The Senate was called to order at 1:20 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

PRIVILEGE REPORT OF THE LEGISLATIVE BUREAU

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

HOUSE BILL NO. 320—
BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA
AN ACT
To amend and reenact R.S. 47:301(16)(m)(i) and (ii) and 337.10(I), to exempt from state and local sales and use taxes certain machinery and equipment used by glass container manufacturers; to authorize the granting of exemptions by a political subdivision; to provide for the duration of the exclusion; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 509—
BY REPRESENTATIVE LÉGER
A JOINT RESOLUTION
Proposing to amend Article VII, Section 25(A)(1) and (E) of the Constitution of Louisiana, relative to tax sales; to provide relative to the procedure for bidding at ad valorem property tax sales; to provide for the payment of penalties by an ad valorem tax sale bidder; to provide for the payment of penalties, interest, and costs by a taxpayer when taxes on movables are delinquent; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 593—
BY REPRESENTATIVE BILLIOT
AN ACT
To enact R.S. 33:2955(A)(1)(j), relative to investments by political subdivisions; to provide for investment in debt instruments issued by the state; to provide for investment in debt instruments issued by other political subdivisions; to provide restrictions on such types of investment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 651—
BY REPRESENTATIVE ARMES
AN ACT
To amend and reenact R.S. 11:1007(C) and (F), relative to the Louisiana School Employees' Retirement System; to provide relative to the reemployment of retired school bus drivers; to require the submission of certain information relative to such persons; to require certification of a school bus driver shortage by the employer; to provide for actuarial costs associated with reemploying such school bus drivers; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 655—
BY REPRESENTATIVES BOBBY BADON AND MONTOUCET
AN ACT
To amend and reenact R.S. 11:2220(A)(1)(g)(introductory paragraph) and to enact R.S. 11:2220(A)(1)(h), relative to the Municipal Police Employees' Retirement System; to provide for an initial benefit option on a reemployed retiree's additional retirement benefit; to provide for an effective date; and to provide for related matters.

Reported without amendments.
HOUSE BILL NO. 673—
BY REPRESENTATIVE POPE
AN ACT
To enact R.S. 11:163.1, relative to service credit or benefit accruals in certain state retirement systems for certain public university and college employees; to provide relative to employer and employee contributions during periods of furlough for such members of those systems; to provide for accumulation of service credit during such periods; to provide for calculation of benefits for such furloughed members; to provide for funding; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 756—
BY REPRESENTATIVE MONTOUCET
AN ACT
To amend and reenact R.S. 47:305.25(A)(introductory paragraph), relative to the sales and use tax exemption and exclusion for farm equipment; to require an exemption certificate for eligibility to obtain the tax exemption; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 858— (Substitute for House Bill No. 547)
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 47:6030(A) and (B)(2), relative to individual and corporate income tax; to provide for eligibility for the wind or solar energy systems tax credit; to limit to one the number of tax credits which may be taken with respect to a wind or solar energy system; to require the disclosure of certain information related to the taking of a tax credit under certain circumstances; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR RISER AND REPRESENTATIVE ELLINGTON
A CONCURRENT RESOLUTION
To recognize and commend Kenneth Blackson for his commitment and service as a senior member of the first Legislative Youth Advisory Council.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Guillory
Morris
Appel
Heitmeier
Murray
Claitor
Kostelka
Quinn
Crowe
Long
Riser
Donahue
Marionneaux
Shaw
Dorsey
Martiny
Smith
Guillemont
McPherson
Thompson
Gray Evans
Michot
Walsworth
Total - 24

NAYS

Total - 0

ABSENT

Adley
Duplessis
Jackson
Alario
Dreyfuss
LaFleur
Amedee
Erdey
Morrell
Broome
Gautreaux N
Mount
Cheek
Gautreaux
Nevers
Hebert
Total - 15

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

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR RISER AND REPRESENTATIVE CHANDLER
A CONCURRENT RESOLUTION
To recognize and commend Brett Jones for his commitment and service as a senior member of the first Legislative Youth Advisory Council.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Guillory
Morris
Appel
Heitmeier
Murray
Claitor
Kostelka
Quinn
Crowe
Long
Riser
Donahue
Marionneaux
Shaw
Dorsey
Martiny
Smith
Guillemont
McPherson
Thompson
Gray Evans
Michot
Walsworth
Total - 24

NAYS

Total - 0

ABSENT

Adley
Duplessis
Jackson
Alario
Dreyfuss
LaFleur
Amedee
Erdey
Morrell
Broome
Gautreaux N
Mount
Cheek
Gautreaux
Nevers
Hebert
Total - 15

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

SENATE RESOLUTION NO. 90—
BY SENATOR GRAY EVANS
A RESOLUTION
To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate June 10, 2009, as Delta Sigma Theta Sorority “Red and White” Day at the Senate of the Legislature of Louisiana.

On motion of Senator Gray Evans the resolution was read by title and returned to the Calendar, subject to call.
Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 113—
BY SENATOR MICHOT
A CONCURRENT RESOLUTION
To commend US Airways and Doug Parker for their commitment to Louisiana Honor Air.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President    Guillery    Murray
Appel           Hetmeier    Quinn
Clairoux        Kostelka    Riser
Crowe           Long        Shaw
Donahue         Marionneaux Smith
Dorsey          Martiny    Thompson
Dupre            McPherson  Walsworth
Gautreaux N      Michot
Gray Evans      Morrish
Total - 25

NAYS

Total - 0

ABSENT

Adley            Duplessis    LaFleur
Alario           Erdey       Morrell
Amedee          Gautreaux B   Mount
Broome          Hebert      Nevers
Cheek           Jackson
Total - 14

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 9, 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. 352—
BY REPRESENTATIVE MICKEY GUILLOY
AN ACT
To enact R.S. 32:387.12(C), relative to annual noncritical off-road equipment permit; to provide for a permit to be issued to authorize noncritical off-road equipment to tow a vehicle; and to provide for related matters.

HOUSE BILL NO. 367—
BY REPRESENTATIVES DOVE, BALDONE, AND HARRISON AND SENATORS DUPRE AND B. GAUTREAUX
AN ACT
To enact R.S. 33:2481.3, relative to the municipal police civil service; to provide relative to the position of police chief in the city of Houma; to provide that such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to qualifications; to provide relative to supervision, and discharge of any person in any such position;

resignation from and return to the classified service; and to provide for related matters.

HOUSE BILL NO. 828—
BY REPRESENTATIVE CONNICK
AN ACT
To enact R.S. 47:820.5.6 and to repeal R.S. 47:820.5.3, relative to the Crescent City Connection Commission; to provide for membership, powers, and duties of the commission; to abolish the Crescent City Connection Oversight Authority; and to provide for related matters.

HOUSE BILL NO. 877—
BY REPRESENTATIVES MICHAEL JACKSON, BARROW, CARTER, HONEY, PATRICIA SMITH, AND WHITE AND SENATORS BROOME, DORSEY, AND N. GAUTREAUX
AN ACT
To enact R.S. 33:9038.63, relative to cooperative economic development; to create the Bluebonnet/Perkins Conference Hotel Taxing District in East Baton Rouge Parish; to provide relative to the governance, purpose, and powers and duties of the district; to provide relative to district funding, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

HOUSE BILL NO. 519—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 17:3995(A)(4)(a), relative to the fee that a school chartering authority may charge a charter school during the school’s second year of operation and each year thereafter for certain administrative overhead costs; to provide relative to fee amounts; to provide limitations; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 866—
BY REPRESENTATIVES CONNICK, ABRAMSON, RICHMOND, LEGER, HINES, AND ERNST AND SENATORS APPEL, ALARIO, MARTINY, DORSEY, AND N. GAUTREAUX
AN ACT
To enact R.S. 43:201(D), relative to Jefferson Parish; to provide for judicial advertisements and legal notices in certain publications; to provide for criteria; and to provide for related matters.

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

House Bills and Joint Resolutions on First Reading

June 9, 2009

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

HOUSE BILL NO. 352—
BY REPRESENTATIVE MICKEY GUILLOY
AN ACT
To enact R.S. 32:387.12(C), relative to annual noncritical off-road equipment permit; to provide for a permit to be issued to authorize noncritical off-road equipment to tow a vehicle; 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. 367—
BY REPRESENTATIVES DOVE, BALDONE, AND HARRISON AND SENATORS DUPRE AND B. GAUTREAUX
AN ACT
To enact R.S. 33:2481.3, relative to the municipal police civil service; to provide relative to the position of police chief in the city of Houma; to provide that such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position;
to provide relative to qualifications; to provide relative to resignation from and return to the classified service; 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. 519**

*BY REPRESENTATIVE LEGER*

**AN ACT**

To amend and reenact R.S. 17:3995(A)(4)(a), relative to the fee that a school chartering authority may charge a charter school during the school's second year of operation and each year thereafter for certain administrative overhead costs; to provide relative to fee amounts; to provide limitations; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 828**

*BY REPRESENTATIVE CONNICK*

**AN ACT**

To enact R.S. 47:820.5.6 and to repeal R.S. 47:820.5.3, relative to the Crescent City Connection; to create the Crescent City Connection Commission; to provide for membership, powers, and duties of the commission; to abolish the Crescent City Connection Oversight Authority; 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. 866**

*BY REPRESENTATIVES CONNICK, ABRAMSON, RICHMOND, LEGER, HINES, AND ERNST AND SENATORS APPEL, ALARIO, MARTINY, MORRELL, AND MURRAY*

**AN ACT**

To enact R.S. 43:201(D), relative to Jefferson Parish; to provide for judicial advertisements and legal notices in certain publications; to provide for criteria; and to provide for related matters.

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

**HOUSE BILL NO. 877**

*BY REPRESENTATIVES MICHAEL JACKSON, BARROW, CARTER, HONEY, PATRICIA SMITH, AND WHITE AND SENATORS BROOME, DORSEY, AND N. GAUTREAUX*

**AN ACT**

To enact R.S. 33:9038.63, relative to cooperative economic development; to create the Bluebonnet/Perkins Conference Hotel Taxing District in East Baton Rouge Parish; to provide relative to the governance, purpose, and powers and duties of the district; to provide relative to district funding, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

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

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

June 9, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 201**

*BY REPRESENTATIVE ROSALIND JONES*

**A CONCURRENT RESOLUTION**

To authorize and request the Louisiana Department of Public Safety and Corrections to study the feasibility and effectiveness of utilizing home incarceration and electronic monitoring in lieu of incarceration for nonviolent first time offenders, and to report its findings to the Louisiana Legislature prior to the convening of the 2010 Regular Session.

**HOUSE CONCURRENT RESOLUTION NO. 202**

*BY REPRESENTATIVE WILLIAMS*

**A CONCURRENT RESOLUTION**

To urge and request the division of administration to study the feasibility of consolidating state office space in Shreveport into a central downtown location.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

**House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 201**

*BY REPRESENTATIVE ROSALIND JONES*

**A CONCURRENT RESOLUTION**

To authorize and request the Louisiana Department of Public Safety and Corrections to study the feasibility and effectiveness of utilizing home incarceration and electronic monitoring in lieu of incarceration for nonviolent first time offenders, and to report its findings to the Louisiana Legislature prior to the convening of the 2010 Regular Session.

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

**ROLL CALL**

The roll was called with the following result:

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<th>NAYS</th>
<th>ABSENT</th>
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<td>Gautreaux B</td>
<td>Michot</td>
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<tr>
<td>Adley</td>
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<td>Morrish</td>
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</tr>
<tr>
<td>Total - 13</td>
<td></td>
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</table>

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
HOUSE CONCURRENT RESOLUTION NO. 202—
BY REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION
To urge and request the division of administration to study the feasibility of consolidating state office space in Shreveport into a central downtown location.

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

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

REPORT OF COMMITTEE ON SENATE AND GOVERNMENTAL AFFAIRS
Senator Robert W. Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 10, 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:

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVES DANAHAY, ARNOLD, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, FOIL, GREENE, HOFFMANN, LABRUZZO, LERG, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, JANE SMITH, TUCKER, AND WADDELL AND SENATORS KOSTELKA AND MICHOT
A CONCURRENT RESOLUTION
To request the Department of State Civil Service to develop and implement a reporting system for all state departments and agencies to furnish the department certain information concerning the use of the Performance Planning and Review (PPR) system and pay increases for employees and to submit a report therefore to the legislature and certain committees thereof and also to direct all state departments and agencies to submit information to the Department of State Civil Service necessary for completion of such report.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVES DANAHAY, BARRAS, CONNICK, RICHARD, AND WADDELL
A CONCURRENT RESOLUTION
To call upon the Department of State Civil Service to adopt certain rules affecting layoff procedures, job classifications, and compensation.

Reported favorably.

HOUSE BILL NO. 227—
BY REPRESENTATIVE GREENE
AN ACT
To amend and reenact R.S. 43:31(B)(2), relative to public printing; to remove certain exemptions from certain public printing requirements; to limit certain exemptions from certain public printing requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 591—
BY REPRESENTATIVE ELLINGTON
AN ACT
To amend and reenact R.S. 24:55(D)(2) and (E)(2), R.S. 42:1115.1(F), and R.S. 49:76(D)(2) and (E)(2), relative to laws within the jurisdiction of the Board of Ethics; to provide relative to the meaning of certain terms and phrases within such laws; to provide relative to the reporting of certain expenditures; to provide for application and effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 595—
BY REPRESENTATIVES DANAHAY, ARNOLD, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, FOIL, GREENE, HOFFMANN, LABRUZZO, LERG, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, JANE SMITH, TUCKER, AND WADDELL AND SENATORS KOSTELKA AND MICHOT
AN ACT
To enact R.S. 42:1266 and Chapter 27 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1501, relative to unclassified civil service; to provide relative to the duties and responsibilities of certain unclassified officials and employees; to require certain education for certain unclassified officials and employees; to provide for the development and content of the education; to provide for duties and responsibilities relative to the education; to make the compensation of certain unclassified officials and employees contingent upon the conduct of certain duties; to provide definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 695—
BY REPRESENTATIVE GREENE
AN ACT
To amend and reenact R.S. 42:1125(A), (C)(introductory paragraph), (D), and (E) and to enact R.S. 42:1125(F), relative to gubernatorial transition and inauguration; to provide relative to contribution limits; to provide relative to reporting; to provide relative to the duties of the Board of Ethics; to provide relative to certain records; to provide for effectiveness and applicability; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 840—
BY REPRESENTATIVE WHITE
AN ACT
To enact R.S. 29:727(1), relative to parish homeland security and emergency preparedness agencies; to provide for the creation of parish emergency management advisory committees; to provide for the membership of the committee; to provide for reporting procedures; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 852—
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact R.S. 8:673, 676, 677, 678(A)(introductory paragraph), 679(A), (B)(introductory paragraph), (C), and (D), 680, and 681, R.S. 17:407.4(C), (D), and (E), R.S. 28:821(D), R.S. 36:3(2), 301(A), and 913(A), R.S. 37:2551 and 2552(A), R.S. 40:2109(C), R.S. 46:2623(B) and (D), R.S. 48:53, R.S. 49:149.62(B) and 968(D)(3)(a), R.S. 51:912.51, 912.52, 935.1(A)(1)(a), (B), (1), and (D), 2452(A)(introductory paragraph), and 2453(2)(d), and Article XIV, Section 47(P)(3) of the Constitution of 1921, continued as statute by Article XIV, Section 16 of the Constitution of 1974, and to repeal R.S. 8:675, R.S. 17:24.4(I), 661, 407.14, 407.3, and 3951(B)(13), R.S. 36:4(Q) and (V), 209(C)(1)(H) and (I)(3), 259(J)(2), (K), (R), and (T), 309(E) and (F), 651(V) and (W), and 805, R.S. 41:1602, R.S. 42:456.2, R.S. 46:2622(2) and 2624, R.S. 49:149.62(C), and R.S. 51:955.3(F) and Chapter 39-A of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2375 through 2383, relative to boards, commissions, authorities, and like entities; to abolish certain inactive boards, commissions, authorities, and like entities; to remove references to, provisions concerning the use of the Performance Planning and Review (PPR) system and pay increases for employees and to submit a report thereon to the legislature and certain committees thereof and also to direct all state departments and agencies to submit information to the Department of State Civil Service necessary for completion of such report.

Reported favorably.
the Louisiana Home Instruction for Preschool Youngsters Advisory Board, the A. Z. Young Memorial Commission, the Archaeology Survey and Antiquities Commission, the Louisiana Unmarked Burial Sites Board, the Disability Services and Supports System Planning Group, the Statewide Health Coordinating Council, the Louisiana Medical Assistance Trust Fund Advisory Council, the Minority Health Affairs Commission, the Louisiana Economic Development Council and Cabinet Advisory Group on Economic Development, the Manufactured Housing State Administrative Agency, the Uniform Payroll Insurance Committee, and the Economic Development Funding Board; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; to provide relative to the Board of Examiners of Certified Shorthand Reporters; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

ROBERT W. KOSTELKA
Chairman

Senate Bills and Joint Resolutions

SENATE BILL NO. 42—
BY SENATORS MURRAY, DUPLESSIS AND GRAY EVANS AND REPRESENTATIVE LEGER
AN ACT
To enact Subpart Q of Part II-A of Chapter 1, Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1299.96.11, through 1299.96.14, relative to the Rural Hospital Information Technology Loan Fund; to provide for uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 42 by Senator Murray

AMENDMENT NO. 1
On page 2, line 5, change "shall pay" to "shall pay, subject to an annual appropriation by the legislature."

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

SENATE BILL NO. 90—
BY SENATORS GRAY EVANS AND LAFLEUR
AN ACT
To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:409.1 through 409.7, and to enact R.S. 36:651(BB), relative to school facilities; to create and provide for the Louisiana Statewide Education Facilities Authority in the Department of Education; to provide for a board of commissioners and an advisory council and for their membership, powers, duties, and functions; to provide for rules; to provide relative to program participation; to provide relative to ownership and control of public school facilities funded through the authority; to provide relative to implementation and funding; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENGATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 90 by Senator Gray Evans

AMENDMENT NO. 1
On page 7, at the beginning of line 16, insert "A."

AMENDMENT NO. 2
On page 7, between lines 20 and 21, insert the following: "B. Implementation of the provisions of this Part shall be subject to the appropriation of state funds by the legislature for this purpose."

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

SENATE BILL NO. 226—
BY SENATOR GRAY EVANS
AN ACT
To enact R.S. 47:870 and R.S. 51:2357, relative to the dedication of certain tobacco proceeds; to establish the Technology Commercialization Fund as a special fund in the state treasury; to provide for the use of monies in the fund; to authorize a grants program related to commercialization of technologies developed at certain institutions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENGATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 226 by Senator Gray Evans

AMENDMENT NO. 1
On page 1, line 16, change "transfer" to "transferred, subject to an annual appropriation by the legislature."

AMENDMENT NO. 2
On page 2, line 8, change "transferred" to "transferred, subject to an annual appropriation by the legislature."

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

SENATE BILL NO. 246—
BY SENATORS CHEEK, NEVERS AND THOMPSON
AN ACT
To enact Part XXIX-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.96.11 through 1299.96.14, relative to the Rural Hospital Information Technology Loan Fund; to provide findings and purpose; to provide for the use of monies in the fund; to establish the Technology Commercialization Fund as a special fund in the state treasury; to provide for the use of monies in the fund; to authorize a grants program related to commercialization of technologies developed at certain institutions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENGATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 246 by Senator Cheek

AMENDMENT NO. 1
On page 1, on lines 3 and 4, change "Rural Hospital Information Technology Loan Fund" to "Electronic Health Records Loan Program"

AMENDMENT NO. 2
On page 1, at line 6, change "rural hospitals" to "health care providers"
26th DAY'S PROCEEDINGS

On page 1, delete line 12 and insert the following:

"PART XXIX-A. ELECTRONIC HEALTH RECORDS
LOAN PROGRAM ACT"

On page 1, at lines 14 and 15, change "Rural Hospital Information Loan Fund Act," to "Electronic Health Records Loan Program.

On page 2, delete lines 1 through 3.

On page 2, line 20, change "(4)" to "(3)"

On page 2, line 21, between "2009" and before the comma "", insert "ARRA"

On page 2, line 22, change "health information technology" to "HIT"

On page 2, line 25, change "electronic health record" to "EHR"

On page 2, line 28, change "electronic health record technology" to "an EHR"

On page 2, line 29, change "(5)" to "(4)"

On page 3, line 1, change "Louisiana's rural hospitals" to "many of Louisiana's providers"

On page 3, line 6, change "hospitals" to "providers"

On page 3, line 7, change "electronic health record" to "EHR"

On page 3, delete the lines 10 through 17 and insert the following:

"(5) The ARRA's loan program competitive grant provisions are designed to facilitate the widespread adoption of certified EHR technology, thus achieving provider eligibility for the enhanced Medicare and Medicaid reimbursements. The application process requires that the state develop and submit a strategic plan that will be annually updated, and that must include a list of the projects to be assisted through the program, a description of the criteria and methods established for the distribution of funds, the financial status of the loan fund as of the date of submission of the plan and the short-term and long-term goals of the program.

(6) In 2007, the state authorized the secretary to enter into a Cooperative Endeavor Agreement ("CEA") with the Rural Health Coalition, Inc. (the "Coalition"), for the establishment of the Louisiana Rural Health Information Exchange (LARHIX), a multi-regional health care information exchange. With the funding provided, seven rural hospitals acquired EHR technology and were linked to Louisiana State University Health Sciences Center - Shreveport (LSUHSC-S) via a state-of-the-art integration engine, permitting a panel of specialists to access a patient's medical record in real time while consulting with the rural patient over the telemedicine equipment located at the rural hospital. In 2008, the state entered into a five-year CEA with the Coalition and provided funding to expand the network to seven additional rural hospitals, LARHIX has been honored as a network model with multiple award nominations by national technology organizations.

(7) The state is required to meet federal match requirements to secure funding under the ARRA loan program provisions. Once such funding is secured, the state can establish the loan program and thereby make application for ARRA program funds. When established, the loan program will facilitate the expansion of current efforts, including LARHIX, to assist providers in acquiring certified EHR technology. By enacting this legislation, the legislature is providing the department and the secretary with specific authority to facilitate the state's application for ARRA loan program funding and to administer the state's EHR loan program.

On page 4, delete lines 3 through 20, and insert the following:

"$1299,9614. Establishment of the Electronic Health Records Loan Program

A. The "Electronic Health Records Loan Program" is hereby created within the department.

B. (1) The secretary is hereby authorized to establish the Electronic Health Records Loan Program utilizing such sums that are made available through any one or more of the following:

(a) Annual appropriation.

(b) A public/private partnership involving financial institutions.

(c) Any other method authorized by law.

(2) Such funding shall be utilized by the state to satisfy the federal match requirements of the loan program provisions of ARRA.

(3) All loan program funds shall be administered by the department pursuant to the provisions of this Part.

C. To the extent permitted by law, the debt service associated with loans made to eligible providers shall be serviced from funds received from such providers as enhanced reimbursements under ARRA.

D. The department shall assist the state in the preparation of a competitive grant application and any other required submissions to secure funding made available under the ARRA loan program provisions.

E. The secretary is authorized to enter into CEAs to facilitate with any entity access to the ARRA loan program funding and to make loans to eligible providers to provide for the acquisition and implementation of certified EHR technology by eligible providers.

F. The secretary shall enter into a CEA with the Coalition, the terms of which shall govern the program's loans made available to rural hospitals so as to provide for the expansion and administration of LARHIX and other related matters.

G. The secretary may consult with the Louisiana Healthcare Quality Forum in administering this program.

Section 2. 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 Michot, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.
SENATE BILL NO. 267—
BY SENATORS MICHOT, APPEL, CROWE, DUPLESSIS, LONG, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND WILLMOTT
AN ACT
To enact R.S. 49:308.5, relative to special funds in the state treasury and dedicated money; to provide for an annual performance report of the activities funded by such special funds; to abolish and repeal certain funds and certain statutory dedications; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 267 by Senator Michot

AMENDMENT NO. 1
On page 1, line 4, after “funds;” delete the remainder of the line and insert “district attorney’s office.

AMENDMENT NO. 2
On page 9, line 10, change “Section 4” to “Section 5”

AMENDMENT NO. 3
On page 8, delete line 20 and insert the following:

AMENDMENT NO. 4
On page 9, between lines 9 and 10, insert the following:

AMENDMENT NO. 5
On page 1, line 4, after “532(10)” insert “and 535(A)(7)”

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

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 316 by Senator Nevers

AMENDMENT NO. 1
On page 8, delete line 20 and insert the following: “sources, as annually appropriated by the legislature.”

AMENDMENT NO. 2
On page 9, between lines 9 and 10, insert the following: “Section 4. Implementation of the provisions of this Act shall be subject to the annual appropriation of state funds for this purpose.”

AMENDMENT NO. 3
On page 9, line 10, change “Section 4” to “Section 5”

On motion of Senator Michot, 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. 36—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; and to provide for related matters.

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

HOUSE BILL NO. 43—
BY REPRESENTATIVES GEYMANN AND KATZ
AN ACT
To enact R.S. 40:991 and Code of Criminal Procedure Article 532(10), relative to controlled dangerous substances; to provide for proof of a valid prescription as a defense against a violation of the Uniform Controlled Dangerous Substances Act; to provide for a time period for claiming the prescription as a defense; to provide that a valid prescription is a ground for a motion to quash in criminal prosecution; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 43 by Representative Geymann

AMENDMENT NO. 1
On page 1, line 2, after “532(10)” insert “and 535(A)(7)”

AMENDMENT NO. 2
On page 9, line 15, after “to the” delete the remainder of the line and insert “district attorney’s office.”

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 316 by Senator Nevers

AMENDMENT NO. 1
On page 8, delete line 20 and insert the following: “sources, as annually appropriated by the legislature.”

AMENDMENT NO. 2
On page 9, between lines 9 and 10, insert the following: “Section 4. Implementation of the provisions of this Act shall be subject to the annual appropriation of state funds for this purpose.”

AMENDMENT NO. 3
On page 9, line 10, change “Section 4” to “Section 5”

On motion of Senator Michot, 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. 36—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; and to provide for related matters.

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

HOUSE BILL NO. 43—
BY REPRESENTATIVES GEYMANN AND KATZ
AN ACT
To enact R.S. 40:991 and Code of Criminal Procedure Article 532(10), relative to controlled dangerous substances; to provide for proof of a valid prescription as a defense against a violation of the Uniform Controlled Dangerous Substances Act; to provide for a time period for claiming the prescription as a defense; to provide that a valid prescription is a ground for a motion to quash in criminal prosecution; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 316 by Senator Nevers

AMENDMENT NO. 1
On page 8, delete line 20 and insert the following: “sources, as annually appropriated by the legislature.”

AMENDMENT NO. 2
On page 9, between lines 9 and 10, insert the following: “Section 4. Implementation of the provisions of this Act shall be subject to the annual appropriation of state funds for this purpose.”

AMENDMENT NO. 3
On page 9, line 10, change “Section 4” to “Section 5”

On motion of Senator Michot, 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. 36—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; and to provide for related matters.

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

HOUSE BILL NO. 43—
BY REPRESENTATIVES GEYMANN AND KATZ
AN ACT
To enact R.S. 40:991 and Code of Criminal Procedure Article 532(10), relative to controlled dangerous substances; to provide for proof of a valid prescription as a defense against a violation of the Uniform Controlled Dangerous Substances Act; to provide for a time period for claiming the prescription as a defense; to provide that a valid prescription is a ground for a motion to quash in criminal prosecution; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.
HOUSE BILL NO. 82—
was read by title and referred to the Legislative Bureau.

To enact R.S. 40:964(Schedule I)(C)(5.1) and (E)(5.1), relative to the

HOUSE BILL NO. 69—
was read by title and referred to the Legislative Bureau.

To amend and reenact R.S. 14:72.4(B), relative to offenses against

Legislative Bureau.

adopted. The amended bill was read by title and referred to the

that substance.

commencement of the trial, when based on the ground that:

On page 2, after line 15, insert the following:

AMENDMENT NO. 9
On page 2, after line 15, insert the following:

Art. 535. Time to file motion to quash
A. A motion to quash may be filed of right at any time before
commencement of the trial, when based on the ground that:
* * *
(7) The individual charged with a violation of the Uniform
Controlled Dangerous Substances Law has a valid prescription for
that substance: * * *

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

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

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

HOUSE BILL NO. 69—
BY REPRESENTATIVE LOPINTO
AN ACT
To enact R.S. 40:964(Schedule I)(C)(5.1) and (E)(5.1), relative to the
Controlled Dangerous Substances Law; to add drugs to Schedule
I classification; and to provide for related matters.

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

HOUSE BILL NO. 82—
BY REPRESENTATIVES BILLIOT, ABRAMSON, ANDERS, ARMES,
ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONI,
BARNAS, BARKOW, BURFORD, HENRY BURNS, TIM BURNS, BURRELL,
CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY,
CONNICK, CORTEZ, CROMER, DANAHEY, DIXON, DOERGE, DOVE,
DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN,
GALLOT, GEYMANN, GISCAIL, GREENE, ELBERT GUILLORY,
Mickey Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard,
Hutter, Girod Jackson, Michael Jackson, Johnson, Johnson,
Rosalind Jones, Sam Jones, Katz, Kleckley, Labruzzo, Lafon,
Lambert, Landry, Lebas, Lege, Legi, Little, Lopinto, McvEA, Mills, Monica, Montoucet, Morris, Norton,
NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH,
RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY,
Schroder, Simon, Smiley, Gary Smith, Jane Smith, Patricia
Smith, ST. GERMAIN, StIAES, TALBOT, TEMPLET, THIBAUT,
Tucker, Waddell, White, Williams, Willmott, and Wooton
AN ACT
To enact R.S. 14:95.1(D), relative to the crime of possession of a
firearm or carrying a concealed weapon by a person convicted
of certain felonies; to provide for the definition of a firearm
relative to that crime; and to provide for related matters.

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

HOUSE BILL NO. 87—
BY REPRESENTATIVE CARMODY
AN ACT
To amend and reenact R.S. 14:81(A)(2), (C), and (E), relative to
indecent behavior with juveniles; to amend the elements of the
crime with regard to the type and method of delivery of lewd or
lascivious communications to include textual, visual, written, or
oral communications; to provide for definitions; and to provide
for related matters.

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

HOUSE BILL NO. 91—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 13:996.66, relative to judicial expense funds; to
provide for an additional fee to be collected as court costs by the
clerk of court; to fund a judicial expense fund for the Twenty-
Fifth Judicial District Court; to provide that the additional funds
collected shall be placed into a separate account; to provide for
uses of the fund; to require an annual audit of the fund; to
provide for restrictions on use of the fund; to provide for a
contingent effective date; and to provide for related matters.

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

HOUSE BILL NO. 132—
BY REPRESENTATIVE GEYMANN
AN ACT
To amend and reenact R.S. 14:30.1(A)(3) and (4), relative to second
degree murder; to modify the definition of second degree
murder to include the unlawful distribution or dispensing of all
controlled dangerous substances and combinations of those
substances; and to provide for related matters.

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

HOUSE BILL NO. 147—
BY REPRESENTATIVE LAFONTA
AN ACT
To amend and reenact R.S. 37:2160(C) and 2162(I) and to enact R.S.
37:2158(E) and 2160(D), relative to the business of contracting;
to provide for increased criminal penalties for engaging in the
business of contracting without authority; to provide for an
increase in civil penalties which may be assessed for a violation
of provisions of law regulating the business of contracting; to
provide for the remission of fines to the contractor’s educational
trust fund; and to provide for related matters.

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

HOUSE BILL NO. 150—
BY REPRESENTATIVE MONTUCET AND SENATOR HEBERT
AN ACT
To enact R.S. 13:783(D)(7), relative to expenses of the clerk’s office;
to authorize the clerks of the district courts in Acadia Parish and
in Iberia Parish to receive an automobile expense allowance; and
to provide for related matters.
HOUSE BILL NO. 155—
BY REPRESENTATIVE HARDY
AN ACT
To amend and reenact R.S. 44:9(A)(3)(a) and to enact R.S. 14:32(A) and 39 and to enact R.S. 14:112.1(B) and to enact R.S. 14:32(C)(3),(D), and (E), relative to certain crimes involving criminal negligence; to amend the definition of negligent homicide to include the killing of a human being by a dog or other animal; to amend the definition of negligent criminal injuring to include an injury caused by a dog or other animal; to provide for exceptions; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 157—
BY REPRESENTATIVES AUSTIN BADON AND LEGER
AN ACT
To amend and reenact R.S. 14:112.1(B) and to enact R.S. 15:587(G), relative to criminal history information; to provide for the remission of fees charged for providing this information; to provide for the use of some of those fees; to authorize the sheriff to conduct screening functions; and to provide for related matters.

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

HOUSE BILL NO. 186—
BY REPRESENTATIVE WOOTON
AN ACT
To amend and reenact Children's Code Article 818(C), relative to juvenile identification procedures; to provide for the maintenance of juvenile fingerprints; to delete the provision applicable to the destruction of fingerprint records of certain juveniles upon reaching the age of seventeen; and to provide for related matters.

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

HOUSE BILL NO. 221—
BY REPRESENTATIVE THIBAUT
AN ACT
To amend and reenact Code of Criminal Procedure Article 894.2(A) and (G), relative to sentencing in criminal cases; to provide with respect to home incarceraion; to authorize home incarceration either in lieu of imprisonment or in addition to a term of imprisonment; to increase the maximum number of years a defendant may be sentenced to home incarceration for a felony; and to provide for related matters.

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

HOUSE BILL NO. 225—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact R.S. 44-9(A)(3)(a) and to enact R.S. 44:9(A)(4) and (K), relative to expungement of arrest records in misdemeanor and felony cases; to increase the fee that the Bureau of Criminal Identification and Information may charge for processing an expungement when ordered to do so by the court; to provide that no fee shall be charged in certain cases; to require the expungement fees to be imposed in all other cases; to authorize the sheriff and the district attorney to charge a processing fee for expungement of arrest records when ordered to do so by the court; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 264 by Representative Edwards

AMENDMENT NO. 1
On page 2, delete lines 3 through 16 in their entirety and insert the following:

"K. The following applicants for expungement shall not be required to pay any fee to the clerk of court, the Bureau of Criminal Identification and Information, sheriff, the district attorney, or any other agency to obtain or execute an order of a court of competent jurisdiction to expunge the following arrest from the individual's arrest record if a certification obtained from the district attorney is presented to the clerk of court which verifies that the applicant has no felony convictions and no pending felony charges under a bill of information or indictment and at least one of the following applies:

(1) The applicant was acquitted, after trial, of all charges derived from the arrest, including any lesser and included offenses.
(2) The applicant was arrested and was never prosecuted within the time limitations prescribed in Chapter 1 of Title XVII of the Code of Criminal Procedure and did not participate in a pretrial diversion program.

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

HOUSE BILL NO. 279—
BY REPRESENTATIVES RICHARDSON AND WHITE
AN ACT
To amend and reenact R.S. 13:910, relative to clerks of court; to provide for the appointment of certain deputy clerks of court in East Baton Rouge Parish; to provide relative to the powers and authority of the deputy clerks of court; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 279 by Representative Richardson

AMENDMENT NO. 1
On page 1, delete line 19 and insert the following:

"B. The clerk of"
HOUSE BILL NO. 282—
BY REPRESENTATIVE CHAMPAGNE
AN ACT
To amend and reenact Children's Article Code 793.1(introductory paragraph), 793.2 (introductory paragraph), and 793.3 (A), (B)(introductory paragraph), and (D) and to repeal Children's Code Article 793.3(E), relative to reauthorization of the early intervention program for at-risk children; to make the program permanent; to eliminate a sunset date for the program; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 312—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 14:95.1(A), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to add a conviction for possession of a firearm while in the possession of or during the sale or distribution of a controlled dangerous substance as a predicate offense for the crime of unlawful possession of a firearm by persons convicted of certain felonies; and to provide for related matters.

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

HOUSE BILL NO. 341—
BY REPRESENTATIVES CONNICK AND TUCKER AND SENATOR CHAISON
AN ACT
To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the legal fees and expenses incurred by Dr. Anna Pou; to provide for payment to the Dr. Anna Pou Defense Fund; to provide for payment to the LSU Healthcare Network; and to provide for related matters.

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

HOUSE BILL NO. 399—
BY REPRESENTATIVES GEYMANN AND WOOTON
AN ACT
To enact R.S. 40:964(Schedule IV)(B)(52), relative to controlled dangerous substances; to add Carisoprodol to Schedule IV; and to provide for related matters.

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

HOUSE BILL NO. 476—
BY REPRESENTATIVES CONNICK, HENRY BURNS, CARTER, CHAMPAGNE, FOIL, LEGER, LLIG, LITTLE, MILLS, PERRY, POPE, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, TEMPLET, THIBAUT, AND WILLMOTT AND SENATORS CROWE, PUGH, ROBIDEAUX, SIMON, SMILEY, MC BRIDE, LEGRAND, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, POPE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, AMENDMENT NO. 6
On page 3, delete lines 20 through 29 in their entirety and on page 4, delete lines 1 through 3 in their entirety and insert the following:

B. The following acts, when committed by a person convicted of an aggravated offense as defined in R.S. 15:534(2) when the victim is under the age of thirteen years, shall constitute the crime of unlawful residence or presence of a sex offender:

1. (1) The physical presence of the offender in, on, or within one thousand feet of a day care center, group home, residential home, or child care facility as defined in R.S. 46:1403, or a family child day care home as defined in R.S. 46:1441.1.

2. (2) The establishment of a residence within one thousand feet of any day care center, group home, residential home, or child care facility as defined in R.S. 46:1403, a family child day care home as defined in R.S. 46:1441.1, playground, public or private youth center, public swimming pool, or free standing video arcade facility.

C. (1) It shall not be a violation of the provisions of this Section if the offender has permission to be present on school premises from the superintendent of the school board in the case of a public school or the principal or headmaster in the case of a private school.

(2) If permission is granted to an offender to be present on public school property by the superintendent for that public school pursuant to this Subsection, then the superintendent shall notify the principal at least twenty-four hours in advance of the visit by the offender. This notification shall include the nature of the visit and the date and time in which the sex offender will be present in the school. The offender shall notify the office of the principal upon arrival on the school property and upon departing from the school. If the offender is to be present in the vicinity of children, the offender shall remain under the direct supervision of a school official.

(3) Any superintendent, principal, or school master who acts in good faith in compliance with this Subsection shall be immune from civil or criminal liability for his actions in connection with any injury or claim arising from an offender being present on school property pursuant to permission granted by that superintendent, principal, or school master.

For purposes of this Section:

E. Whoever violates the provisions of this Section shall be fined not more than one thousand dollars, imprisoned with or without hard labor for not more than one year, or both."

On motion of Senator Dorsey, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.
HOUSE BILL NO. 554—
BY REPRESENTATIVES LANDRY, BOBBY BADON, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CORTEZ, DOERGE, DOWNING, HUTTER, SAM JONES, KATZ, LABRUZZO, MILLS, ROBIDEAUX, AND WOOTON
AN ACT
To enact R.S. 29:735.3.1, relative to homeland security; to provide civil immunity during a declared state of emergency; to provide immunity for gratuitous volunteers providing care in coordination with the state or political subdivisions; to provide an exception for gross negligence or willful misconduct; to provide an exception for care which requires a license; and to provide for related matters.

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

HOUSE BILL NO. 564—
BY REPRESENTATIVES ABRAMSON, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, BROSSET, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHANEY, FOIL, GISCLAIR, GUINN, HARDY, HAYZL, HENDERSON, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIRON JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LAFONTA, LEGER, LIGI, PEARSON, PETERSON, POPE, RICHARDSON, RICHMOND, ROY, SMILEY, ST. GERMAIN, STAES, TEMPLET, THIBAUT, TUCKER, WADDELL, WILLIAMS, AND WOOTTON
AN ACT
To enact R.S. 14:46.3, relative to trafficking of children for sexual purposes; to create the crime of trafficking of children for sexual purposes; to provide for definitions; to prohibit the use of certain defenses; to provide for criminal penalties; and to provide for related matters.

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

HOUSE BILL NO. 565—
BY REPRESENTATIVE MONTOUCET
AN ACT
To amend and reenact Children's Code Articles 839(C) and 840(C), relative to informal adjustment agreements; to extend the maximum period of informal adjustment; and to provide for related matters.

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

HOUSE BILL NO. 566—
BY REPRESENTATIVE ERNST
AN ACT
To amend and reenact Children's Code Articles 839(C) and 840(C), relative to informal adjustment agreements; to provide with respect to authority of the court to utilize a teen or youth court program; to require the consent of the district attorney; to extend the maximum period of informal adjustment; and to provide for related matters.

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

HOUSE BILL NO. 568—
BY REPRESENTATIVE MONTOUCET
AN ACT
To enact R.S. 14:40.6, relative to the unlawful disruption of a school; to create the crime of the unlawful disruption of the operation of a school; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 688—
BY REPRESENTATIVES LANDRY, BOBBY BADON, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CORTEZ, DOERGE, DOWNING, HUTTER, SAM JONES, KATZ, LABRUZZO, MILLS, ROBIDEAUX, AND WOOTON
AN ACT
To enact R.S. 46:51.2(G) and (H), relative to criminal background checks; to authorize the release of certain criminal history information to the Department of Social Services; to provide the department with the authority to receive such information; to mandate that national criminal history checks be requested on certain individuals; to expand hiring prohibitions for certain individuals; and to provide for related matters.

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

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 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.

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

HOUSE BILL NO. 710—
BY REPRESENTATIVES ERNST AND FOIL
AN ACT
To amend and reenact R.S. 29:26(A), 28.1(B), and 148, relative to the Military Department; to provide for benefits paid to members of the military forces of the state; to authorize the operation of certain morale, welfare, and recreational activities; to provide for contempt of court for certain courts-martial; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 711—
BY REPRESENTATIVES RITCHIE, ANDERS, BOBBY BADON, HENRY BURNS, CHANEY, GISCLAIR, GUINN, HARDY, HAYZL, HENDERSON, HILL, HINES, HOFFMANN, HOWARD, JOHNSON, LITTLE, PERRY, SIMON, AND ST. GERMAIN
AN ACT
To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4425, relative to forestry; to create the Forestry Product Fairness Act; to provide for legislative purpose; to provide relative to forestry; to create the Forestry Product Fairness Act; to provide for legislative purpose; to provide relative to incentives to directly support the purchase of forestry products; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 755—
BY REPRESENTATIVES EDWARDS, BURFORD, TIM BURNS, CHANDLER, HINES, JOHNSON, RICHARDSON, AND WILMOTT
AN ACT
To amend and reenact R.S. 3:481.1(F) and to enact Civil Code Article 2315.3, relative to victims of child pornography; to provide for exemplary damages for children who are victims of child pornography; to provide for the sharing of information between law enforcement, the attorney general, and the National Center for Missing and Exploited Children; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.
SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 755 by Representative Edwards

AMENDMENT NO. 1
On page 1, at the end of line 12, change "the" to "an" and delete line 13 and insert in lieu thereof the following: "act of pornography involving juveniles, as defined by R.S. 14:81.1, regardless of whether the defendant was"

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

HOUSE BILL NO. 880—
BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS, GISC JING, HENRY BURNS, HOWARD, NORTON, AND POPE
AN ACT
To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; and to provide for related matters.

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

HOUSE BILL NO. 894— (Substitute for House Bill No. 809 by Representative Peterson)
BY REPRESENTATIVE PETERSON
AN ACT
To enact Children's Code Article 896.1 and Part VI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be Title 15 of the Louisiana Revised Statutes of 1950, to be

Rules Suspected

Senator Donahue asked for a suspension of the rules to recall Senate Concurrent Resolution No. 116 from the Committee on Health and Welfare.

Without objection, so ordered.

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATORS DONAHUE, ADLEY, ALARIO, Amedee, Appel, Caissi, Claibor, Crowe, Dorsey, Dupre, Erdey, B. Gautreaux, N. Gautreaux, Gray Evans, Heitmeier, Kostelka, Long, Marionneau, Martiny, Morrell, Morrish, Murray, Nevers, Quinn, Shaw and Smith
A CONCURRENT RESOLUTION
To authorize and direct that savings generated from cost effective practices in the NOW program be maintained in the NOW program and applied to new slots for those on the waiting list and to provide that the Department of Health and Hospitals report to the Joint Legislative Committee on the Budget the savings achieved and the number of waiver slots for people with developmental disabilities offered, filled, and served on a quarterly basis, beginning July 1, 2009.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gauthreaux N Morrish
Alario Gray Evans Mount
Amedee Guillory Murray
Appel Heitmeier Nevers
Broome Jackson Quinn
Cheek Kostelka Riser
Claibor Long Shaw
Crowe Marionneau Smith
Donahue Martiny Thompson
Dorsey McPherson Walsworth
Dupre Michot
Gautreaux B Morrell
Total - 34

NAYS

Total - 0

ABSENT

Adley Erdey LaFleur
Duplessi Hebert
Total - 5

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

Reconsideration

Pursuant to the previous notice given, the vote by which Senate Bill No. 136 failed to pass on Tuesday, June 9, 2009, was reconsidered.

SENATE BILL NO. 136—
BY SENATOR JACKSON
AN ACT
To amend and reenact R.S. 26:73(B) and 272(B), relative to alcoholic beverage permits; to provide for restaurant "R" permits, applications and fees; to provide for definitions; and to provide for related matters.

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

Senate Resolutions

on Second Reading

Reported by Committees

SENATE RESOLUTION NO. 39—
BY SENATORS CAISSEN, ALARIO, BROOME, CLEEK, DONAHUE, JACKSON, MICHOT, MURRAY, SMITH, THOMPSON AND WALSWORTH
A RESOLUTION
To urge and request that funds received by the state from the federal government as part of an economic recovery package, including the American Recovery and Reinvestment Act of 2009, be used to maximize the creation of American jobs and restoring economic growth and opportunity by spending such funds on products and services that are made or performed in the United States of America whenever and wherever possible and that any request to waive these procurement priorities be published.

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

On motion of Senator Caissen the resolution was read by title and adopted.
Senate Concurrent Resolutions on Second Reading
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 86—
BY SENATOR QUINN
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting multidistrict litigation in Louisiana.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL
The roll was called with the following result:

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

NAYS

Claitor     LaFleur      Riser
Crowe       Long         Shaw
Dorsey      Marinneaux   Smith
Dupre       McPherson    Walsworth
Total - 36

ABSENT

Donahue     Duplessis    Hebert
Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 87—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to conduct a comprehensive and thorough study of electronic discovery in civil proceedings.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL
The roll was called with the following result:

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

NAYS

Claitor     LaFleur      Riser
Crowe       Long         Shaw
Dorsey      Marinneaux   Smith
Dupre       McPherson    Walsworth
Total - 36

ABSENT

Donahue     Duplessis    Hebert
Total - 3

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage
Senator Broome in the Chair

SENATE BILL NO. 159—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 47:6007 (C)(2)(c)(iv), relative to tax credits; to provide for the kinds of expenditures which qualify an infrastructure project for initial certification on or before December 31, 2008; to provide for an effective date; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President          Erdey          Michot
Adley               Gautreaux B      Morrell
Alario             Gautreaux N      Morrish
Amedee           Guillory          Mount
Appel               Heitmeier        Murray
Broome            Jackson          Nevers
Cheek              Kostelka         Quinn
Crowe            LaFleur            Riser
Donahue         Long               Shaw
Dorsey         Marinneaux        Smith
Dupre             Martiny          Thompson
Total - 36

NAYS

Claitor     LaFleur      Riser
Crowe       Long         Shaw
Dorsey      Marinneaux   Smith
Dupre       McPherson    Walsworth
Total - 36

ABSENT

Donahue     Duplessis    Hebert
Total - 3

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

House Concurrent Resolutions on Second Reading
Reported by Committees
HOUSE CONCURRENT RESOLUTION NO. 75—
  BY REPRESENTATIVES HARDY AND BILLIOT
A CONCURRENT RESOLUTION
To urge and request the Federal Emergency Management Agency (FEMA) to develop a plan for the distribution of benefits after the occurrence of a natural disaster.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Adley Alario Amedee Appel Broome Check Cliattor Crowe Donahue Dorsey Dupre Total - 36
Erdey Gautreaux B Gautreaux N Guiltory Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny McPherson Michot Morrell Nevers Quinn Riser Shaw Smith Thompson Walsworth

NAYS
Total - 0

ABSENT
Duplessis Gray Evans Hebert Total - 3

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

House Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator Marionneaux asked that House Concurrent Resolution No. 114 be called from the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 114—
  BY REPRESENTATIVE PONTI
A CONCURRENT RESOLUTION
To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study and make recommendations with respect to issues relating to the Louisiana State Plumbing Code and the adoption of the International Plumbing Code.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Concurrent Resolution No. 114 by Representative Ponti

AMENDMENT NO. 1
On page 1, line 3, after "Affairs" insert "and the House Committee on Health and Welfare and the Senate Committee on Health and Welfare"

AMENDMENT NO. 2
On page 2, line 27, after "Affairs" insert "and the House Committee on Health and Welfare and the Senate Committee on Health and Welfare"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Adley Alario Amended Appel Broome Check Cliattor Crowe Donahue Dorsey Dupre Total - 33
Erdey Gautreaux B Gautreaux N Guiltory Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny McPherson Michot Morrell Nevers Quinn Riser Shaw Smith Thompson Walsworth

NAYS
McPherson Total - 1

ABSENT
Crowe Duplessis Total - 5
Gray Evans Hebert

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 368 by Representative Burrell

AMENDMENT NO. 1
On page 3, line 13, change "fifty" to "ninety"

AMENDMENT NO. 2
On page 3, at the end of line 14, delete the period "," and insert ",and access to such business is limited to persons eighteen years of age or older."
AMENDMENT NO. 3
On page 3, line 17, change "fifty" to "ninety"

AMENDMENT NO. 4
On page 3, at the end of line 19, delete the period "", and insert: "and access to such business is limited to persons eighteen years of age or older."

Senator N. Gautreaux moved adoption of the amendments.

Senator Chaisson objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee Claitor Donahue
Gautreaux B Gautreaux N Hebert
LaFleur Marionneaux Riser
Total - 9

NAYS
Mr. President Adley Alario Appel Cheek Dorsey Gautreaux B Gray Evans
Erdey Evans Jackson Kostelka Long Morrise Mount
Morrish Murray Nevers Quinn Thompson Walsworth
Total - 27

ABSENT
Broome Crowe Dupre Duplessis Martiny McPherson Morrell
Gautreaux B Heitmeier Jackson Kostelka Long Michot Mount
Maurice Nevers Nevers Quinn Smith Thompson Walsworth
Total - 6

The Chair declared the amendments were rejected.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 368 by Representative Burrell

AMENDMENT NO. 1
On page 1, line 4 after "display;" insert: "to provide for regulation of purchase or sale of shelf or display space;"

AMENDMENT NO. 2
On page 3, line 9, change "Section" to "Subsection A of this Section"

AMENDMENT NO. 3
On page 3 after line 19 insert:
"C. The purchase or sale of shelf or display space for the purpose of advantageous placement of tobacco products into the direct line of view of customers is strictly prohibited."

Senator N. Gautreaux moved adoption of the amendments.

Senator Chaisson objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee Claitor Donahue
Dupre Gautreaux B Hebert LaFleur
LaFleur Marionneaux Riser Smith
Total - 11

NAYS
Mr. President Mr. President Adley Alario Appel Cheek Dorsey Gautreaux B
Gray Evans Heitmeier Jackson Kostelka Long Morrise Morrell
Murray Nevers Quinn Shaw Thompson Walsworth
Mount
Total - 22

ABSENT
Broome Broome Crowe Duplessis
gautreaux N Erdey Martiny McPherson Morrell
LaFleur Heitmeier Jackson Kostelka Long Michot Mount
Morrise Murray Nevers Quinn Smith Thompson Walsworth
Total - 6

The Chair declared the amendments were rejected.

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

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 368 by Representative Burrell

AMENDMENT NO. 1
On page 3, at the end of line 19, delete the period "", and insert: "and access to such business is limited to persons eighteen years of age or older."

AMENDMENT NO. 2
On page 3, at the end of line 19, delete the period "", and insert: "and access to such business is limited to persons eighteen years of age or older."

Senator N. Gautreaux moved adoption of the amendments.

Senator Chaisson objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee Claitor Donahue
Dupre Gautreaux B Hebert LaFleur
LaFleur Marionneaux Riser Smith
Total - 12

NAYS
Mr. President Mr. President Adley Alario Appel Cheek Dorsey Gautreaux B
Gray Evans Heitmeier Jackson Kostelka Long Morrise Morrell
Murray Nevers Quinn Shaw Smith Thompson Walsworth
Mount
Total - 25

ABSENT
Broome Broome Crowe Duplessis
gautreaux N Erdey Martiny McPherson Morrell
LaFleur Heitmeier Jackson Kostelka Long Michot Mount
Morrise Murray Nevers Quinn Smith Thompson Walsworth
Total - 6

The Chair declared the amendments were rejected.
26th DAY'S PROCEEDINGS

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ABSENT

Broome  Marionneaux
Total - 2

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee  Gautreaux N
Total - 2

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

Rules Suspected

Senator Gray Evans asked for and obtained a suspension of the rules to revert to the order of:

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

Senator Gray Evans asked that Senate Resolution No. 90 be called from the Calendar.

SENATE RESOLUTION NO. 90—

BY SENATOR GRAY EVANS

A RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate June 10, 2009, as Delta Sigma Theta Sorority “Red and White” Day at the Senate of the Legislature of Louisiana.

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

House Bills and Joint Resolutions on Third Reading and Final Passage, Resumed

HOUSE BILL NO. 444—

BY REPRESENTATIVES PERRY, BALDONE, HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FORL, GISCLAIR, MICKEY GUILLOIR, LITTLE, MILLS, PEARSON, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, AND JANE SMITH 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 drivers licenses; to provide for scope of administrative hearings related to driver’s license suspension; 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 House Bill No. 444 by Representative Perry

AMENDMENT NO. 1

On page 1, at the end of line 2, delete “and”

AMENDMENT NO. 2

On page 2, at the end of line 6, delete “be” and delete lines 7 and 8 and insert “not include depositions of law enforcement witnesses.”

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Gautreaux N  Gray Evans  Marionneaux
Total - 3

The Chair declared the amended 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. 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.
Floor Amendments Sent Up

Senator Riser sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed House Bill No. 499 by Representative Monica

AMENDMENT NO. 1
On page 1, line 3, after "occupants" insert "who are thirteen years of age or older shall"

AMENDMENT NO. 2
On page 1, line 8, after "Except" insert "as provided by R.S. 32:295 for children under the age of thirteen or"

On motion of Senator Riser, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell season
Alario Erdey Morrell season
Amedee Gaultreaux B Morrell season
Appel Gaultreaux N Mount season
Broome Guillory Murray season
Cheek Heitmeier Nevers season
Claitor Jackson Quinn season
Crowe LaFleur Riser season
Donahue Long Shaw season
Dorsey Martiny Thompson season
Duplessis McPherson Walsworth season
Total - 33

NAYS

Appel Heitmeier Quinn season

ABSENT

Gray Evans Marionneaux season
Hebert Morrish season
Total - 4

The Chair declared the amended 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. 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.

Floor Amendments Sent Up

Senator Claitor sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed House Bill No. 119 by Representative Henry Burns

AMENDMENT NO. 1
On page 1, line 9, after "A."

AMENDMENT NO. 2
On page 1, line 20, after "than"

AMENDMENT NO. 3
On page 2, line 1, after "counsel."

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot season
Adley Erdey Morrell season
Alario Gaultreaux B Morrell season
Amedee Gaultreaux N Mount season
Appel Guillory Mount season
Alario Gaultreaux B Morrell season
Amedee Guillory Mount season
Appel Hebert Murray season
Broome Heitmeier Nevers season

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS
Total - 0

ABSENT

Gray Evans
Total - 1

The Chair declared the amended 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. 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.

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

Mr. President in the Chair

HOUSE BILL NO. 340—
BY REPRESENTATIVES HENRY, ARMES, BALDONE, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHANDLER, CROMER, DOVE, DOWNS, ERNST, FANNIN, GEYMANN, GISCLAIR, GREENE, GUINN, HARRISON, HAZEL, HOFFMANN, KLEUCKLEY, LABRIZZI, 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.

Floor Amendments Sent Up
Senator Claitor sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 340 by Representative Henry

AMENDMENT NO. 1
On page 1, line 1, delete "JOINT" and insert "CONCURRENT"

AMENDMENT NO. 2
On page 1, delete lines 2 through 17 and insert "To direct the Louisiana State Law Institute to study constitutional language relative to freedom of religion in Louisiana, and to report to the Legislature not later than February 1, 2010."

AMENDMENT NO. 3
On page 2, delete lines 1 through 16

Senator Claitor moved adoption of the amendments.

Senator Quinn objected.

ROLL CALL
The roll was called with the following result:

YEAS
Alario                        Gray Evans                  Morrell
Claitor                      Heitmeier                    Murray
Dorsey                        Jackson                      LaFleur
Gautreaux B                  Total - 10

NAYS
Adley                         Erdey                        Mount
Amedee                       Gautreaux N                 Nevers
Appel                        Hebert                       Quinn
Broome                       Kostelka                     Riser
Cheek                        Long                         Shaw
Crowe                        Martiny                      Smith
Donahue                      McPherson                    Thompson
Duplessis                    Michot                       Walsworth
Dupre                        Morrish
Total - 26

ABSENT
Mr. President
Total - 3

The Chair declared the amendments were rejected.

Floor Amendments Sent Up
Senator McPherson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 340 by Representative Henry

AMENDMENT NO. 1
On page 2, at the end of line 7, delete "November 2" and insert "August 28"

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Adley                        Erdey                        Morrish
Alario                       Gautreaux N                 Mount
Amedee                      Guillory                     Nevers
Appel                       Hebert                       Quinn
Broome                      Kostelka                     Riser
Cheek                       Long                         Shaw
Crowe                       Martiny                      Smith
Donahue                     McPherson                    Thompson
Duplessis                   Michot                       Walsworth
Total - 27

NAYS
Claitor                      Gautreaux B                 LaFleur
Dorsey                       Gray Evans                   Murray
Dupre                        Jackson
Total - 8
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 445 by Representative Baldone

AMENDMENT NO. 1
Delete Amendment Nos. 5, 6, and 7 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009.

On motion of Senator Dupre, the amendments were adopted.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 445 by Representative Baldone

AMENDMENT NO. 1
On page 2, line 3, change "Two years" to "One year"

AMENDMENT NO. 2
On page 2, line 4, change "Two years" to "One year"

AMENDMENT NO. 3
In Senate Committee Amendment No. 3, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009, on page 1, line 11, change "Four" to "Two"

AMENDMENT NO. 4
In Senate Committee Amendment No. 3, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009, on page 1, line 12, change "Four" to "Two"

AMENDMENT NO. 5
Delete Senate Committee Amendment No. 5, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009

Senator Martiny moved adoption of the amendments.

Senator Dupre objected.

ROLL CALL

The roll was called with the following result:

YEAS

Appel  Dorsey  Jackson
Broome  Duplessis  Martiny
Cheek  Gautreaux B  Murray
Claitor  Grey Evans  Thompson
Crowe  Hebert  
Donahue  Heitmeier  Total - 16

NAYS

Adley  Kostelka  Riser
Alario  Long  Shaw
Amedee  Michot  Smith
Dupre  Morrish  Walsworth
Erdy  Nevers  
Total - 14

ABSENT

Mr. President  LaFleur  Morrell
Gautreaux N  Marionneaux  Mount
Guillory  McPherson  Quinn
Total - 9

The Chair declared the amendments were adopted.
Notice Regarding Vote

Senator Broome stated she had voted in error on the amendment by Senator Martiny to House Bill No. 445. She voted yea on the amendment and had intended to vote nay. She asked that the Official Journal so state.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Marionneaux Thompson

Total - 2

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.

Notice Regarding Vote

Senator Thompson stated he appeared as absent on the vote on House Bill No. 445. He had intended to vote yea on the bill. He asked that the Official Journal so state.

HOUSE BILL NO. 447—

BY REPRESENTATIVE THIBAUT

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.

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

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.

The bill was read by title. Senator N. Gautreaux moved the final passage of the bill.
SENATE FLOOR AMENDMENTS
Amendments proposed by Senators LaFleur and Riser to Engrossed House Bill No. 599 by Representative Hill

AMENDMENT NO. 1
On page 2, line 6, after "position" delete the comma "," and insert "or if the judge determines that the respondents are not satisfactory.

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Marionneaux
Total - 1

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. 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.

Floor Amendments Sent Up
Senator McPherson sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator McPherson to Reengrossed House Bill No. 757 by Representative Dixon

AMENDMENT NO. 1
On page 2, line 10, after "Hospitals," and before "United" insert "or the"

AMENDMENT NO. 2
On page 2, line 11, after "general" and before "," delete "or any agent thereof"

AMENDMENT NO. 3
On page 2, line 15, after "payment" and before "," delete "or approval for payment"

AMENDMENT NO. 4
On page 2, line 17, after "a payment" delete "or approval"

AMENDMENT NO. 5
On page 2, line 18, before "by a" delete "for payment"

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Gautreaux N Marionneaux
Total - 2

The Chair declared the amended 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. 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, BURROW, TIM BURNS, BURRELL, CHANDLER, CORTEZ, DIXON, DOWNS, ELLINGTON, FANNIN, GISCLAIR, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAPONTA, LIGI, LITTLE, PEARSON, RICHARDSON, RITCHIE, STIAES, TALBOT, WILLIAMS, AND WILLMOTT
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. 40:1049.1 through 1049.11 and to repeal R.S. 40:962.1.1(D) and 962.1.2, relative to nonprescription compounds, mixtures, or preparations containing ephedrine, pseudoephedrine, or phenylpropanolamine; to provide that such nonprescription compounds, mixtures, or preparations and prescription products not otherwise scheduled are Schedule V drugs; to provide for the purchase of a photo identification prior to the purchase of nonprescription products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to require the purchaser sign a log book prior to the purchase of nonprescription products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for a central computer monitoring system to monitor the purchase of those products; to provide for the acquisition and implementation of the central computer monitoring system; to...
provide for the access to information contained in the central computer monitoring system; to provide for the sharing of that information by certain agencies; to provide with respect to funding for the central computer monitoring system; to provide limitations on the quantities of products containing pseudoephedrine, ephedrine, or phenylpropanolamine which may be sold within a specified period of time; to authorize the reporting of suspected violations of law which are discovered due to the Prescription Monitoring Program to appropriate law enforcement and prosecutorial agencies; to repeal the provision of law authorizing the secretary of the Department of Health and Hospitals to exempt certain products containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales and possession restrictions if determined not to be used in the manufacture or production of methamphetamine; to repeal conflicting provisions of law regarding the purchase of products 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.

**Senator N. Gautreaux in the Chair**

**Floor Amendments Sent Up**

Senator LaFleur sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator LaFleur to Reengrossed House Bill No. 890 by Representative Mills

**AMENDMENT NO. 1**

On page 12, below line 29 insert the following:

“Section 3. The scheduling of substances specified in R.S. 40:962.1.1(F) and 964 (Schedule V)(E), and the requirements in R.S. 40:1049.3 and 1049.4 as enacted by this Act shall not apply to any product that contains pseudoephedrine if that product contains not more than sixty milligrams of pseudoephedrine per package. The seller of such products shall store the products behind the counter or in a locked case where the purchaser does not have direct access, and limit the sale to one package per transaction.”

On page 13, line 1, change “Section 3.” to “Section 4.”

Senator LaFleur moved adoption of the amendments. Senator Hebert objected.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Appel Jackson</td>
<td>Smith</td>
</tr>
<tr>
<td>Claitor</td>
<td>LaFleur</td>
</tr>
<tr>
<td>Gray Evans</td>
<td>Shaw</td>
</tr>
<tr>
<td>Total - 7</td>
<td></td>
</tr>
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<tr>
<td>Alario Gautreaux B</td>
<td>Michot</td>
</tr>
<tr>
<td>Amedee Guilloiry</td>
<td>Morrish</td>
</tr>
<tr>
<td>Cheek Hebert</td>
<td>Murray</td>
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<tr>
<td>Crowe Heitmeier</td>
<td>Nevers</td>
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<tr>
<td>Donahue Kostelka</td>
<td>Quinn</td>
</tr>
<tr>
<td>Dorsey Long</td>
<td>Riser</td>
</tr>
<tr>
<td>Dupre Martiny</td>
<td>Thompson</td>
</tr>
<tr>
<td>Erdey McPherson</td>
<td>Walsworth</td>
</tr>
<tr>
<td>Total - 24</td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the amendments were rejected. The bill was read by title. Senator Hebert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President Erdey</td>
<td>Michot</td>
</tr>
<tr>
<td>Adley Gautreaux B</td>
<td>Morrell</td>
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<tr>
<td>Alario Gautreaux N</td>
<td>Morrish</td>
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<tr>
<td>Amedee Gray Evans</td>
<td>Mount</td>
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<tr>
<td>Appel Guilloiry</td>
<td>Murray</td>
</tr>
<tr>
<td>Broome Hebert</td>
<td>Nevers</td>
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<tr>
<td>Cheek Heitmeier</td>
<td>Quinn</td>
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<tr>
<td>Claitor Jackson</td>
<td>Riser</td>
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<tr>
<td>Crowe Kostelka</td>
<td>Shaw</td>
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<tr>
<td>Donahue Long</td>
<td>Smith</td>
</tr>
<tr>
<td>Dorsey Martiny</td>
<td>Thompson</td>
</tr>
<tr>
<td>Dupre McPherson</td>
<td>Walsworth</td>
</tr>
<tr>
<td>Total - 36</td>
<td></td>
</tr>
</tbody>
</table>

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

**Rules Suspended**

Senator Riser asked for and obtained a suspension of the rules to revert to the order of:

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

**Called from the Calendar**

Senator Riser asked that Senate Bill No. 5 be called from the Calendar.

**SENATE BILL NO. 5—**

BY SENATORS RISER, N. GAUTREAUX, CROWE, DUPLESSIS, ERDEY, HEBERT, KOSTELKA, LAFLEUR, MORRISH, NEVERS AND WALSWORTH

A JOINT RESOLUTION

Proposing to amend Article III, Sections 2 (A)(3)(a) and (4)(a) and 19 of the Constitution of Louisiana, relative to the legislature; to provide for the convening of the legislature for annual regular sessions; to provide for the effective date of legislation enacted at such sessions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

**Mr. President in the Chair**
Floor Amendments Sent Up

Senator McPherson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 5 by Senator Riser

AMENDMENT NO. 1
On page 2, after line 29, insert: "Section 2. Be it further resolved that this proposed amendment shall become effective January 1, 2012."

AMENDMENT NO. 2
On page 3, line 1, change "Section 2." to "Section 3."

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

On motion of Senator McPherson, the amendments were adopted.

Senator N. Gautreaux in the Chair

Floor Amendments Sent Up

Senator Alario sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Engrossed Senate Bill No. 5 by Senator Riser

AMENDMENT NO. 1
On page 1, line 15, delete "last" and insert "second"

AMENDMENT NO. 2
On page 1, line 15, delete "March January" and insert "March"

AMENDMENT NO. 3
On page 2, line 11, delete "last" and insert "second"

AMENDMENT NO. 4
On page 2, line 11, delete "April February" and insert "April"

AMENDMENT NO. 5
On page 3, line 9, delete "last" and insert "second" and delete "January" and insert "March"

AMENDMENT NO. 6
On page 3, line 10, delete "last" and insert "second" and delete "February" and insert "April"

On motion of Senator Alario, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux N Morrell
Alario Gray Evans Morrish
Amedee Guilory Mount
Appel Hebert Murray
Broome Heitmeier Nevers
Check Jackson Quinn
Crowe Kostelka Riser
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Martiny
Dupre McPherson

NAYS

Shaw Smith

ABSENT

Claitor Gautreaux B Marionneaux

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.

Mr. President in the Chair

Called from the Calendar

Senator Crowe asked that Senate Bill No. 152 be called from the Calendar.

SENATE BILL NO. 152—
BY SENATOR CROWE

AN ACT
To enact R.S. 51:1427, relative to unfair or deceptive trade practices; to prohibit certain goods, materials, and services from being sold or distributed to minors; to provide for definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 152 by Senator Crowe

AMENDMENT NO. 1
On page 2, at the end of line 12, change "contain" to "which depict"

AMENDMENT NO. 2
On page 2, line 11, after "C.", insert "(1)"

AMENDMENT NO. 3
On page 2, between lines 18 and 19, insert the following:

(2)(a) This Section shall not apply to speech or content distributed, communicated, or otherwise made available on a cable system.

(b) For purposes of this Section, the term "cable system" shall mean a facility consisting of a set of closed transmission paths and associated signal generation, reception, and control equipment that is designed to provide cable service which includes video programming and which is provided to multiple
subscribers within a community but does not include the following facilities or systems:

(i) A facility that serves only to retransmit the television signals of one or more television broadcast stations.

(ii) A facility that serves subscribers without using any public right of way.

(iii) A facility of a common carrier which is subject, in whole or in part, to common carrier regulation, except that such facility shall be considered a cable system to the extent the facility is used in the transmission of video programming directly to subscribers, unless the extent of such use is solely to provide interactive on-demand services.

(iv) An open video system to the extent the system is deemed under federal law not to be a cable system.

(v) Any facilities of an electric utility used solely for operating its electric system.

On motion of Senator Crowe, the amendments were adopted.

Floor Amendments Sent Up
Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 152 by Senator Crowe

AMENDMENT NO. 1
On page 1 line 4 after "definitions;" insert "to provide for notice;"

AMENDMENT NO. 2
On page 1, line 13, after "conduct" and before the period insert ", provided that written notice has been given to the retailer pursuant to Subsection (D) of this Section

AMENDMENT NO. 3
On page 2, between lines 18 and 19, insert the following:

"D. When a complaint is received alleging that a retailer has sold or distributed goods, materials, or services to a person under the age of eighteen, which meets the definition of Paragraph (2) of Subsection (A) of this Section, the Attorney General's Public Protection Division, Consumer Protection Section, shall notify the retailer, in writing by certified mail, that a complaint has been made. The complaint shall include a brief description of the goods, materials, or services sold or distributed which served as the basis for the complaint and the date that the alleged sale or distribution occurred. The written notice shall also advise the retailer that five such complaints may subject the retailer to a formal investigation by the Consumer Protection Section to determine if an unfair or deceptive trade practice, pursuant to this Section, has occurred."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments Sent Up
Senator Claitor sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 152 by Senator Crowe

AMENDMENT NO. 1
On page 1, line 17, after "anal to genital," delete "or oral to genital."

On motion of Senator Claitor, the amendments were adopted.

The bill was read by title. Senator Crowe moved the final passage of the amended bill.
Message from the House

HOUSE CONFEREES APPOINTED
June 10, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the
House of Representatives has appointed the following members, on
the part of the House of Representatives, to confer, with a like
committee from the Senate, on the disagreement to House Bill No.
406 by Representative Pearson:

Representatives Pearson, Kleckley and Foil.

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS
June 10, 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. 132—
BY SENATOR AMEDEE AND REPRESENTATIVES HENRY BURNS,
GREENE, HARRISON, HAZEL, HOWARD, LIGI, PERRY, RICHARDSON,
ROBIDEAUX, GARY SMITH, JANE SMITH, ST. GERMAIN AND WHITE
AN ACT
To enact R.S. 14:30(A)(10) and Code of Criminal Procedure Art.
905.4(A)(13), relative to the crime of first degree murder and
aggravated circumstances; to provide for elements of such
crime; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 120—
BY SENATOR ERDEY
AN ACT
To authorize the Livingston Parish School Board to create new
school districts that overlap the boundaries of existing school
districts; to provide relative to the continued collection of prior
taxes levied upon existing school districts; to provide relative to
the taxing authority of new school districts; and to provide for
related matters.

Reported without amendments.

SENATE BILL NO. 260—
BY SENATORS CLAITOR AND BROOME AND REPRESENTATIVE
GREENE
AN ACT
To amend and reenact R.S. 46:236.2(A)(2), relative to jurisdiction;
to provide relative to support orders; to provide procedures; to
provide relative to the jurisdiction of the Juvenile Court for East
Baton Rouge Parish; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 56—
BY SENATOR DONAHUE
AN ACT
To amend and reenact R.S. 15:1094.1(A), relative to the Florida
Parishes Juvenile Justice District; to provide for the composition
of the board of commissioners of the Florida Parishes Juvenile
Justice Commission; to provide for the appointment of one
additional commissioner for a four-year term; to provide certain
terms, conditions and procedures; and to provide for related
matters.

Reported without amendments.

SENATE BILL NO. 110—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 9:3573.3(F), 3573.4(F), 3573.6(B), and
3573.11(B), and to repeal R.S. 9:3573.11(C), relative to the
Credit Repair Services Organizations Act; to provide for the
filing of a registration statement with the attorney general; to
provide for certain terms, notifications, procedures, conditions,
and requirements; to provide for orders, injunctions, publication,
and availability of records to the general public; and to provide
for related matters.

Reported without amendments.

SENATE BILL NO. 151—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 35:191.4, relative to notaries public and registration of
notary instructors; to require the secretary of state to develop
and administer a program for the registration and reporting of
notary instructors; to provide relative to administration and
procedures for registration and reporting; to provide for the
duties of the secretary of state; to provide for penalties; and to
provide for related matters.

Reported without amendments.

SENATE BILL NO. 184—
BY SENATOR MURRAY AND REPRESENTATIVES ABRAMSON,
CHANLEY, ERNST, HINES, MILLS AND WILLMOTT
AN ACT
To amend and reenact Code of Civil Procedure Articles 3421, 3431,
3432, and 3434, and to repeal Code of Civil Procedure Article
3433, relative to small successions; to define a small succession;
to provide relative to small succession procedure and effects; to
authorize recognition and conveyance of an ownership interest in
certain immovable property through a small succession; to
provide certain definitions, procedures, conditions, and
requirements; to provide a prescriptive period for certain
actions; and to provide for related matters.

Reported without amendments.

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

Reported without amendments.

SENATE BILL NO. 70—
BY SENATOR MURRAY
AN ACT
To enact R.S. 44:181.7, relative to Orleans Parish; to specify the
amount of fees to be collected for notarial archives records by
the clerk of court, as ex officio recorder, of the Forty-First
Judicial District Court; to provide relative to the uses of such fee
amounts; to provide an effective date; and to provide for related
matters.

Reported without amendments.
SENATE BILL NO. 116—
BY SENATORS MARTINY AND MORRELL AND REPRESENTATIVES
CONNICK, LABRUZO, LIGI, LOPINTO, TALBOT AND WILLMOTT
AN ACT
To amend and reenact R.S. 13:967(C)(1), (J) and (L) and to enact
R.S. 13:967(M), relative to the Twenty-Fourth Judicial District;
to provide for the establishment of an indigent transcript fund;
to provide for court reporter fees; to provide for an effective
date; and to provide for related matters.
Reported without amendments.

SENATE BILL NO. 38—
BY SENATOR MICHOT
AN ACT
To amend and reenact R.S. 51:2101(D), relative to the Louisiana
Immersive Technologies Enterprise Commission; to provide for
the membership of the commission; and to provide for related
matters.
Reported without amendments.

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

Message from the House
CONCURRING IN
SENATE CONCURRENT RESOLUTIONS
June 10, 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. 35—
BY SENATORS MCPHERSON AND B. GAUTREAUX
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and
Development to conduct a pilot study on alternative truck-trailer
configurations to support the bio-fuels industry.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 111—
BY SENATOR NEVERS AND REPRESENTATIVE RITCHIE
A CONCURRENT RESOLUTION
To urge and request each city, parish, and other local public school
board and school superintendent to encourage all schools under
their jurisdiction and administration to support the formation
and ongoing activities of a Parent-Teacher Association unit.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 112—
BY SENATOR BROOME AND REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION
To commend Archbishop Alfred C. Hughes, the leader of the
Archdiocese of New Orleans, for his outstanding devotion to his
faith, for his many contributions of spiritual leadership and
tireless community service, and for his solace rendered to the
citizens of the state of Louisiana in their time of need.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 114—
BY SENATOR DUPLESSIS AND REPRESENTATIVES ARNOLD AND
WOOTON
A CONCURRENT RESOLUTION
To memorialize the United States Congress to maintain the private,
dual charter banking system as well as to preserve the thrift
charter and mutuality.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATOR CROWE AND REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION
To commend the Belle Chasse High School Lady Cardinals on
winning the Class 4A girls’ softball state championship title.
Reported without amendments.
Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 92—
BY SENATOR GRAY EVANS
A RESOLUTION
To commend Kim M. Boyle for her achievements and swearing in as
the first African American female president of the Louisiana
State Bar Association.
On motion of Senator Gray Evans the resolution was read by
title and adopted.

SENATE RESOLUTION NO. 93—
BY SENATOR LONG
A RESOLUTION
To express the sincere condolences of the Senate of the Legislature
of Louisiana upon the death of William Donald Long of Martin,
Louisiana.
On motion of Senator Long the resolution was read by title and
adopted.

SENATE RESOLUTION NO. 94—
BY SENATOR SMITH
A RESOLUTION
To commend Randi Adams on being named the 2009 Louisiana
Elementary School Student of the Year.
On motion of Senator Smith the resolution was read by title and
adopted.

Introduction of
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATORS MARTINY AND APPEL AND REPRESENTATIVE
WOOTON
A CONCURRENT RESOLUTION
To recognize and commend Kaci McGuire for her service and
leadership as communications officer of the first Legislative
Youth Advisory Council.
The resolution was read by title. Senator Martiny moved to
adopt the Senate Concurrent Resolution.
ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Adley</th>
<th>Alario</th>
<th>Amedee</th>
<th>Appel</th>
<th>Broome</th>
<th>Cheek</th>
<th>Clair</th>
<th>Crowe</th>
<th>Dorsey</th>
<th>Duplessis</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dupre</td>
<td>Erdey</td>
<td>Gautreaux N</td>
<td>Gray Evans</td>
<td>Hebert</td>
<td>Heitmeier</td>
<td>Jackson</td>
<td>Long</td>
<td>Martiny</td>
<td>McPherson</td>
<td>Michot</td>
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<td>Morrell</td>
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<td>Mount</td>
<td>Murray</td>
<td>Nevers</td>
<td>Quinn</td>
<td>Riser</td>
<td>Shaw</td>
<td>Smith</td>
<td>Thompson</td>
<td>Walsworth</td>
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</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT

<table>
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<tr>
<th>Gautreaux B</th>
<th>Kostelka</th>
<th>LaFleur</th>
<th>Marionneaux</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donahue</td>
<td>Guillory</td>
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<td>Total</td>
<td>6</td>
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<td></td>
</tr>
</tbody>
</table>

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

SENATE CONCURRENT RESOLUTION NO. 120—

A CONCURRENT RESOLUTION

To recognize and commend Ashton John Pruitt for his commitment and service as a senior member of the first Legislative Youth Advisory Council.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Adley</th>
<th>Alario</th>
<th>Amedee</th>
<th>Appel</th>
<th>Broome</th>
<th>Cheek</th>
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<th>Crowe</th>
<th>Dorsey</th>
<th>Duplessis</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Erdey</td>
<td>Gautreaux N</td>
<td>Gray Evans</td>
<td>Guillory</td>
<td>Hebert</td>
<td>Heitmeier</td>
<td>Jackson</td>
<td>Kostelka</td>
<td>LaFleur</td>
<td>Long</td>
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<td>Mount</td>
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<td>Nevers</td>
<td>Quinn</td>
<td>Riser</td>
<td>Shaw</td>
<td>Smith</td>
<td>Thompson</td>
<td>Walsworth</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT

<table>
<thead>
<tr>
<th>Gautreaux B</th>
<th>Marionneaux</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donahue</td>
<td></td>
</tr>
</tbody>
</table>

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

SENATE CONCURRENT RESOLUTION NO. 121—

A CONCURRENT RESOLUTION

To recognize and commend Ashton John Pruitt for his commitment and service as a senior member of the first Legislative Youth Advisory Council.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Adley</th>
<th>Alario</th>
<th>Amedee</th>
<th>Appel</th>
<th>Broome</th>
<th>Cheek</th>
<th>Clair</th>
<th>Crowe</th>
<th>Dorsey</th>
<th>Duplessis</th>
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<tbody>
<tr>
<td>Erdey</td>
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<td>Gray Evans</td>
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<td>Hebert</td>
<td>Heitmeier</td>
<td>Jackson</td>
<td>Kostelka</td>
<td>LaFleur</td>
<td>Long</td>
<td>McPherson</td>
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<td>Shaw</td>
<td>Smith</td>
<td>Thompson</td>
<td>Walsworth</td>
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</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT

<table>
<thead>
<tr>
<th>Gautreaux B</th>
<th>Marionneaux</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donahue</td>
<td>Gautreaux B</td>
</tr>
</tbody>
</table>

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

SENATE CONCURRENT RESOLUTION NO. 122—

A CONCURRENT RESOLUTION

To recognize and commend Mark Dupee for his commitment and service as a senior member of the first Legislative Youth Advisory Council.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Adley</th>
<th>Alario</th>
<th>Amedee</th>
<th>Appel</th>
<th>Broome</th>
<th>Cheek</th>
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<th>Crowe</th>
<th>Dorsey</th>
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</tr>
</thead>
<tbody>
<tr>
<td>Erdey</td>
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<td>Shaw</td>
<td>Smith</td>
<td>Thompson</td>
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</table>

NAYS

Total - 0

ABSENT

<table>
<thead>
<tr>
<th>Gautreaux B</th>
<th>Marionneaux</th>
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</thead>
<tbody>
<tr>
<td>Donahue</td>
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</tbody>
</table>

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

SENATE CONCURRENT RESOLUTION NO. 123—
BY SENATOR HEBERT AND REPRESENTATIVE CHAMPAGNE
A CONCURRENT RESOLUTION
To recognize and commend Jasmine Paul-Olivier for her commitment and service as a senior member of the first Legislative Youth Advisory Council.

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

ROLL CALL

The roll was called with the following result:

YEAS
Adley  Erdey  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  Shaw
Dorsey  Long  Smith
Duplessis  Martiny  Thompson
Dupre  McPherson  Walsworth
Total - 36

NAYS
Mr. President  Total - 1
Gautreaux B  Marionneaux  Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 123
BY SENATOR CHAISSON
A CONCURRENT RESOLUTION
To commend C.H. "Sonny" Savoie of St. Charles Parish upon being named president of the National School Boards Association.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President  Erdey  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  LaFleur  Smith
Donahue  Long  Thompson
Dorsey  Martiny  Walsworth
Duplessis  McPherson  Walsworth
Dupre  Michot  Total - 37

NAYS
Mr. President  Total - 1
Gautreaux B  Marionneaux  Total - 2

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

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 10, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 203—**

**BY REPRESENTATIVE ARMES**

A CONCURRENT RESOLUTION

To memorialize the Louisiana congressional delegation and the United States Congress to take such actions as are necessary to preserve a decades-old tradition in Louisiana by continuing to allow the use of dogs to hunt deer in the Kisatchie National Forest.

**HOUSE CONCURRENT RESOLUTION NO. 204—**

**BY REPRESENTATIVE FANNIN**

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct a comparative study of graduation rates in Louisiana public schools using a cohort of students in grades seven through twelve, instead of the traditional grades nine through twelve cohort, and annually to submit a written report, including specified information, to the House Committee on Education and the Senate Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 205—**

**BY REPRESENTATIVE BALDONE**

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to repeal the National Saltwater Angler Registry.

**HOUSE CONCURRENT RESOLUTION NO. 206—**

**BY REPRESENTATIVE POPE AND SENATOR ERDEY**

A CONCURRENT RESOLUTION

To commend Brian Goh of Denham Springs, a May 2009 graduate of Louisiana State University, upon being named to the USA Today All-USA College Academic First Team.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

### House Concurrent Resolutions

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

**HOUSE CONCURRENT RESOLUTION NO. 203—**

**BY REPRESENTATIVE ARMES**

A CONCURRENT RESOLUTION

To memorialize the Louisiana congressional delegation and the United States Congress to take such actions as are necessary to preserve a decades-old tradition in Louisiana by continuing to allow the use of dogs to hunt deer in the Kisatchie National Forest.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td>Erdey</td>
<td>Michot</td>
</tr>
<tr>
<td>Adley</td>
<td>Gautreaux N</td>
<td>Morrell</td>
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<td>Alario</td>
<td>Gray Evans</td>
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<td>LaFleur</td>
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<td>Martiny</td>
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<td>Dorsey</td>
<td>McPherson</td>
<td>Walsworth</td>
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<tr>
<td>Duplessis</td>
<td>Michot</td>
<td></td>
</tr>
<tr>
<td>Dupre</td>
<td>Total - 36</td>
<td>NAYS</td>
</tr>
<tr>
<td>Total - 0</td>
<td>ABSENT</td>
<td></td>
</tr>
<tr>
<td>Total - 3</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

**HOUSE CONCURRENT RESOLUTION NO. 204—**

**BY REPRESENTATIVE FANNIN**

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct a comparative study of graduation rates in Louisiana public schools using a cohort of students in grades seven through twelve, instead of the traditional grades nine through twelve cohort, and annually to submit a written report, including specified information, to the House Committee on Education and the Senate Committee on Education.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
</tr>
<tr>
<td>Adley</td>
</tr>
<tr>
<td>Alario</td>
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<tr>
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<tr>
<td>Total - 3</td>
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<tr>
<td>Total - 4</td>
</tr>
</tbody>
</table>

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

**HOUSE CONCURRENT RESOLUTION NO. 205—**

**BY REPRESENTATIVE BALDONE**

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to repeal the National Saltwater Angler Registry.

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

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor Gautreaux B Marionneaux
Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVE POPE AND SENATOR ERDEY
A CONCURRENT RESOLUTION
To commend Brian Goh of Denham Springs, a May 2009 graduate of Louisiana State University, upon being named to the USA Today All-USA College Academic First Team.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor Gautreaux B Marionneaux
Total - 3

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
HEALTH AND WELFARE

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

June 10, 2009

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVE BALDONE
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.

Reported favorably.

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.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to study the effect of decreasing Medicare-Medicaid crossover payments on dually eligible people with Medicare and Medicaid in Louisiana and to report study findings and recommendations to the legislature prior to the convening of the 2010 Regular Session.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to restore the Medicare-Medicaid crossover payments nationally so all Medicare beneficiaries in Louisiana and nationwide have equal access to Medicare benefits.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 182—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION
To urge and request the Department of Social Services and the Department of Health and Hospitals jointly to study whether applicants for and current recipients of Temporary Assistance for Needy Families (TANF) benefits should be required to apply for Medicaid and receive annual health screenings in order to receive or continue to receive TANF benefits, to study the fiscal impact of such requirements, and to report study findings and recommendations to the House Committee on Health and
Welfare and the Senate Committee on Health and Welfare prior to February 1, 2010.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 188—**

**BY REPRESENTATIVES LEVAS, BURFORD, HENRY BURNS, TIM BURNS, GREENE, HAZEL, HOFFMANN, LABRIZZO, LIGI, LOPINTO, SCHRODER, SIMON, JANÉ SMITH, AND WHITE**

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals 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 Health and Welfare and the Senate Committee on Health and Welfare prior to 2010 Regular Session of the Legislature.

Reported favorably.

**HOUSE BILL NO. 728—**

**BY REPRESENTATIVE HINES**

AN ACT

To amend and reenact R.S. 28:21(A) and (B) and 771(A) and (B)(9) and (10), and to repeal R.S. 28:21(E) and R.S. 36:251(C)(1) and 258 (C), to enact R.S. 28:4 and 771(B)(9) and (10), and to repeal R.S. 28:21(E) and R.S. 36:258(E), relative to the office of behavioral health; to provide for the office's purposes and functions; to provide for the office of behavioral health in the Department of Health and Hospitals; to provide for the office's purposes and functions; to provide for an implementation advisory committee and its membership; to dissolve the office of mental health and office of behavioral health and place it within the Department of Social Services; to provide for governance of the council and compensation of the members; to provide for staffing and facilities; to provide for reporting requirements; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 781—**

**BY REPRESENTATIVES HINES, ABRAMSON, ARMES, AUBERT, BARRAS, BARRON, BILLIOT, BROSETT, DANAHAY, DIXON, GINCLAIR, HENDERSON, HOWARD, GIROD JACKSON, ROSALIND JONES, KATZ, LAHONTA, PETERSON, RICHARD, RICHMOND, RITCHIE, GARY SMITH, ST. GERMAIN, STAIA, WADDELL, WILLIAMS, AND WILLMOTT**

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph) and to enact R.S. 36:474(H) and 478(L) and Chapter 63-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2803 and 2804, relative to the Louisiana Homeless Assistance and Prevention Act; to create the program for homeless assistance and prevention within the Department of Social Services; to provide for the position of a director for homeless assistance and prevention and to provide for his duties; to create the Louisiana Interagency Advisory Council for the Homeless; to provide for the council's purpose; to provide for membership; to provide for governance of the council and compensation of the members; to provide for staffing and facilities; to provide for reporting requirements; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 773—**

**BY REPRESENTATIVE BURFORD AND SENATOR CHEEK**

AN ACT

To amend and reenact R.S. 36:259(E)(20), Chapter 29 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2401 through 2424 and R.S. 44:4.1(B)(21), relative to physical therapists; to provide for the creation of the Physical Therapy Practice Act of Louisiana; to provide a short title; to provide for purpose and intent; to provide for the composition of the Louisiana Physical Therapy Board; to change the name of the physical therapy board; to provide for the organization of board meetings and member compensation; to provide the powers, duties, and limitations of the board; to provide for board and employee immunity from personal liability; to provide for an exception to the public records law; to provide definitions; to require licensure for certain practices; to establish the qualifications for licensing physical therapists, foreign graduates, and physical therapist assistants; to provide for licensing reciprocity; to provide for an application for a license; to provide for examination of applicants for licensure; to provide for the issuance of a license and updating contact information; to provide for emergency exemptions; to provide for the renewal of a license; to provide for authority to practice as a physical therapist or physical therapist assistant; to provide for the use of titles and terms and restrictions; to provide for disciplinary actions; to provide for violations and penalties; to provide for cease and desist orders, injunctions, and attorney fees and costs associated with litigation; to provide for exemptions and prohibitions; to provide for fees, receipts, and disbursements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 837—**

**BY REPRESENTATIVE MILLS AND SENATOR WALSWORTH**

AN ACT

To amend and reenact R.S. 28:21(A) and (B) and 771(A) and (B)(5)(c) and R.S. 36:251(C)(1) and 258 (C), to enact R.S. 28:4 and 771(B)(9) and (10), and to repeal R.S. 28:21(E) and R.S. 36:258(E), relative to the office of behavioral health; to provide for the office of behavioral health in the Department of Health and Hospitals; to provide for the office's purposes and functions; to provide for an implementation advisory committee and its membership; to dissolve the office of mental health and office for addictive disorders and transfer relevant purposes and functions to the office of behavioral health; to provide for copayments; to provide for appropriations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

WILLIE L. MOUNT

Chairman

REPORT OF COMMITTEE ON COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Ann D. Duplessis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

June 10, 2009

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:
HOUSE BILL NO. 559—
BY SENATOR THOMPSON
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to consider appropriate legislation that would require the Federal Communications Commission to prescribe auditory volume standards for commercial advertisements broadcast on television.
Reported favorably.

HOUSE BILL NO. 381—
BY REPRESENTATIVE GROD JACKSON
A CONCURRENT RESOLUTION
To amend and reenact R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8), relative to real estate appraisers; to provide for exemptions to the licensing requirement; to provide for related matters.
Reported favorably.

HOUSE BILL NO. 372—
BY REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 6:314(A), 653.1(A), and 766.1(A), to enact R.S. 6:1255(D), and to repeal R.S. 6:314(C), 653.1(C), and 766.1(C), relative to accounts payable on death; to provide for one or more beneficiaries to collect funds upon a depositor's death; to provide for savings banks to offer payment on death accounts; to repeal definitions; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 145—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 40:1573(2) and 1581(A) and to enact R.S. 40:1581(B), relative to family dwellings; to provide for a ten-year lithium battery smoke detector in certain family dwellings; to provide for a change in definitions; to provide for recordkeeping and retention of records for persons in the mortgage industry; to provide for fees; to provide for information reporting for persons in the mortgage industry; to provide for complaints for certain mortgage lenders; to provide for licensure requirements; to provide for exemptions to licensure; to provide for application for licensure for persons in the mortgage industry; to provide for surety bonds for persons in the mortgage industry; to provide for a licensing system for persons in the mortgage industry; to provide for fees; to provide for distribution of funds to communications districts; to provide for savings banks to offer payment on death accounts; to repeal definitions; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 670—
BY REPRESENTATIVE ELLINGTON
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.
Reported favorably.

HOUSE BILL NO. 176—
BY REPRESENTATIVE GIROD JACKSON
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.
Reported favorably.

HOUSE BILL NO. 178—
BY REPRESENTATIVE HINES
A CONCURRENT RESOLUTION
To provide for intent; to provide for definitions; to provide for exclusivity of the service charge; to provide for distribution of funds to communications districts; to provide for savings banks to offer payment on death accounts; to repeal definitions; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 810—
BY REPRESENTATIVE ARNOLD AND SENATORS BROOME AND DUPLESSIS
AN ACT
To amend and reenact R.S. 6:1081, 1082, 1083(3.1)(introductory paragraph), (3.2), (4)(introductory paragraph), (5), (6), (9), (11), and (12), 1084, 1086, 1087(E) and (F), 1088, 1088.1(A)(4) and (C), 1089, 1090(A), (C), (D), (E), (F), and (H), 1091, 1092(A)(introductory paragraph), (1), (5), (6), (B), (C), (E), (G), (I), and (K), 1092.2, 1094, 1096(I)(1), 1098(C), and 1099, and R.S. 9:3511(F), to enact R.S. 6:1083(6.1), (13), (14), (15), (16), (17), (18), (19), and (20), 1087(D) and (G), 1088.1(A)(9) and (E), 1088.2, 1088.3, 1088.4, 1092(A)(17)(a)(iv) and (v), 1094.1, and 1097(C) and R.S. 9:3557(C), and to repeal R.S. 6:1083(11), 1092(A)(3), (4), (7), (8), (9), (10), (11), (12), (13), (15), and (17), 1093, and R.S. 9:3560(A)(10), relative to mortgages; to provide for a change in definitions; to provide for new definitions; to provide for prohibitions for certain mortgage lenders; to provide for licensure requirements; to provide for exemptions to licensure; to provide for application for licensure for persons in the mortgage industry; to provide for surety bonds for persons in the mortgage industry; to provide for a licensing system for persons in the mortgage industry; to provide for fees; to provide for information reporting for persons in the mortgage industry; to provide for notification of name or location changes and closures for persons in the mortgage industry; to provide for recordkeeping and retention of records for persons in the mortgage industry; to provide for the investigation of persons in the mortgage industry; to provide for exclusivity of the service charge; to provide for an effective date; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 820—
BY REPRESENTATIVE MICKEY GUILLY
AN ACT
To amend and reenact R.S. 32:702(4) and (16), 706.1(A) and (B), 707(I) and (J), 718 (B) and (C), 1722(A) and (C), 1728.2(C)(2), (D), (E), (F), and (G), and 1728.3(C), (D)(1)(E), (F) and (F) and to enact R.S. 32:706.2, 707.5, 718(D), 1720(C), 1722(D), 1728.2(H) and R.S. 47:522, relative to dismantled or salvaged and Service-Connected Disabled Veteran-Owned Small Entrepreneurships; to provide for state goals for procurements and public contracts for veteran and service-connected disabled veteran-owned small entrepreneurships; to provide for certification; to provide for responsibilities and training of the commissioner of administration; to provide for initiative coordinators and reporting; to provide for responsibilities of the Louisiana Department of Veterans Affairs; to provide for definitions; to provide for application; and to provide for related matters.
Reported favorably.
motor vehicles; to create the Louisiana Omnibus Auto Theft Prevention and Recovery Act (LOATPRA); to define "certificate of destruction"; to define "water-damaged vehicles"; to require sellers to disclose an assembled title to the purchaser of a motor vehicle; to require dismantlers to notify the office of motor vehicles upon receiving a vehicle for dismantling; to create a procedure for titling a total loss salvage motor vehicle prior to reconstruction and operation; to establish an assembled vehicle title and procedures for issuance; to require a storage or parking facility to notify the office of motor vehicles when an owner recovers a motor vehicle or when a motor vehicle is surrendered to a lien holder; to require contracted storage facilities to obtain verification and provide notification to registered lien holders prior to expiration of a vehicle storage contract; to mandate that appraisers use the latest version of the NADA Guide as a guideline for the appraisal of vehicles to be crushed or dismantled; to require an application for crushing and dismantling upon a form created by the Department of Public Safety and Corrections; to provide for a time limit for approval of the application after electronic submission of application to the Department of Public Safety and Corrections, office of motor vehicles; to require licensed dismantlers and crushers to certify the crushing or dismantling of a vehicle by submitting a form provided by the office of motor vehicles; to require the owner-operator to maintain certain records on file for all vehicles dismantled or crushed; to authorize representatives of the Department of Public Safety and Corrections to enter a dealer's premises to recover state property when a vehicle has been crushed; to require application for crushing and dismantling upon a form created by the Department of Public Safety and Corrections; to provide for information maintained by auto hulk buyers; to provide for definitions; to require alternate generated power sources; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 893— (Substitute for House Bill No. 278 by Representative Ligi)
BY REPRESENTATIVES LIGI, TIM BURNS, GISCLAIR, LABRIZZO, TALBOT, AND TUCKER AND SENATOR MORRELL
AN ACT
To enact R.S. 30:2195.12, relative to motor fuel dispensing facilities; to provide for installation and maintenance of the alternate generated power capacity at newly constructed or completely rebuilt motor fuel dispensing facilities capable of operation during declared emergencies and disasters; to provide for guidelines on the installation and maintenance of the alternate generated power source; and to provide for related matters.

Reported with amendments.

Rules Suspended

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

HOUSE BILL NO. 886—
BY REPRESENTATIVES CONNICK, ABRAMSON, RICHMOND, LEBEL, MAYS, AND ERNST AND SENATORS APPEL, ALARIO, MARTINY, MORRELL, AND MURRAY
AN ACT
To enact R.S. 43:201(D), relative to Jefferson Parish; to provide for a time limit for approval of the application after electronic submission of application to the Department of Public Safety and Corrections, office of motor vehicles; to require licensed dismantlers and crushers to certify the crushing or dismantling of a vehicle by submitting a form provided by the office of motor vehicles; to require the owner-operator to maintain certain records on file for all vehicles dismantled or crushed; to authorize representatives of the Department of Public Safety and Corrections to enter a dealer's premises to recover state property when a vehicle has been crushed; to require application for crushing and dismantling upon a form created by the Department of Public Safety and Corrections; to provide for information maintained by auto hulk buyers; to provide for definitions; to require alternate generated power sources; and to provide for related matters.

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 100—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations regarding the awarding of child custody or visitation rights to grandparents.

SENATE CONCURRENT RESOLUTION NO. 101—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to enact legislation to prohibit fetal torture and disemberrment.

SENATE CONCURRENT RESOLUTION NO. 102—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request President Barack Obama to use the full extent of his executive authority and take all executive action necessary to prohibit fetal torture and disemberrment.

SENATE CONCURRENT RESOLUTION NO. 107—
BY SENATORS HEBERT, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISON, CHEEK, CLAIBORNE, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPEE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, EVANS, GULLORY, HETTMEIER, JACKSON, KOSTELKA, LAFLUR, LONG, MARIONNEAUX, MARTIN, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH
A CONCURRENT RESOLUTION
To commend Raymond "Coach" Blanco for a long and successful career in education.

SENATE CONCURRENT RESOLUTION NO. 108—
BY SENATOR MORRISH
A CONCURRENT RESOLUTION
To recognize and commend Southern, Inc., for continuing a fifty-two year tradition of producing and distributing quality barbeque and
To designate the Gibbstown bridge on Louisiana Highway 27 in Cameron Parish as the "Conway LeBleu Memorial Bridge," and to provide for related matters.

SENATE CONCURRENT RESOLUTION NO. 109—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting the Uniform Transfer on Death Security Registration Act in Louisiana.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

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 10, 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 Bills have been properly enrolled:

SENATE BILL NO. 18—
BY SENATOR ALARIO
AN ACT
To enact R.S. 49:191(5) and to repeal R.S. 49:191(2)(e), relative to the Department of the Treasury, including provisions to provide for the effective termination date for all statutory entities; and to provide for related matters.

SENATE BILL NO. 44—
BY SENATORS MORRISH, ADLEY, ALARIO, AMDEE, APPEL, BROOME, CHAISON, CHER, CROWE, DONAHUE, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, GRAY EVANS, HEBERT, HEITMEIER, JACKSON, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MOUNT, MURRAY, QUINN, RISER, SHAW, SMITH AND THOMPSON AND REPRESENTATIVES PERRY, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN, BACON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURNS, BURRELL, CAMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FAISNE, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREEN, MICKEY GUILLORY, GUIN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABR UZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, ST. LAMBERT, TALBOT, TEMPLE, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT AND WOOTON
AN ACT
To authorize and provide for the transfer of Quebec Road in Madison Parish; to provide for terms and conditions; and to provide for related matters.

SENATE BILL NO. 211—
BY SENATOR CLAITOR
AN ACT
To amend and reenact R.S. 36:801(introductory paragraph), and to enact R.S. 36:109(U) and Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2401, relative to economic development; to create the Louisiana Innovation Council within the Department of Economic Development; to provide for the membership; to provide for the duties and responsibilities; to provide for reporting; and to provide for related matters.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 9, 2009

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVES HARRISON, BOBBY BADON, BILLIOT, HENRY BURNS, BURRELL, CAMODY, CHAMPAGNE, DIXON, DOVE, GISCLAIR, MICKEY GUILLORY, HARRISON, JOHNSON, LABR UZZO, LAMBERT, LANDRY, LEGER, MILLS, RICHARDSON, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. AUBREY, WILLIAMSON AND WILLIAMSON
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. 52—
BY REPRESENTATIVES ST. GERMAIN, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CAMODY, CHAMPAGNE, DIXON, DOVE, GISCLAIR, MICKEY GUILLORY, HARRISON, JOHNSON, LABR UZZO, LAMBERT, LANDRY, LEGER, MILLS, RICHARDSON, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. AUBREY, WILLIAMSON AND WILLIAMSON
A CONCURRENT RESOLUTION
To approve the Atchafalaya Basin Annual Plan, as adopted by the Atchafalaya Basin Research and Promotion Board.

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVES PETERSON AND LEEGER
A CONCURRENT RESOLUTION
To create the Louisiana Climate Change Policy Commission; to provide for its membership; to provide for its powers, duties, functions, and responsibilities; and to provide for related matters.

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION
To urge and request the Department of Natural Resources, with assistance and input from the Department of Wildlife and Fisheries, to study the issues involved with the use of articulated concrete mats to protect underwater exposed or shallow pipelines.
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<tr>
<th>HOUSE CONCURRENT RESOLUTION NO. 109</th>
<th>BY REPRESENTATIVE CHANDLER</th>
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<td>A CONCURRENT RESOLUTION</td>
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<tr>
<td>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 of the Legislature, and asked that the President of the Senate affix his signature to the same.</td>
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Respectfully submitted,  
ALFRED W. SPER | Clerk of the House of Representatives |

Committee on Education and the Senate Committee on Education contained herein were signed by the President of the Senate. |

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<tr>
<th>HOUSE CONCURRENT RESOLUTION NO. 133</th>
<th>BY REPRESENTATIVE MONTOUCET</th>
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<td>A CONCURRENT RESOLUTION</td>
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<tr>
<td>To urge and request the Department of Transportation and Development to provide members of the legislature the opportunity to have increased input in the implementation of the annual Highway Priority Program.</td>
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<th>HOUSE CONCURRENT RESOLUTION NO. 136</th>
<th>BY REPRESENTATIVE MILLS</th>
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<td>A CONCURRENT RESOLUTION</td>
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<tr>
<td>To urge and request the Department of Transportation and Development to repair and make improvements to the drawbridge in the city of Breaux Bridge located on Louisiana Highway 336-1 in the parish of St. Martin.</td>
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<tr>
<th>HOUSE CONCURRENT RESOLUTION NO. 149</th>
<th>BY REPRESENTATIVE BALDONE AND SENATORS APPEL AND DORSEY</th>
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<td>A CONCURRENT RESOLUTION</td>
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<td>To urge and request the governing authority of each public elementary and secondary school which has not yet done so to develop and implement a comprehensive anti-harassment, intimidation, and bullying program, which includes training of all school employees on addressing aggressive student behavior and the formation of a task force that includes parents, students, counselors, and school personnel to address related issues.</td>
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<th>HOUSE CONCURRENT RESOLUTION NO. 187</th>
<th>BY REPRESENTATIVE GARY SMITH</th>
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<td>A CONCURRENT RESOLUTION</td>
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<tr>
<td>To urge and request the Department of Health and Hospitals to create a pilot screening program for the detection of Severe Combined Immunodeficiency Disorder (SCID) in newborns, to develop the pilot program in consultation with the Centers for Disease Control, the American College of Medical Genetics, and other relevant experts to be chosen at the discretion of the secretary of the Department of Health and Hospitals, and to urge that the program utilize a testing procedure paid for by the parents of the newborn that screens for the presence of the genetic mutation causing SCID, and, if there is a positive screening result, develop a test to confirm the result and follow up with the affected parents of the newborn, and to report on the results of the pilot program to the House Committee on Health and Welfare and the Senate Committee on Health and Welfare no later than April 1, 2011.</td>
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<tr>
<th>HOUSE CONCURRENT RESOLUTION NO. 193</th>
<th>BY REPRESENTATIVE AUSTIN BADON</th>
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<td>A CONCURRENT RESOLUTION</td>
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<tr>
<td>To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana School Boards Association and the Louisiana Association of Public Charter Schools, to conduct a comprehensive study and review of the Charter School Demonstration Programs Law and to submit a written report of its findings, conclusions, and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.</td>
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<th>HOUSE CONCURRENT RESOLUTION NO. 194</th>
<th>BY REPRESENTATIVE HOFFMANN</th>
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<td>A CONCURRENT RESOLUTION</td>
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<tr>
<td>To urge and request the State Board of Elementary and Secondary Education to study issues related to the Louisiana Educational Assessment Program with respect to special education students, students with disabilities, and Limited English Proficient students and to submit a written report of study findings, including any recommendations for legislation, to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.</td>
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HOUSE BILL NO. 310—
BY REPRESENTATIVE GUINN
AN ACT
To enact R.S. 13:1000.7, relative to court costs in the Thirty-First Judicial District Court; to provide for additional court costs in criminal matters; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

HOUSE BILL NO. 175—
BY REPRESENTATIVE HUTTER
AN ACT
To amend and reenact R.S. 22:999(A)(2), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

HOUSE BILL NO. 199—
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.

HOUSE BILL NO. 197—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To enact R.S. 40:1601, relative to novelty lighters; to prohibit the sale and distribution of certain novelty lighters; to provide for definitions; to provide for exemptions; to provide authority for the seizure, forfeiture, and destruction of certain novelty lighters; to provide for penalties; to provide for the deposit of proceeds from penalties collected into a certain state trust fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 231—
BY REPRESENTATIVE LITTLE AND DOVE AND SENATORS DUPRE, MORRISH, AND THOMPSON
AN ACT
To amend and reenact R.S. 56:116.1(A)(6) and 116.4(A)(1), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

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

HOUSE BILL NO. 297—
BY REPRESENTATIVE WHITE AND SENATORS DORSEY AND GUILLOIRY
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.

HOUSE BILL NO. 310—
BY REPRESENTATIVE HAZEL AND SENATORS DORSEY AND GUILLOIRY
AN ACT
To amend and reenact R.S. 14:813.(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.

HOUSE BILL NO. 361—
BY REPRESENTATIVES TEMPLET 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.

HOUSE BILL NO. 384—
BY REPRESENTATIVE LIGI
AN ACT
To amend and reenact R.S. 37:1474(B) and R.S. 40:600.4(A)(3)(b), relative to boards and commissions; to provide for the membership of the Louisiana Mortgage Lenders Association on the Louisiana State Board of Home Inspectors; to provide for the membership of the Louisiana Mortgage Lenders Association on the board of commissioners of the Louisiana Housing Finance Agency; and to provide for related matters.

HOUSE BILL NO. 385—
BY REPRESENTATIVE CORTEZ
AN ACT
To amend and reenact R.S. 22:1091(B)(13), relative to health insurance; to define a small employer for the purposes of the rate limitation provisions for health benefit plans providing coverage for small employers; and to provide for related matters.

HOUSE BILL NO. 386—
BY REPRESENTATIVE MONICA
AN ACT
To amend and reenact R.S. 22:821(B)(3)(e), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for renewal of surplus lines broker licenses; and to provide for related matters.

HOUSE BILL NO. 394—
BY REPRESENTATIVE MONICA
AN ACT
To amend and reenact R.S. 22:821(B)(6), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for registration of securities; to provide relative to fees collected for registration of securities dealers and salesmen; and to provide for related matters.

HOUSE BILL NO. 405—
BY REPRESENTATIVE KATZ
AN ACT
To amend and reenact R.S. 40:2120.2(5) and 2120.3(A), relative to home- and community-based service providers; to provide for clarification of the definition of home- and community-based service provider; to provide for exclusions from the definition; to provide for reimbursement from Medicaid; and to provide for related matters.

HOUSE BILL NO. 465—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 33:9907.2(B), relative to the South Burbank Crime Prevention and Development District; to change the boundaries of the district; and to provide for related matters.

HOUSE BILL NO. 539—
BY REPRESENTATIVE GIERD JACKSON
AN ACT
To repeal R.S. 30:2014(A)(3), relative to permits, licenses, registrations, variances, or compliance schedules granted by the Department of Environmental Quality; to repeal the prohibition on granting a permit, license, registration, variance, or compliance schedule to construct or modify certain facilities handling sulphur in a solid state.
HOUSE BILL NO. 598—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 22:366 and 386, relative to annual reports to the commissioner of insurance; to delete reports on premiums received; to delete reports on loss reserves; to provide for annual filing of an audited financial statement; and to provide for related matters.

HOUSE BILL NO. 648—
BY REPRESENTATIVE FOIL
AN ACT
To enact R.S. 33:9097.5, relative to East Baton Rouge Parish; to create a crime prevention and development district for Hermitage and Cross Creek Subdivisions; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the levy of a parcel fee within the district; and to provide for related matters.

HOUSE BILL NO. 669—
BY REPRESENTATIVE TALBOT
AN ACT
To amend and reenact R.S. 22:1641(1), 1651(F), (H), and (I), and 1656 and to repeal R.S. 22:1651(G), relative to third-party administrators; to provide for the definition of third-party administrator; to delete certain insurers and adjusters from the list of exclusions from the definition of third-party administrator; to provide for the requirements for licensure and exceptions to licensure of third-party administrators; to provide for the confidentiality of contracts between a third-party administrator and an insurer; and to provide for related matters.

HOUSE BILL NO. 701—
BY REPRESENTATIVES THIBAUT, BROSSET, FOIL, HENDERSON, HONEY, AND Leger
AN ACT
To enact R.S. 15:1093.2, relative to juvenile justice districts; to provide for additional power and authority; 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.

HOUSE BILL NO. 704—
BY REPRESENTATIVE BALDONE AND SENATOR DUPRE
AN ACT
To enact R.S. 22:821(B)(28) and Part X of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1806.1 through 1806.9, relative to home service contracts; to provide for scope and purpose; to provide for definitions; to provide for regulation by the commissioner of insurance, including the requirement for registration by home service contract providers; to provide for the application for registration; to provide for renewal of registration; to provide for acquisition disclosures in contracts; to provide for relative to cancellation by the consumer; to provide for required recordkeeping; to provide for fees; to provide for enforcement, including authorizing examination of providers by the commissioner; to provide relative to prohibited acts; to provide for suspension or revocation of registration; to provide for penalties; and to provide for related matters.

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.

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.

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

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Mr. President in the Chair

ATTENDANCE ROLL CALL

PRESENT
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 Shaw
Dorsey Long Smith
Duplessis Marionneaux Thompson
Dupre Martiny Walsworth
Total - 39

ABSENT

Total - 0

Leaves of Absence

The following leaves of absence were asked for and granted:

Marionneaux ½ Day

Adjournment

On motion of Senator Crowe, at 5:50 o’clock P.M. the Senate adjourned until Thursday, June 11, 2009, at 9:00 o’clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o’clock A.M. on Thursday, June 11, 2009.

GLENN A. KOEPP
Secretary of the Senate

DIANE O’QUIN
Journal Clerk