. Harrison Street to Georgia Street; then north on Georgia Street to Braddock Street; then north on Braddock Street to Terrace Street.

AMENDMENT NO. 2
On page 5, line 1, after "F," delete the remainder of the line in its entirety and delete line 2 in its entirety and on line 3, delete "this Subsection, the" and insert in lieu thereof "The"

AMENDMENT NO. 3
On page 5, delete lines 11 through 29 in their entirety and on page 6, delete lines 1 through 12 in their entirety.

AMENDMENT NO. 4
On page 6, line 18, between "date" and "all bonds" insert "of"

On motion of Senator Gray Evans, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.
SENATE BILL NO. 108—
BY SENATORS MARIONNEAUX, CROWE, DUPLESSIS, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, 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 (l), and to repeal R.S. 47:6015(C)(1) and (G), relative to state taxes; to extend the duration of the tax credit through 2014; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 108 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, line 13, change "Louisiana individual and corporation" to "any Louisiana"

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

SENATE BILL NO. 109—
BY SENATORS MARIONNEAUX, CROWE, DUPLESSIS, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT
AN ACT
To amend and reenact R.S. 47:6020.1(A), (B)(1) and (2)(b), (D)(1), (F)(4), and (l), and to repeal R.S. 47:6015(C)(1) and (G), relative to state taxes; to extend the duration of the tax credit through 2014; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 109 by Senator Marionneaux

AMENDMENT NO. 1
On page 2, line 2, delete "individual or corporation" and insert "Louisiana"

AMENDMENT NO. 2
On page 2, line 27, delete "individual" and on line 28, delete "or corporation"

AMENDMENT NO. 3
On page 3, at the end of line 22, delete the semicolon ";" and insert a period "."

AMENDMENT NO. 4
On page 3, at the end of line 23, delete the semicolon ";" and insert a period "."

AMENDMENT NO. 5
On page 3, at the end of line 24, delete the semicolon ";" and insert a period "."

AMENDMENT NO. 6
On page 3, line 26, after "percent" delete the remainder of the line and insert a period .

AMENDMENT NO. 7
On page 4, line 11, after "Business" insert a comma ,

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

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 by the Committee on Transportation, Highways and Public Works. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO.— (Substitute of Senate Bill No. 153 by Senator Morrell)
BY SENATOR MORRELL
AN ACT
To enact R.S. 38:330.14, relative to the non-flood protection assets of the Orleans Levee District; to provide 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.

Be it enacted by the Legislature of Louisiana:
Section 1. R.S. 38:330.14 is hereby enacted to read as follows:

A. The non-flood protection asset management commission, herein referred to as the "commission," is hereby created in order to provide a thorough management plan for all non-flood protection assets of the Orleans Levee District.
B. The commission shall be composed of the following members:
(1) Three members from the board of commissioners of the Southeast Louisiana Flood Protection Authority-East.
(2) The executive director of the Orleans Levee District.
(3) One member from the board of directors for the Orleans Marina, appointed by such board.
(4) The director of aviation for the New Orleans Lakefront Airport.
(5) The state senator whose senatorial district is defined by R.S. 24:35.1(3).
(6) The state senator whose senatorial district is defined by R.S. 24:35.1(4).
(7) One member from each of the neighborhood associations adjacent to each of the non-flood protection assets.
(8) The secretary of the Department of Transportation and Development, or his designee.
(9) The commissioner of administration, or his designee.
(10) The director of the office of Coastal Protection and Restoration, or his designee.
C. The member serving pursuant to Subsection (B)(5) of this Section shall be notified of the members who are appointed and he shall call the first meeting of the commission no later than August 15, 2009. The commission shall hold a minimum of three additional meetings no later than February 1, 2010. Each meeting
of the commission shall be open to the public and shall be convened in a location easily accessible to the general public.

D. All appointments to the commission shall be submitted to the member serving pursuant to Subsection (B)(5) of this Section who shall call the first meeting of the commission no later than August 15, 2009. The commission shall hold three additional meetings no later than February 1, 2010. Each meeting of the commission shall be open to the public and shall be convened in a location easily accessible to the general public.

E. The commission shall submit an interim report to the Senate Committee on Transportation, Highways, and Public Works no later than March 15, 2010. Such report shall detail a proposed procedure and process for the operation, maintenance, sale, lease, or transfer of any facility or improvement which is managed or controlled by the Orleans Levee District.

F. The commission shall submit its final report to the Senate Committee on Transportation, Highways, and Public Works no later than February 1, 2011. Such report shall detail the final procedure and process for the operation, maintenance, sale, lease, or transfer of any facility or improvement which is managed or controlled by the Orleans Levee District.

G. The commission shall be abolished no later than March 1, 2011.

Section 2. This Act shall become effective on July 1, 2009.

On motion of Senator McPherson, the committee substitute bill was adopted and becomes Senate Bill No. 350 by Senator Morrell, substitute for Senate Bill No. 153 by Senator Morrell.

SENATE BILL NO. 350— (Substitute of Senate Bill No. 153 by Senator Morrell)
BY SENATOR MORRELL
AN ACT
To enact R.S. 38:330.14, relative to the non-flood protection assets of the Orleans Levee District; to create and provide relative to a non-flood protection management commission; to provide for the composition of the commission; to provide for the meetings of the commission; to provide for submittal of the plan from the commission; to provide for an effective date; and to provide for related matters.

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

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 effective date.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Kostelka, the bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 228—
BY SENATOR GRAY EVANS
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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 228 by Senator Gray Evans

AMENDMENT NO. 1
On page 1, line 2, change "R.S. 47:297.8(C)" to "R.S. 47:297.13"

AMENDMENT NO. 2
On page 1, line 3, change "or" to "who are also"

AMENDMENT NO. 3
On page 1, line 6, change "R.S. 47:297.8(C)" to "R.S. 47:297.13"

AMENDMENT NO. 4
On page 1, delete lines 7 and 8, and insert: "§297.13, Housing credit for low-income homeowners"

AMENDMENT NO. 5
On page 1, line 9, change "C." to "A."

AMENDMENT NO. 6
On page 1, line 10, after "homeowners" change "and" to "who are also"

AMENDMENT NO. 7
On page 1, line 11, delete "not residing in subsidized housing" and change "needs to" to "needs for"

AMENDMENT NO. 8
On page 1, line 14, change "Subsection" to "Section"

AMENDMENT NO. 9
On page 1, delete line 17, and insert "the taxpayer's primary residence."

AMENDMENT NO. 10
On page 2, delete lines 1 through 4, and insert: "(b) "Housing costs" means the expenses of mortgage, rent, property insurance, property taxes, and utilities."

AMENDMENT NO. 11
On page 2, line 6, change "two hundred" to "two hundred fifty"

AMENDMENT NO. 12
On page 2, delete lines 8 through 13

AMENDMENT NO. 13
On page 2, delete line T4, and insert "B. For tax"

AMENDMENT NO. 14
On page 2, line 16, after "Chapter" delete the remainder of the line, delete lines 17 through 21, and insert: "for a homeowner who is also a residential lessee, and who meets the income criteria provided for in Subparagraph (A)(2)(c) of this Section, not to exceed three hundred thirty dollars per tax year."

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 Marionneaux, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 235—
BY SENATOR N. GAUTREAUX
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 by the Committee on Local and Municipal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 235 by Senator N. Gautreaux

**AMENDMENT NO. 1**

On page 1, delete line 9

**AMENDMENT NO. 2**

On page 2, line 3, between “immediately,” and “The board” insert “The term of the police chief shall be concurrent with that of the mayor and board of aldermen.”

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

**SENATE BILL NO. 252—**

BY SENATOR WALSWORTH

**AN ACT**

To enact Chapter 39-C of Title 51 of the Louisiana Revised Statutes and passed to a third reading.

**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 by the Committee on Transportation, Highways and Public Works. The bill was read by title; the committee substitute bill was read.

**SENATE BILL NO.— (Substitute of Senate Bill No. 258 by Senator McPherson)**

BY SENATOR MCPHERSON

**AN ACT**

To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) 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; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) are hereby amended and reenacted to read as follows:

§250.3. Design-build contracts; qualifications of design-build entities; public announcement procedures; letters of interest; selection of short list; bid proposals by competitors; technical review committee; qualifications evaluation committee; proposal review committee; selection and process of award

* * *

B. Each design-builder shall employ, or have as a partner, member, coventurer, or subcontractor persons or a firm with persons who are duly licensed and registered to provide the services required to complete the project and do business in this state. The standard professional engineer and land surveyor qualifications as provided for in R.S. 37:681 et seq., the rules and regulations of the Louisiana Professional Engineering and Land Surveying Board, and the department’s standard technical qualification requirements for firms providing professional engineering and land surveying services as provided for in R.S. 48:250 shall apply to the components providing design services, and the standard contractor qualifications as provided for in R.S. 37:2150 et seq., and the current rules and regulations of the State Licensing Board for Contractors shall apply to the component providing construction services utilized by the design-builder, based upon the applicable categories for the specific project. All registrations and licenses for each component shall be obtained prior to or concurrent with award of the project to the selected design-builder by the department.

A notice of intent to request letters of interest for a design-build project shall be distributed by the department through the department’s Internet homepage, and by other means to ensure adequate response, including newspapers, trade journals, and other forms of media which may be appropriate for specialty services. All notices of intent shall be advertised a minimum of thirty days prior to the deadline for receipt of responses and shall contain a brief description of the project, the required scope of
services, and sufficient information for a design-builder to determine its interest and to enable it to submit a letter of interest. The department may readvertise the notice of intent using additional media or publications in an attempt to solicit additional responses if the number of responses received by the department is inadequate.

(2) (a) The department may use a private design professional to develop the description of the project and the required scope of services; however, if the department uses a private design professional, the resulting design services shall be selected in accordance with the provisions of R.S. 40:291(A).

(b) The description of the project and the required scope of services shall include design criteria, analyses, reports, and cost estimates for the design-build project as prepared by a private design professional on behalf of the department.

D. The department shall provide a request for a qualifications package "Request for Qualifications" (RFQ) to design-builders who submit a letter of interest. The department shall identify all required information in the request for qualifications package and include a schedule for commencement and preliminary design concepts, construction sequencing, techniques, and nationally recognized design-build experts to serve as committee members to score each technical element of the project. The completed response form and any other required information shall be transmitted to the department by the responding design-builder by the deadline to submit such forms and information as provided in the request for qualifications package. Any response failing to meet all of the requirements contained in the request for qualifications package shall be considered inadequate by the department. False or misrepresented information furnished in response to a request for qualifications package shall be grounds for rejection by the department.

E. (1) A primary The chief engineer, with concurrence of the secretary, shall establish a design-build qualifications evaluation committee whose membership is provided for in R.S. 40:291(A). The evaluation committee shall present its short list to the department. The response to a the request for qualifications package shall include statements of qualification by credentials and experience of design component members for the areas of expertise specific to the project and statements of qualification by experience and resources of the construction team component. The completed response form and any other required information shall be transmitted to the department by the responding design-builder by the deadline to submit such forms and information as provided in the request for qualifications package. The schedule and price proposal shall be determined by the following formula: Adjusted Score = Price Bid divided by Time Value. Time Value is not used, the Adjusted Score shall be determined by the following formula: Adjusted Score = Price Bid divided by Time Value + (2) (a) The primary qualifications evaluation committee shall evaluate the qualifications of responding entities design-builders on the basis of the criteria identified in the request for qualifications and set forth in this Subsection and shall select a short list of not fewer than three and not more than five of the highest rated entities in a number to be determined by the department; however, if fewer than three responses are received, the secretary or designated representative may approve proceeding with the design-build process. The primary qualifications evaluation committee may, at its discretion, be assisted by other department personnel in its evaluation of an entity's qualifications. The primary design-build qualifications evaluation committee shall present its short list to the chief engineer for recommendation to the secretary. The short-listed entities shall be invited by the secretary or designated representative to submit a detailed technical and cost proposal for the design-build project. The invitation from the secretary to the short-listed entities shall specify a deadline for submission of such proposal.

F. (1) Depending upon the complexity of the project and the degree of flexibility in the approach to design and construction methods, the specific requirements of the technical proposal shall be identified by the department to the entities making the short list by means of a "Scope of Services Package Request for Proposal (RFP)". Generally, the "Request for Proposal (RFP)" proposal shall include discussions of request design strategy and preliminary design concepts, construction sequencing, techniques, materials, and methods, the schedule for commencement and completion of all phases of work, and a lump sum cost for all services in fulfillment of the requirements and within the constraints of the "Scope of Services Package: "Request for Proposal".

(2) For more complex projects and projects with scopes which permit flexibility and innovation in the design and construction approach, the department may compensate unsuccessful and responsive short-listed entities design-builders for the expense of preparing the technical proposal. The amount of compensation to be paid, if any, for the technical proposal shall be predetermined by the department and shall be included in the department's "Scope of Services Package request for proposal (RFP)". The department may by change use concepts submitted by any paid compensated short-listed entity to design and construct the project design-build proposers.

G. The chief engineer, with concurrence of the secretary, shall establish a technical proposal review committee for evaluation of design-build proposals. The technical proposal review committee shall include representatives from the construction, road design, design-build, and planning sections of the department be identified in the "request for proposals (RFP)". The technical proposal review committee, with the concurrence of the secretary, shall assign a project manager, who shall become the chairman of the technical proposal review committee for the project. The technical proposal review committee, including the project manager, shall identify technical elements of the project, depending on the characteristics of the project, to be included in the technical score. Additionally, the chief engineer, with concurrence of the secretary, may select additional department engineering and technical experts, and nationally recognized design-build experts to serve as committee members to score each technical element of the project. Members of the technical proposal review committee shall not have served as members of the primary qualifications evaluation committee. Each member of the technical proposal review committee shall make his scoring of assigned elements available for public review. Such scores shall be considered public record.

H. (1) An adjusted score approach shall be used by the department in determining the winning proposal. An adjusted score shall be determined using the following three components:

(a) The technical score determined by the technical proposal review committee. Weighing factors may be assigned to each element depending on its relative magnitude or significance to the overall project. Each technical proposal review committee member shall rate his assigned element of the proposal from each of the entities on the short list and shall submit such scores to the chairman of the technical proposal review committee. The chairman of the technical proposal review committee shall not be made known to the technical proposal review committee during the scoring process. The chairman of the technical proposal review committee shall adjust the scores for any applicable weighing factors and shall determine the total technical score for each proposal.

(b) The time value, consisting of the product of the proposed contract time expressed in calendar days multiplied by the value-per-calendar-day expressed in dollars established by the department and included in the request for proposal "Scope of Services Package".

(2) The winning proposal shall be the proposal with the lowest adjusted score. The adjusted score for each entity's design-build proposal shall be determined by the following formula: Adjusted Score = (Price Bid + Time Value) divided by Technical Score. If the Time Value is not used, the Adjusted Score shall be determined by the following formula: Adjusted Score = Price Bid divided by Technical Score.

Section 2. R.S. 48:250.4 is hereby repealed.

Section 3. 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 Art. 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 McPherson, the committee substitute bill was adopted and becomes Senate Bill No. 351 by Senator McPherson, substitute for Senate Bill No. 258 by Senator McPherson.

SENATE BILL NO. 351— (Substitute of Senate Bill No. 258 by Senator McPherson)

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) 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; and to provide for related matters.

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

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 by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 270 by Senator Long

AMENDMENT NO. 1

On page 1, delete line 17 and insert in lieu thereof the following: "provisions of R.S. 22:996 and 1021."

AMENDMENT NO. 2

On page 2, delete line 1 in its entirety.

AMENDMENT NO. 3

On page 2, line 19, after "pediatricians," delete the remainder of the line and delete lines 20 through 22 in their entirety

AMENDMENT NO. 4

On page 2, line 26, change "physicians," to "physicians, with the exception of chiropractic physicians. A health insurance issuer may apply the same lower copayments for services provided by physician extenders such as physician assistants and nurse practitioners."

AMENDMENT NO. 5

On page 3, between lines 1 and 2, insert the following: "E. Implementation of the provisions of the Section shall have no effect on the total rate of reimbursement specified in an agreement between a health issuer and a health care provider."

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

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 by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 279 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 4, after "shelters;" delete "to create"

AMENDMENT NO. 2

On page 1, line 5, delete "the Shelter Inventory Committee;"

AMENDMENT NO. 3


AMENDMENT NO. 4

On page 1, line 1, delete "local office of the Governor's" and insert "director of the parish"

AMENDMENT NO. 5

On page 2, line 5, after "of," delete the remainder of the line and insert the following: "Any public facility that is the recipient of retrofitting or hardening construction that is funded from monies appropriated by the state or federal government for purposes of being used as a shelter, shall make such facility available for use as a public evacuation shelter at the request of the director of the Governor's Office of Homeland Security and Emergency Preparedness. Public facilities shall include all schools, postsecondary education facilities, and other facilities owned or leased by the state or local governments, excluding hospitals or nursing homes, that meet the minimum standards for use as an emergency shelter."

D. The Governor's Office of Homeland Security and Emergency Preparedness shall select from an inventory list of those facilities recommended by the directors of the parish offices of Homeland Security and Emergency Preparedness for retrofitting those public facilities that, with reasonable hardening or retrofitting modifications, would accelerate the state and local efforts to reduce the deficit in shelter space."

AMENDMENT NO. 6

On page 2, delete lines 6 through 24

AMENDMENT NO. 7

On page 2, line 25, change "D."

AMENDMENT NO. 8

On page 3, delete lines 6 through 24

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

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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 289 by Senator Appel
AMS ENED NO. 1
On page 1, line 2, after "reenact R.S. 47:463.61" insert "(C), (D), and"

AMENDMENT NO. 2
On page 1, line 4, after "Life" insert a quotation mark ""

AMENDMENT NO. 3
On page 1, delete lines 7 and 8, and insert:
"Section 1. R.S. 47:463.61(C), (D), and (E) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4
On page 1, line 9, delete "fund;"

AMENDMENT NO. 5
On page 1, line 10, change "funds" to "royalty fees"

AMENDMENT NO. 6
On page 1, between lines 11 and 12, insert:
"C. The royalty fee for this special prestige plate shall be a royalty fee of twenty-five dollars, in addition to the regular motor vehicle license fee provided in R.S. 47:463, to be distributed in the manner set forth in Subsection F of this Section and a three dollar and fifty cent handling fee to be retained by the department to offset a portion of administrative costs.

D. (1) The department shall collect the royalty fee for the prestige license plate and forward each quarter shall disburse the royalty fee to the state treasurer for immediate deposit in the state treasury the Louisiana Right to Life Education Committee.

(2) In addition, the Choose Life Fund in the state treasury is hereby abolished as of July 1, 2009, and the state treasurer shall transfer any remaining money in the fund to the Escrow Fund and the money shall be appropriated or otherwise distributed to the Louisiana Right to Life Education Committee for use in accordance with this Section."

AMENDMENT NO. 7
On page 1, line 12, after "E." insert "(1)"

AMENDMENT NO. 8
On page 2, delete lines 16 through 29, on page 3, delete lines 1 and 2, and insert: The Louisiana Right to Life Education Committee shall distribute the money to qualified organizations according to Paragraph (2) of this Subsection. The Louisiana Right to Life Education Committee may reserve or expend up to five percent of the money received pursuant to this Section for promotion and marketing of the plate and for administrative costs relative to
distribution of the money.

AMENDMENT NO. 9
On page 3, line 8, after "demonstrate" insert "that"

AMENDMENT NO. 10
On page 3, line 10, delete "deposited into the fund"

AMENDMENT NO. 11
On page 3, between lines 20 and 21, insert:
"Section 2. R.S. 463.61(F), (G), and (H) are hereby repealed."

AMENDMENT NO. 12
On page 4, delete lines 3 through 9, and insert:
"Section 3. This Act shall become effective on July 1, 2009; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later."

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

SENATE BILL NO. 320—
BY SENATOR ALARIO

AMENDMENTS
Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 320 by Senator Alario

AMENDMENT NO. 1
On page 1, line 4, after "R.S. 30:2455" delete the remainder of the line and insert "and the introductory paragraph of 2456(A), R.S. 36:401(C)(1)(b)(i), 405(A)(1)(b), and 642(D)(2), R.S."

AMENDMENT NO. 2
On page 1, line 5, after "," and before "and R.S." insert "R.S. 46:2122, 2123, and 2124(A) and (B),"

AMENDMENT NO. 3
On page 1, at the beginning of line 7, delete "239(I)" insert "408(I), 409(C)(10), 477(C)(3), and 651(BB)

AMENDMENT NO. 4
On page 4, line 22, after "R.S. 30:2455" delete "is" and insert "and the introductory paragraph of 2456(A) are"

AMENDMENT NO. 5
On page 4, line 25, change "Department of Environmental Quality" to "Department of Public Safety and Corrections, Public Safety Services"

AMENDMENT NO. 6
On page 4, after line 29, insert the following: "§2456. General powers and duties of the coordinator
A. The coordinator, under the direction and control of the
deputy secretary for public safety services, shall:"

AMENDMENT NO. 7
On page 5, line 1, change "R.S. 36:53(H)" is to "R.S. 36:401(C)(1)(b)(i), 405(A)(1)(b), and 642(D)(2) are"

AMENDMENT NO. 8
On page 5, at the beginning of line 2, delete "239(I), and 477(C)(3)" and insert "408(I), 409(C)(10), 477(C)(3), and 651(BB)

AMENDMENT NO. 9
On page 5, delete lines 14 through 29, and on page 6, delete lines 1 and 2
AMENDMENT NO. 10
On page 6, between lines 2 and 3, insert the following:

§401. Department of Public Safety and Corrections; public safety services; corrections services; youth services; creation; domicile; composition; purposes and functions

C.(1) * * *

C.(2) Public safety services shall include the office of management and finance for public safety services, the office of state police, the office of legal affairs, the office of motor vehicles, and the office of state fire marshal, code enforcement and building safety, and the office of the Louisiana oil spill coordinator and shall also include the deputy secretary of public safety services, the assistant secretaries of the offices, and personnel necessary to carry out their functions.

§405. Deputy secretaries for public safety services, corrections services, and youth services

A.(1) There shall be a deputy secretary for public safety services and a deputy secretary for corrections services. Each shall be appointed by the secretary and serve at the pleasure of the secretary at a salary fixed by the secretary, which salary shall not exceed the amount approved for such position by the legislature while in session. Each appointment by the secretary shall be submitted to the Senate for confirmation. The duties and functions of the deputy secretaries provided for in this Subsection shall be determined and assigned by the secretary, except that:

(b) Public safety services, including the office of state police, the office of legal affairs, the office of motor vehicles, the office of state fire marshal, code enforcement and building safety, the office of the Louisiana oil spill coordinator and shall also include the deputy secretary of public safety services, the assistant secretaries of the offices, and personnel necessary to carry out their functions.

AMENDMENT NO. 11
On page 6, between lines 8 and 9, insert the following:

§642. Department of Education; creation; domicile; composition; purposes and functions

D. * * *

(2) The Louisiana Student Financial Assistance Commission within the Board of Regents, as provided by law, shall be responsible for the supervision, control, direction, and administration of the state programs on higher education financial assistance and the scholarship programs transferred to it.

§651. Transfer of boards, commissions, departments, and agencies to Department of Education; boards, commissions, and agencies within Department of Education

BB. The Louisiana Student Financial Assistance Commission (R.S. 77:3021 - 3048.7) is placed within the Board of Regents and shall exercise and perform its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with the provisions of R.S. 36:801.1.
20th DAY'S PROCEEDINGS

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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 338 by Senator Gray Evans

AMENDMENT NO. 1
On page 1, line 2, change "amend and reenact R.S. 47:305.59" to "enact R.S. 47:305.62"

AMENDMENT NO. 2
On page 1, line 4, between "organizations;" and "and" insert "to limit the amount of exemptions granted on a calendar year basis;"

AMENDMENT NO. 3
On page 1, line 6, change "R.S. 47:305.59 is hereby amended and reenacted" to "R.S. 47:305.62 is hereby enacted"

AMENDMENT NO. 4
On page 1, delete lines 7 through 12, and insert the following:

"§305.62. Exemption; charitable residential construction, rehabilitation, and renovation; limitation
A. The sales and use tax imposed by the state of Louisiana and all of its tax authorities shall not apply to the sale of construction materials to Hands on New Orleans and Rebuilding Together New Orleans covenant partners located in this state when such materials are intended for use in either constructing, rehabilitating, or renovating residential dwellings in this state which were destroyed or damaged by Hurricane Katrina or Hurricane Rita.
B. No more than five hundred thousand dollars of state and local exemptions authorized pursuant to this Section shall be granted in any calendar year.
C. The secretary of the Department of Revenue shall promulgate rules and regulations necessary to implement the provisions of this Section."

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

SENATE BILL NO. 343—
BY SENATORS CROWE AND SHAW
AN ACT
To amend and reenact R.S. 47:6007(B)(5) and to enact R.S. 47:6007(G) and (H),

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 343 by Senator Crowe

AMENDMENT NO. 1
On page 1, delete lines 2 and 3, and insert: "To amend and reenact R.S. 47:6007(B)(5) and to enact R.S. 47:6007(G) and (H),"

AMENDMENT NO. 2
On page 1, line 5, after "produce" delete the remainder of the line, delete line 6, and insert: "certain motion pictures; and"

AMENDMENT NO. 3
On page 1, delete lines 9 through 11, and insert: "Section 1. R.S. 47:6007(B)(5) is hereby amended and reenacted and R.S. 47:6007(G) and (H) are hereby enacted to read as follows:"

AMENDMENT NO. 4
On page 1, delete lines 16 and 17, delete pages 2 and 3, on page 4, delete lines 1 through 18, and insert:

"(5) "Motion picture" means a nationally distributed feature-length film, video, television series, or commercial made in Louisiana, in whole or in part, for theatrical or television viewing or as a television pilot. The term "motion picture" shall not include the production of television coverage of news and athletic events or a production for which records are required to be maintained pursuant to 18 U.S.C. § 2257."

AMENDMENT NO. 5
On page 4, delete lines 23 through 25

AMENDMENT NO. 6
On page 4, line 26, change "(b)" to "(a)"

AMENDMENT NO. 7
On page 4, line 27, after "company" delete the remainder of the line and delete line 28 and insert: "produces a production for which records are required to be maintained pursuant to 18 U.S.C. § 2257."

AMENDMENT NO. 8
On page 5, line 11, after "friendly production," insert "(a)"

AMENDMENT NO. 9
On page 5, after line 19, insert:

"(b) For purposes of this Subsection, "family-friendly production" shall mean a state-certified production which is determined to be "G-rated" by the Motion Picture Association of America and is, thereby, deemed appropriate for general audiences."

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

House Bills and Joint Resolutions
on Second Reading
Reported by Committees

HOUSE BILL NO. 59—
BY REPRESENTATIVES RICHARDSON, AUBERT, BARROW, BILLIOT, BURRELL, CARMODY, CARTER, CHAMPAGNE, DANAHAY, HILL, GIROD JACKSON, SAN 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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 96 by Representative Pearson

AMENDMENT NO. 1
On page 2, line 6, delete "all prior" and after "adjustments" insert "paid pursuant to this Section, but exclusive of cost-of-living adjustments paid pursuant to any other provision of law"

AMENDMENT NO. 2
On page 2, line 12, delete "all prior"

AMENDMENT NO. 3
On page 2, line 13, after "adjustments" insert "paid pursuant to this Section, but exclusive of cost-of-living adjustments paid pursuant to any other provision of law"

AMENDMENT NO. 4
On page 2, line 20 change "Participant" to "participant"

AMENDMENT NO. 5
On page 2, line 27, delete "July first of each year" and insert in lieu thereof "annually on the retirement anniversary date of the retiree" and change "retirees" to "any retiree"

AMENDMENT NO. 6
On page 2, at the beginning of line 28 change "are" to "is"

On motion of Senator B. Gautreaux, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 112—
BY REPRESENTATIVE MONTOUCET
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 by the Committee on Retirement. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 115—
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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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

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

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

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

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

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.
To amend and reenact R.S. 39:551.10(B) and (C), relative to Jackson Legislative Bureau. The bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Insurance. Amendments proposed by Senate Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 185 by Representative Cortez

AMENDMENT NO. 1
On page 1, line 4, change "an impending" to "a"

AMENDMENT NO. 2
On page 1, line 13, change "an impending" to "a"

On motion of Senator Hebert, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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 favorably by the Committee on Insurance. Amendments proposed by Senate Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 188—
BY REPRESENTATIVES EDWARDS, AUBERT, BILLIOT, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAIGNE, 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 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 by the Committee on Senate and Governmental Affairs. The bill was read by title and referred to the Legislative Bureau.

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 with amendments by the Committee on Transportation, Highways and Public Works.
SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 353 by Representative Monica

AMENDMENT NO. 1
On page 1, delete lines 3 and 4, and insert: "contracts; to increase the contract limit for public work contracts; and to provide for related matters."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Retirement. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 368—
BY REPRESENTATIVES BURRELL, AUBERT, AUSTIN BADON, BARRY, DIXON, ELLINGTON, HARDY, HAZEL, HINES, GIROD JACKSON, MICHAEL JACKSON, KATZ, LAPONTE, LEBAS, LIGI, PATRICIA SMITH, ST. GERMAIN, AND WILMOTT
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 by the Committee on Health and Welfare. The bill was read by title and referred to the Legislative Bureau.

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

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 prelicensing or continuing education provider applications; to provide relative to fees collected for review of prelicensing course or continuing education program applications; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 401—
BY REPRESENTATIVE PEARSON
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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 406 by Representative Pearson

AMENDMENT NO. 1
On page 1, line 11, after "(9)" insert "and 1050(H)(3)"

AMENDMENT NO. 2
On page 1, line 8, after "circumstances;" insert "to provide for exceptions to the required coverage of autism spectrum disorders in individuals less than seventeen years of age;"

AMENDMENT NO. 3
On page 1, line 11, after "(9)" insert "and 1050(H)(3)"

AMENDMENT NO. 4
On page 6, after line 14, insert the following:

§1050. Requirement for coverage of diagnosis and treatment of autism spectrum disorders in individuals less than seventeen years of age

*   *   *

H. The provisions of this Section shall not apply to:

*   *   *

3) Individually underwritten, guaranteed renewable limited benefit health insurance policies.

On motion of Senator Hebert, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.
HOUSE BILL NO. 437—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 32:668(A)(introductory paragraph) and (2) and to enact R.S. 32:1332(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 by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 444—
BY REPRESENTATIVES PERRY, BALDONÉ, HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FOIL, GISCLAIR, MICKEY GUILLORY, LITTLE, MILLS, PEARSON, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, AND SENATORS AMEDEE, CHAISSON, CHEEK, CROWE, DUPLESSIS, 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 driver's license suspension; to provide for scope of administrative hearings related to driver's license suspension; and to provide for related matters.

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

SENEATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 449 by Representative Anders

AMENDMENT NO. 1
On page 1, delete line 9 and insert "37:1049(7)" before "and (e)"

AMENDMENT NO. 2
On page 1, line 15, before "are" delete "and 1063.1(C)(introductory paragraph)" and insert "1063.1(C)(introductory paragraph), and 1064"

AMENDMENT NO. 3
On page 1, line 16, after "37:1048(6)(c)" and before "and" delete "", (d), and (e)"

AMENDMENT NO. 4
On page 2, delete line 6 through 22 in their entirety

AMENDMENT NO. 5
On page 2, delete line 3 in its entirety and insert "1052, 1063.1(C)(introductory paragraph), and 1064, and to enact R.S. 37:1048(6)(c)."

AMENDMENT NO. 6
On page 3, line 3, insert "1064. Injunction Enforcement; penalty; attorney fees; costs"

A. The board, through its president, on motion in any court of competent jurisdiction, may cause to issue an injunction to enjoin any person from practicing optometry or violating any other Section or provision of this Chapter. This injunction shall not be subject to being released upon bond. The board may employ or retain legal counsel to represent the state and the board and to appear in the courts and before agencies of this state, or the courts and agencies of the United States, and of other states to carry out the purposes of this Chapter.

B. In the suit for an injunction, the board, through its president, may demand and the court may assess, in addition to the injunction, a penalty of not more than five thousand dollars, reasonable attorney fees, and costs of court. This judgment for penalty, attorney fees, and costs may be rendered in the same judgment in which the injunction is made absolute and shall be payable to the board. The board, through its president, may bring an action in the court having jurisdiction whenever the board has evidence that any person has engaged, is engaged, or is about to engage in any acts or practices constituting a violation of this Chapter or of any rule, regulation, or order of the board issued thereunder to enjoin such acts or practices, or to enforce compliance with this Chapter or any rule, regulation, decision or order of the board. The relief sought by the board may include a mandatory injunction commanding any person to comply with this Chapter or any rule, regulation, decision or order of the board, and to make restitution of money received in violation of any such rule, regulation, decision or order, and for all costs of enforcement, including court costs, deposition, and other discovery costs, and reasonable attorney fees incurred by the board to enjoin such acts or practices and to enforce compliance with this Chapter or any rule, regulation, decision or order of the board. Upon a proper showing a temporary restraining order or a preliminary or permanent injunction shall be granted without bond. In a suit for an injunction, the board, through its president, may demand and the court may assess, in addition to the injunction, a penalty of not more than five thousand dollars, which may be rendered in the same judgment in which the injunction is made absolute and shall be payable to the board. A trial of this proceeding shall be summary, with preference over ordinary proceedings, and tried by a judge without a jury. A violation of an injunction shall be considered contempt of court and shall be punished accordingly.
C. Any person adversely affected by a rule or decision of the board shall have standing in a court of competent jurisdiction to seek an injunction against enforcement of the rule or decision. If the court finds that the rule or decision is illegal, it shall issue an injunction against the board and may assess reasonable attorney fees and costs of court. The judgment for attorney fees and costs may be rendered in the same judgment in which the injunction is made absolute and shall be made payable by the board. The board, through its president, may file civil proceedings to collect civil penalties imposed by the board as a result of an investigation or other administrative proceeding which indicates that a violation of this Chapter or of any rule or regulation of the board has occurred which is subject to civil penalties, or upon the failure of any person, firm, association, corporation, limited liability company, or trust to timely pay any civil penalty imposed by the board when due. The board shall be authorized to and shall be entitled to recover, from such party all costs of collection, including court costs, deposition, and other discovery costs, and reasonable attorney fees incurred by the board in collecting such civil penalty. A judgment of a district court assessing civil penalties may be appealed suspensively to the appropriate court of appeal according to the provisions of the Louisiana Code of Civil Procedure. A judgment assessing civil penalties shall become executory when all delays for appeal have expired according to the Louisiana Code of Civil Procedure, and may be enforced as any other money judgment and shall be payable to the board. A trial of this proceeding shall be summary, with preference over ordinary proceedings, and tried by a judge without a jury.

D. The trial of this proceeding shall be summary, with preference over ordinary proceedings, and tried by a judge without a jury. The board, through its president, may transmit such evidence as may be available concerning acts or practices or concerning apparent violations of this Chapter or of any rule, regulation, decision or order of the board, to the district attorney having jurisdiction over such acts, practices, and violations, who, in his or her discretion, may institute criminal proceedings.

E. A violation of the injunction shall be considered as contempt of court and punished accordingly.

F. Any action brought pursuant to this Section shall be in addition to and not in lieu of any penalty provided by this Chapter and may be brought concurrently with other actions to enforce this Chapter.

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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 authorize and provide for the governance, powers, duties, and funding of the district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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

HOUSE BILL NO. 503—
BY REPRESENTATIVE MONTUCET
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(1)(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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 526—
BY REPRESENTATIVE CHANDLER
AN ACT
To enact R.S. 48:711, relative to immovable property; to establish funding deposit trusts of statewide retirement systems or funds; to provide

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 527—
BY REPRESENTATIVE CHANDLER
AN ACT
To enact 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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 528—
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. 33:130.16 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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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

HOUSE BILL NO. 561—
BY REPRESENTATIVE POPE AND SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 11:105(A), 106(A), and 107(A) and to enact R.S. 11:107, relative to the authority of boards of trustees of statewide retirement systems or funds; to provide relative to employer contributions; to establish funding deposit
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 by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 582—
BY REPRESENTATIVE OLIVER
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; to provide relative to electronic signatures; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

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

HOUSE BILL NO. 586—
BY REPRESENTATIVES DOERGE, CORTEZ, HENDERSON, HOFFMANN, LAFOUNTA, MONTOUCEF, POPE, AND ROBIDEAUX AND SENATORS CROWE, B. GAUTREAUX, 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 by the Committee on Retirement. The bill was read by title and recommitteed to the Committee on Finance.

HOUSE BILL NO. 587—
BY REPRESENTATIVE LITTLE
AN ACT
To enact 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 by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 588—
BY REPRESENTATIVE FOIL
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 by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 589—
BY REPRESENTATIVE STEWART
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 by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.
HOUSE BILL NO. 649—
BY REPRESENTATIVES MONTOUCET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, RICHARD, AND THIBAUT AND SENATORS DUPRE, B. GAUTREAUX, GUILLOXY, 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 by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Retirement to Re-Engrossed House Bill No. 649 by Representative Montoucet

AMENDMENT NO. 1
On page 2, line 20 delete “after June 30, 2009,” and insert in lieu thereof “thereafter”.

On motion of Senator B. Gautreaux the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 675—
BY REPRESENTATIVE NOWLIN
AN ACT
To amend and reenact R.S. 11:2031(10), relative to the Registrars of Voters' 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 by the Committee on Retirement. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 676—
BY REPRESENTATIVE BARROW
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 by the Committee on Retirement. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 678—
BY REPRESENTATIVE AUBERT
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 by the Committee on Revenue and Fiscal Affairs. The bill was read by title and recommitted to the Committee on Finance.

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

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

HOUSE BILL NO. 784—
BY REPRESENTATIVES KATZ, ABRAMSON, AUSTIN BADON, BOBBY BADON, BALDONE, BROSSETT, BURFORD, HENRY BURNS, CARMODY, CHAMPAIGNE, CHANEY, CONNICK, CORTEZ, DOERGE, DOVE, DOWNS, FOIL, GISCLAIR, MICKEY GUILLOXY, GUILLOXY, GUILLOXY, HILL, HOWARD, SAM JONES, LANDRY, LEVAS, LIGI, LITTLE, LOPINTO, McVEA, MILLS, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TEMPLERS, THIBAUT, 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 by the Committee on Health and Welfare. The bill was read by title and referred to the Legislative Bureau.
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 by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 855 by Representative Henderson

AMENDMENT NO. 1
On page 2, line 20, after "Highway" insert "Safety"

AMENDMENT NO. 2
On page 2, line 21, change "is" to "are"

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

Senate Resolutions on Second Reading
Reported by Committees

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 by the Committee on Finance.

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

Motion to Make Special Order

SENATE BILL NO. 257—
BY SENATOR QUINN
AN ACT
To enact Chapter 5 of Code Title V of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2800.81 through 2800.88, relative to construction materials; to provide for damages; to provide for toxic materials; to provide for medical monitoring; to provide for legislative findings; to provide for definitions; and to provide for related matters.

Senator Quinn asked for and obtained a suspension of the rules to make Senate Bill No. 257, which had been made Special Order of the Day No. 1 on Wednesday, June 3, 2009, Special Order of the Day No. 1 on Thursday, June 4, 2009.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Bagnieris Rule

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

Without objection, so ordered.

SENATE BILL NO. 313—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 32:154, relative to the Open Roads Law; to provide relative to motor vehicle fatalities; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 313 by Senator McPherson

AMENDMENT NO. 1
On page 1, lines 8 and 9, change "a moving conveyance" to "which a moving conveyance is involved,"

On motion of Senator McPherson, the amendments were adopted.

On motion of Senator McPherson the amended bill was read by title and returned to its regular order in Third Reading and Final Passage.

SENATE BILL NO. 94—
BY SENATORS DONAHUE, APPEL, CROWE, DORSEY, DUPLESSIS, MORRELL, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT
AN ACT
To amend and reenact R.S. 17:15(E) and to enact R.S. 14:81.2(F), relative to molestation of a juvenile; to provide for the crime of molestation of a juvenile involving an educator; to provide for penalties; to provide for definitions; to provide for reporting of criminal history; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Long Marionneaux Mount
Total - 3

The Chair declared the bill was passed 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. 199—
BY SENATOR RISER

AN ACT
To amend and reenact R.S. 47:6022(C)(8), (D), (E), (F), (G), (I), and (J), relative to tax credits; to change the digital interactive media producer tax credit to a rebate; to remove certain limitations for issuance of the tax rebate; to provide for the amount of the tax rebate for certain years; 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. 199 by Senator Riser

AMENDMENT NO. 1
On page 1, line 2, following "(G)," and before ", relative" change "(I), and (J)" to "and (I) and to repeal R.S. 47:6022 (J)"

AMENDMENT NO. 2
On page 1, line 7, following "(G)," and before "are" change "(I), and (J)" to "(I)"

AMENDMENT NO. 3
On page 1, line 15, delete "* * *"

AMENDMENT NO. 4
On page 6, between lines 5 and 6, insert "Section 2. R.S. 47:6022 (J) is hereby repealed in its entirety."

AMENDMENT NO. 5
On page 6, line 6, change "Section 2" to "Section 3"

AMENDMENT NO. 6
On page 6, line 8, change "Section 3" to "Section 4"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

20th DAY'S PROCEEDINGS

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

Total - 38

NAYS
Total - 0

ABSENT

Long
Total - 1

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

SENATE BILL NO. 287—
BY SENATORS MARTINY, ALARIO, APPEL, MORRELL AND QUINN
AND REPRESENTATIVES LABRUZZO, TEMPLET AND TUCKER

AN ACT
To enact R.S. 47:6034(B)(11) and (C)(1)(e), relative to the musical and theatrical production income tax credit; to provide relative to certain definitions; to authorize a tax credit for limited state-certified musical or theatrical productions; to provide for the amount of the credit; to provide for a sunset of the issuance of such credit; 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. 287 by Senator Martiny

AMENDMENT NO. 1
On page 1, line 8, following "Section 1." delete the remainder of the line and on line 9 delete "reenacted and"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37
The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Martiny moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

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

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

HOUSE BILL NO. 182—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To enact Part III-I of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:139 through 139.7, relative to expropriation by a declaration of taking; to authorize the city of Lafayette and parish of Lafayette to expropriate property for the Kaliste Saloom Road Widening Project; to provide procedures for the expropriation by a declaration of taking; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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<tr>
<th>Mr. President</th>
<th>Erdey</th>
<th>Morrell</th>
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<td>Adley</td>
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<td>Total - 36</td>
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NAYS

| Total - 0 |        |

ABSENT

| Total - 3 |        |

Claitor

John  Kostelka  | Mount  |

House Bill No. 336—

BY REPRESENTATIVE EDWARDS

AN ACT

To amend and reenact Code of Civil Procedure Articles 3432 (introductory paragraph) and 3434 and to repeal Code of Civil Procedure Article 3433, relative to successions; to provide for the removal of certain references to inheritance taxes and to the inheritance tax collector in succession procedure; to provide for the payment or delivery of money or property of the deceased by certain financial institutions; and to provide for related matters.

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

HOUSE BILL NO. 566—

BY REPRESENTATIVE ELLINGTON

AN ACT

To amend and reenact R.S. 13:5104(A), relative to the Governmental Claims Act; to provide relative to venue for suits filed against the state, state agency, and officers or employees of the state or state agency under certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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<tr>
<th>Mr. President</th>
<th>Erdey</th>
<th>McPherson</th>
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NAYS

| Total - 0 |        |

ABSENT

| Total - 3 |        |

Claitor

John  Kostelka  | Mount  |

House Bill No. 232—

BY REPRESENTATIVES SMILEY, DOVE, ST. GERMAIN, AND MONICA AND SENATORS KOSTELKA, DUPRE, AND MORRISH

AN ACT

To amend and reenact R.S. 32:681(A), (B), and (C), relative to postaccident drug testing; to provide for certain testing for operators of watercraft; and to provide for related matters.

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

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dupre Marionneaux
LaFleur Shaw
Total - 4

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

HOUSE BILL NO. 237—

BY REPRESENTATIVES ST. GERMAIN AND DOVE AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 56:302.1(C)(1) and to repeal R.S. 56:302.1(C)(2)(a), relative to fishing licenses; to provide for a temporary nonresident license; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Michot
Adley Gautreaux N Morrell
Alario Gray Evans Morrish
Amedee Hebert Mount
Appel Guillory Murray
Cheek Heitmeier Nevers
Claitor Jackson Quinn
Crowe Kostelka Riser
Donahue Long Smith
Dorsey Martiny Thompson
Dupre Marionneaux Walsworth
Erdey McPherson
Total - 32

NAYS

Total - 1

ABSENT

Broome LaFleur
Crowe Walsworth
Total - 4

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

HOUSE BILL NO. 140—

BY REPRESENTATIVES CHANEY, EDWARDS, ROSALIND JONES, MILLS, AND TEMPLET

AN ACT

To enact Civil Code Articles 178, 179, 199, and 200, relative to filiation; to authorize the Louisiana State Law Institute to provide comments to Civil Code Article 186 and to include those comments in this Act; to authorize the Louisiana State Law Institute to redesignate and rename the headings of Chapters 1 through 4 of Title VII of Book I of the Civil Code and the headings of the Sections and Subsections within those Chapters; to provide for the establishment of filiation; to provide for the effect of adoption; to provide for the adoption of minors; to provide for retroactive application; to provide a special effective date; and to provide for related matters.

The bill was read by title. Senator Quinn moved the final passage of the bill.
20th DAY’S PROCEEDINGS

ROLL CALL

The roll was called with the following result:

**YEAS**

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

HOUSE BILL NO. 203—

BY REPRESENTATIVE KLECKLEY

To amend and reenact R.S. 3:2501(B), relative to animal control agency officers; to provide for the appointment of certain animal control officers by parish governing authorities in certain parishes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

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

HOUSE BILL NO. 256—

BY REPRESENTATIVE RICHARDSON

To enact Code of Evidence Article 804(B)(7), relative to hearsay exceptions when declarant is unavailable; to allow the introduction of a statement made by a witness when the declarant is unavailable because of actions taken by a party against whom the statement is offered; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

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**ABSENT**

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

HOUSE BILL NO. 408—

BY REPRESENTATIVE ANDERS

To amend and reenact R.S. 3:4274.1 and R.S. 32:402(C)(1), relative to the duties and powers of forestry officers; to provide for driver's license requirements for certain operators of firefighting equipment; and to provide for related matters.

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

Floor Amendments Sent Up

Senator Thompson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed House Bill No. 408 by Representative Anders

AMENDMENT NO. 1
On page 1, line 19, after "woodlands" change "and" to "or"

AMENDMENT NO. 2
On page 1, line 20, after "duties," insert "All forestry officers shall be Peace Officers Standard Training (P.O.S.T.) certified."

AMENDMENT NO. 3
On page 2, at the beginning of line 5, change "During the course of normal duties or upon" to "Upon"
AMENDMENT NO. 4
On page 2, line 16, after "employed by" delete the remainder of the line and insert "the Louisiana Department of Agriculture and Forestry, or"

AMENDMENT NO. 5
On page 2, at the end of line 20, insert the following: "The emergency vehicle or firefighting equipment shall be equipped with audible and visual signals as required by Federal Motor Carrier Safety Administration rules."

On motion of Senator Thompson, the amendments were adopted.

The bill was read by title. Senator Thompson 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 Morrell
Amedee Guillory Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Cheek Jackson Quinn
Clair Dorsey Smith
Crowe Long Shaw
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson
Total - 38

NAYS
Total - 0

ABSENT
Total - 1

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

HOUSE BILL NO. 439—
BY REPRESENTATIVE ELLINGTON
AN ACT
To enact Subpart H of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4711 through 4718, relative to country of origin labeling for catfish products; to require retail and food service establishments to notify consumers of the country of origin of catfish; to provide for notification requirements; to provide for definitions; to provide relative to advertising of catfish products; to authorize the commissioner to regulate and inspect retail and food service establishments; to provide for penalties; to provide for testing procedures; to require a cooperative endeavor agreement; to authorize the commissioner to adopt rules and regulations; and to provide for related matters.

Floor Amendments Sent Up
Senator Dupre sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Dupre to Reengrossed House Bill No. 439 by Representative Ellington

AMENDMENT NO. 1
On page 2, line 12, after "Ictaluridae" and before the period insert ", Ariidae or Loricariidae"

On motion of Senator Dupre, the amendments were adopted.

The bill was read by title. Senator Thompson 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 Morrell
Amedee Guillory Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Cheek Jackson Quinn
Clair Dorsey Smith
Crowe Long Shaw
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson
Total - 38

NAYS
Total - 0

ABSENT
Total - 0

Gray Evans

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

HOUSE BILL NO. 671—
BY REPRESENTATIVES WILLMOTT, BURFORD, TIM BURNS, CHANEY, HINES, LANDRY, AND MILLS
AN ACT
To amend and reenact R.S. 40:1299.39(A)(1)(a)(introductory paragraph) and 1299.41(A)(10), relative to medical malpractice; to add occupations to the definition of health care provider under the private and state medical malpractice acts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Dupre McPherson
Adley Erdey Michot
Alario Gautreaux B Morrell
Amedee Gautreaux N Morrell
Appel Hebert Murray
Broome Heitmeier Mount
The Chair declared the bill was passed and ordered it returned to the House. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 123—**

**BY REPRESENTATIVE WOOTON**

**AN ACT**

To enact R.S. 27:306(A)(5)(d), relative to video draw poker devices; to provide that the owner or lessor of a qualified truck stop facility may close the restaurant at a qualified truck stop facility during a legal holiday; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President Duplessis Morrell
Adley Dupre Morrish
Alario Heitmeier Murray
Appel LaFleur Quinn
Cheek Martiny Smith
Dorsey McPherson
Total - 17

NAYS

Claitor Kostelka Rice
Crowe Long Shaw
Donahue Marionneaux Thompson
Duplessis Martin Walsworth

**ABSENT**

Gray Evans Guillory Quinn

Total - 3

The Chair declared the bill failed to pass.

**Notice of Reconsideration**

Senator Martiny moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

**HOUSE BILL NO. 148—**

**BY REPRESENTATIVES STIAES, ABRAMSON, EDWARDS, ERNST, HARDY, LEGER, RICHMOND, AND WHITE**

**AN ACT**

To amend and reenact Sections 23(C) and (D) and to enact Section 23(E) of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act No. 873 of the 2008 Regular Session of the Legislature, relative to the consolidation of the offices of the civil and criminal sheriffs in Orleans Parish; to provide for consolidation of the offices in 2010; 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 Dupre Morrell
Adley Erdey Morrish
Alario Gautreaux B Morrise
Amedee Heitmeier Murray
Appel Spence Quinn
Cheek LaFleur Nevers
Crowe Kostelka Rice
Donahue Long Shaw
Dorsey Marionneaux Thompson
Dupre Martin Walsworth
Erdey McPherson
Total - 35

NAYS

Claitor
Total - 1

**ABSENT**

Broome Gautreaux N Mount

Total - 3

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

**HOUSE BILL NO. 161—**

**BY REPRESENTATIVE GARY SMITH**

**AN ACT**

To amend and reenact R.S. 15:571.4(A) and (C) and to enact R.S. 15:571.4(D), relative to forfeiture of diminution of sentence; to provide for the adoption of rules and regulations regarding the restoration of previously forfeited good time for disciplinary violations; to provide for criteria for eligibility to have previously forfeited good time restored; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President Dupre Morrell
Adley Erdey Morrish
Alario Gautreaux B Morrise
Amedee Heitmeier Murray
Appel Spence Quinn
Cheek LaFleur Nevers
Crowe Kostelka Rice
Donahue Long Shaw
Dorsey Marionneaux Thompson
Dupre Martin Walsworth
Erdey McPherson
Total - 34
The bill was read by title. Senator Martiny moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 165—
BY REPRESENTATIVES EDWARDS, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BILLIOT, BROUETTE, BURFORD, HENRY BURNS, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, DIXON, DOERGE, DOVE, DOWNS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HINES, Hoffmann, HONEY, HOWARD, JORDON, ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAMBERT, LEBAS, LEGER, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTJUCE, MORRIS, NOWLIN, PEARSON, PETERSON, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH, TALBOT, TEMPLET, THIBAUT, TUCKER, WHITE, WILLIAMS, WILLMOTT, AND Wooton

AN ACT
To amend and reenact R.S. 29:381, relative to state war veterans hospitals and care facilities; to provide who may use the facilities; 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 McPherson
Adley Gautreaux B Michot
Alario Gautreaux N Morrell
Amedee Gray Evans Morrish
Appel Guillory Mount
Broome Hebert Murray
Cheek Heitmeier Nevers
Claitor Jackson Quinn
Crowe Kostelka Riser
Donahue LaFleur Smith
Dorsey Martiny Walsworth
Duplessis McPherson
Erdey Michot

Total - 37

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 235—
BY REPRESENTATIVES CHAMPAGNE, DOVE, AND ST. GERMAIN AND SENATORS DUPRE AND MORRISH

AN ACT
To amend and reenact R.S. 14:108.1(A), (C), and (D)(2) and (4), relative to flight from an officer; to provide for operating a watercraft while fleeing from an officer; to provide for marked police watercraft; to provide for circumstances where human life is endangered; 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 McPherson
Adley Gautreaux B Morrell
Alario Gray Evans Mount
Amedee Guillory Murray
Appel Hebert Nevers
Broome Heitmeier Quinn
Cheek Jackson Riser
Claitor Kostelka Shaw
Crowe LaFleur Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson
Erdy Michot

Total - 39

NAYS

Total - 0

ABSENT

Total - 2

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

HOUSE BILL NO. 277—
BY REPRESENTATIVE RITCHIE

AN ACT
To amend and reenact R.S. 37:2102, 2104, 2110, and 2111, relative to sanitarians; to provide for the correction of the name of a referenced state agency; to provide for an increase in the maximum compensation a member of the Louisiana State Board of Examiners for Sanitarians may receive; to provide for clarification of the board’s authority to issue sanitarian trainee permits; to provide for the revision of the qualifications of applicants seeking to become sanitarians; and to provide for related matters.

The bill was read by title. Senator Nevers 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 Mount
Broome Hebert Murray
Cheek Heitmeier Nevers
Claitor Jackson Quinn
Crowe Kostelka Riser
Donahue LaFleur Smith
Duplessis Marionneaux Thompson
Dupre Martiny Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE BILL NO. 366—
BY REPRESENTATIVES WOOTON, HENRY BURNS, CHAMPAGNE, POIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH
AN ACT
To amend and reenact R.S. 15:560.1, 560.2(B)(introductory paragraph) and (1), (E), and (F), 560.3, 560.4(A), 560.5, 560.6(A), 561.2, and 561.4(A)(1) and (B)(1) and (3) and to enact R.S. 15:560.2(H) and (I) and 560.4(E), relative to sex offenders and child predators; to provide relative to the monitoring of sex offenders and predators; to provide with respect to the determination of which sex offenders are sexually violent predators and child sexual predators; to amend the provisions governing the sex offender assessment panels; to provide for definitions; to provide with respect to the membership of the sex offender assessment panels; to provide for a judicial determination following an assessment by the sex offender assessment panel; to provide for a hearing and notice thereof; to provide with respect to the effects of a determination of status as a sexually violent predator or child sexual predator; to provide for supervision of such persons; to provide for criminal penalties for violations of the conditions of supervision; to provide for supervised release of certain sex offenders; to require that notice be given to the sex offender of supervised release; and to provide for related matters.

Floor Amendments Sent Up
Senator Guillory sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Guillory to Engrossed House Bill No. 366 by Representative Wooton

AMENDMENT NO. 1
On page 1, line 4, between "560.4(E)," and "relative to" insert the following: "and to repeal R.S. 15:542.1.6 and 543.1(14),"

AMENDMENT NO. 2
On page 1, line 16, between "release;" and "and to provide" insert the following: "to repeal certain requirements for mailing a verification of address by the Louisiana Bureau of Criminal Identification and Information;"

AMENDMENT NO. 3
On page 9, below line 12, add the following: "Section 2. R.S. 15:542.1.6 and 543.1(14) are hereby repealed."

On motion of Senator Guillory, the amendments were adopted.

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

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

HOUSE BILL NO. 407—
BY REPRESENTATIVES SMILEY, TUCKER, BALDONGEIN, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, DOVE, GISCLAIR, HARDY, HARRISON, HENDERSON, KATZ, LABRUZZO, LOPINTO, POPE, ROY, JANE SMITH, PATRICIA SMITH, TEMPLET, AND WADDELL
AN ACT
To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1301 through 1306, relative to boards, commissions, and like entities; to provide for a website to contain certain information concerning certain boards, commissions, and like entities; to provide for the content of the website; to provide relative to the duties and responsibilities of certain boards, commissions, and like entities concerning the website; to provide relative to the powers and duties of the commissioner of administration concerning the website; to provide relative to notice of meetings of certain boards, commissions, and like entities; to provide for electronic submission; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Mount
Amedee Gray Evans Murray
Appel Heitmeier Quinn
Broome Jackson Riser
Cheek Kostelka Smith
Clairor Lafleur Shaw
Crowe Long Thompson
Donahue McPherson Walsworth

ABSENT

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

HOUSE BILL NO. 521—

By Representative LaFonta

To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1221 through 1223, and R.S. 36:4(AA) and 917, to create an advisory council in the governor's office to identify obstacles to the effective delivery of governmental services to Latin Americans and to make recommendations for removal of such obstacles; to provide for membership on the council; to provide for its powers and duties; and to provide for related matters.

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 McPherson
Adley Gautreaux B Michot
Alario Gautreaux N Morrell
Appel Gray Evans Morrish
Broome Hebert Mount
Cheek Heitmeier Murray
Clairor Jackson Nevers
Crowe Kostelka Quinn
Donahue LaFleur Shaw
Dorsey Long Smith
Duplessis Marionneaux Thompson
Dupre Martiny Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Amedee Claitor Jackson
Broome Crowe Smith
Cheek Erdey Walsworth

Total - 9

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

HOUSE BILL NO. 617—

By Representative Talbot

To amend and reenact R.S. 29:723, 724(B), and 732, relative to price gouging during a declared state of emergency; to provide for definitions; to provide for powers of the governor; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Amedee Guillory Riser

Total - 3

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

HOUSE BILL NO. 19—

By Representative Gisclair and Senator Dupre

To amend and reenact R.S. 34:1651(F), relative to the Greater Lafourche Port Commission; to increase the per diem amount for commission members; and to provide for related matters.

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

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee Guillory Kostelka
Total - 3

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

HOUSE BILL NO. 74—
BY REPRESENTATIVE WADDELL
AN ACT
To amend and reenact R.S. 48:1671(C)(1), relative to the Southern Rapid Rail Transit Commission; to change the name of the commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Guillory Kostelka
Total - 2

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

HOUSE BILL NO. 133—
BY REPRESENTATIVE ROY
AN ACT
To authorize and provide for the lease and sublease of certain state property in Rapides Parish; to authorize Community Receiving Home of Rapides Parish to sublease, for a period not to exceed fifty years, all or part of certain land leased to it pursuant to Act No. 443 of the 1972 Regular Session of the Legislature; to provide for supplementing Act No. 107 of the 1988 Regular Session of the Legislature; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Guillory Kostelka
Total - 2

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

HOUSE BILL NO. 158—
BY REPRESENTATIVE ANDERS
AN ACT
To amend and reenact R.S. 38:3097.3(C)(9), relative to drought relief wells; to provide for the powers and duties of the commissioner of conservation; to provide for temporary agricultural use; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Guillory
Total - 1

The Chair declared the bill was passed and ordered it returned to the House. Senator Shaw moved to reconsider the vote by which the bill was passed and laid the motion on the table.
HOUSE BILL NO. 355—
BY REPRESENTATIVE WADDELL
AN ACT
To amend and reenact R.S. 32:408(B)(2)(a)(ii), relative to Class “A” commercial driver’s licenses; to provide a tractor-trailer combination gross vehicle weight rating; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

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

NAYS

Guillory
Total - 1

ABSENT

Donahue

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

HOUSE BILL NO. 490—
BY REPRESENTATIVE PETERSON AND SENATOR GRAY EVANS
AN ACT
To amend and reenact R.S. 47:463.103, relative to motor vehicle prestige license plates; to provide for the Louisiana Delta Sigma Theta Sorority, Inc., prestige license plate; to provide for the issuance; to provide for the color and design; to provide relative to the fees; to provide for the use of such fees; and to provide for related matters.

Floor Amendments Sent Up

Senator Gray Evans sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray Evans to Engrossed House Bill No. 490 by Representative Peterson

AMENDMENT NO. 1
On page 2, line 13, delete “Fund”

AMENDMENT NO. 2
On page 2, line 21, delete “Fund”

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

NAYS

Guillory
Total - 1

ABSENT

Donahue

The Chair declared the bill was passed and ordered it returned to the House. Senator Gray Evans moved the final passage of the bill.
Amedee Gray Evans Morrish
Appel Guillory Mount
Broome Hebert Murray
Cheek Heitmeier Nevers
Claitor Jackson Quinn
Crowe Kostelka Riser
Donahue LaFleur Smith
Dorsey Long Thompson
Duplessis Marionneaux
Dupre Martiny
Total - 37

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

NAYS
Total - 0

ABSENT
Crowe Walsworth
Total - 2

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

HOUSE BILL NO. 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.

The bill was read by title. Senator Smith 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 Mount
Broome Hebert Murray
Cheek Heitmeier Nevers
Claitor Jackson Quinn
Crowe LaFleur Shaw
Donahue Long Smith
Dorsey Marionneaux Thompson
Dupre Martiny Walsworth
Erdey Total - 39

NAYS
Total - 0

ABSENT

Cheek Jackson Total - 2

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
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<tr>
<td>Mr. President: Gautreaux B Michot</td>
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<td>Adley: Gautreaux N Morrell</td>
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<td>Alario: Gray Evans Morrish</td>
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<td>Amedee: Guillory Mount</td>
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<td>Dorsey: Long Smith</td>
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<td>Duplessis: Marionneaux Thompson</td>
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<td>Dupre: Martiny Walsworth</td>
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<td>Erdey: McPherson</td>
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<td>Total - 38</td>
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<td>NAYS</td>
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<tr>
<td>Total - 0</td>
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<tr>
<td>ABSENT</td>
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<tr>
<td>Donahue</td>
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<td>Total - 1</td>
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</tbody>
</table>

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

<table>
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<th>YEAS</th>
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<tr>
<td>Mr. President: Erdey McPherson</td>
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<tr>
<td>Adley: Gautreaux B Michot</td>
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<td>Alario: Gautreaux N Morrell</td>
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<td>Dorsey: Long Smith</td>
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<td>Duplessis: Marionneaux Thompson</td>
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<td>Dupre: Martiny Walsworth</td>
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<td>Total - 39</td>
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<td>NAYS</td>
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<td>Total - 0</td>
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<tr>
<td>ABSENT</td>
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<tr>
<td>Total - 0</td>
</tr>
</tbody>
</table>

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

**Rules Suspended**

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

**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. 99—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To commend Herbert Brown for his contribution to the opening of
the North Baton Rouge Clinic.

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

NAYS
Total - 0

ABSENT
Donahue LaFleur
Total - 2

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

Senator Broome in the Chair

Rules Suspended

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

Senate Concurrent Resolutions
to be Adopted, Subject to Call

Called from the Calendar

Senator Dupre asked that Senate Concurrent Resolution No. 82
be called from the Calendar.

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.

The resolution was read by title. Senator Dupre moved to adopt
the Senate Concurrent Resolution.
HOUSE BILL NO. 119—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To enact R.S. 15:502, relative to testimony by audiovisual transmission; to authorize certain persons to testify through the use of audiovisual equipment in certain proceedings; to provide for written notice to opposing counsel; to provide for limitations; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 197—
BY REPRESENTATIVE DOERGE
AN ACT
To enact R.S. 13:1899(L), relative to fees charged in specified city courts; to provide for an additional fee in juvenile delinquency matters in the City Court of Minden and in the City Court of Springhill which funds shall be used to fund the office of the marshal; to provide for a contingency effective date; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 274—
BY REPRESENTATIVE TEMPL ET
AN ACT
To amend and reenact R.S. 14:34.3 and 38.2(B), relative to crimes committed against school teachers; to provide for increased penalties for battery of a school teacher under certain circumstances; to provide for increased penalties for assault on a school teacher; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 361—
BY REPRESENTATIVES TEMPL ET AND WOOTON
AN ACT
To enact R.S. 27:310(H) and to repeal R.S. 27:311.1(B)(3), relative to suitability for designated representatives; to repeal provision of law requiring designated representatives to obtain a video draw poker employee permit; to require licensees employing designated representatives to request a record of convictions; to require licensees to maintain the criminal conviction information of designated representatives; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 391—
BY REPRESENTATIVE GALLOT
AN ACT
To enact Code of Criminal Procedure Article 895.5, relative to court-ordered payment of restitution; to authorize district attorneys to create a restitution recovery division for the enforcement and recovery of certain sums ordered by the court; to provide for the recovery of victim compensation; to provide for enforcement; to provide for collection fees; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 445—
BY REPRESENTATIVE THIBA UT
AN ACT
To repeal R.S. 13:974, relative to court reporters in the Eighteenth Judicial District; to repeal provisions providing for duties, qualifications of office, salary, transcription fees, and bond requirements applicable only to the Eighteenth Judicial District.
Reported favorably.

HOUSE BILL NO. 532—
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact R.S. 40:2405(B) and to enact R.S. 40:2402(1)(d), relative to Peace Officer Standards and Training Law; to include the Supreme Court of Louisiana security personnel within the definition of "peace officer"; to prohibit the security personnel from receiving supplemental pay even though they have successfully completed the certified training program; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 599—
BY REPRESENTATIVES HILL, CONNICK, ERNST, FOIL, HARRISON, ROSALIND JONES, LEGER, MONICA, AND WHITE
AN ACT
To enact R.S. 37:2556(D), relative to temporary court reporting permits; to provide for qualifications and limitations; to provide for licensing and education requirements; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 701—
BY REPRESENTATIVES THIBA UT, FOIL, AND LEGER
AN ACT
To enact R.S. 15:1093.2, relative to juvenile justice districts; to provide for additional power and authority; and to provide for the establishment and maintenance of certain evidence-based juvenile services and programs; to authorize the boards of commissioners of any juvenile justice district to enter into certain cooperative endeavor agreements; to provide for the expenditure of funds and payment of costs and expenses; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 716—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 26:805(F)(introductory paragraph) and (1), relative to exceptions for a supplier to terminate, cancel, not renew, or discontinue an agreement to supply specified brands of alcohol or beer to a distributor; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 822—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT
To amend and reenact R.S. 15:574.22(G), relative to the Louisiana Risk Review Panel; to provide with respect to those persons who are eligible for a review by the Louisiana Risk Review Panel; to provide with respect to eligibility of persons sentenced for certain violations of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.
Reported favorably.

Respectfully submitted,
DANIEL R. MARTINY
Chairman
Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 2, 2009

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 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.

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.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Mr. President in the Chair

ATTENDANCE ROLL CALL

PRESENT

Mr. President
Adley
Alario
Amedee
Appel
Broome
Cheek
Claitor
Crowe
Donahue
Dorsey
Duplessis
Dupre

Erdey
Gautreaux B
Gautreaux N
Gray Evans
Guillory
Hebert
Heitmeier
Jackson
Kostelka
LaFleur
Long
Marionneaux
Martiny

McPherson
Michot
Morrell
Morrish
Mount
Murray
Nevers
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

ABSENT

Total - 39

Total - 0

Adjournment

On motion of Senator Thompson, at 5:10 o'clock P.M. the Senate adjourned until Wednesday, June 3, 2009, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Wednesday, June 3, 2009.

GLENN A. KOEPP
Secretary of the Senate

DIANE O’QUIN
Journal Clerk