The Senate was called to order at 2:20 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour
CONVENING ROLL CALL

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

PRESENT

Mr. President  Gautreaux B  Mount
Adley  Guillery  Murray
Alario  Hebert  Nevers
Appel  Heitmeier  Peterson
Broome  Jackson  Quinn
Chabert  Kostelka  Riser
Cheek  Long  Shaw
Claitor  Michot  Smith
Donahue  Morrell  Thompson
Duplessis  Morrish

Total - 29

ABSENT

Amedee  Gautreaux N  McPherson
Crowe  LaFleur  Walsworth
Dorsey  Marionneau 
Erdey  Martiny

Total - 10

The President of the Senate announced there were 29 Senators present and a quorum.

Prayer

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

Reading of the Journal

On motion of Senator Kostelka, the reading of the Journal was dispensed with and the Journal of May 17, 2010, was adopted.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House
PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 17, 2010

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. 15—
BY SENATOR APPEL
AN ACT
To amend and reenact the title to Part II-B of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950 and R.S. 47:491(A)(1) and (6) and 492(A), (B), and (E), relative to amateur radio station operators; to provide for changing the design of a prestige license plate from "HAM Operator" to "Amateur Radio"; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 143—
BY SENATOR LONG AND REPRESENTATIVES AUBERT, DIXON, DOERGE, GISCLAIR, GUINN, HILL, MONTOUCET AND ST. GERMAIN
AN ACT
To designate Louisiana Highway 118 from Florien to Kisatchie as the "Louisiana Maneuvers Highway"; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 223—
BY SENATORS MOUNT, ALARIO, APPEL, BROOME, CHAISSON, CHEEK, DONAHUE, DORSEY, ERDEY, B. GAUTREAUX, GUILLORY, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRISH, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE GEYMANN
AN ACT
To designate that section of Louisiana Highway US 171 between its intersection with Sam Houston Jones Parkway and its intersection with You Winn Road as the "Senior Trooper Duane Dalton Memorial Highway"; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 251—
BY SENATORS DORSEY, ALARIO, AMEDEE, APPEL, BROOME, ERDEY, B. GAUTREAUX, HEITMEIER, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON, AND WALSWORTH AND REPRESENTATIVES AUBERT, DIXON, GISCLAIR, GUINN, HILL, MONTOUCET AND ST. GERMAIN
AN ACT
To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the annual fee and disposition of such fee for such plates; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 270—
BY SENATOR WALSWORTH AND REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 47:463.73(C)(2), and (E), relative to special prestige license plates for Louisiana public and private high schools; to provide relative to collection of royalty fees; and to provide for related matters.

Reported without amendments.
SENATE BILL NO. 273—
BY SENATOR WAL SWORTH AND REPRESENTATIVES HOFFMANN AND KATZ
AN ACT
To designate a portion of Interstate 20 as the "Powell, Barnes, and Deal Memorial Highway"; and to provide for related matters.
Reported without amendments.
Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 80—
BY SENATOR MARIONNEAUX
A RESOLUTION
To commend New Orleans Saints' defensive back, Tracy Porter of Port Allen, Louisiana, for his contributions towards the Saints' 2009 NFL championship season.
The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 81—
BY SENATOR THOMPSON
A RESOLUTION
To urge and request the Board of Regents to study the feasibility of establishing a program at certain public colleges and universities that will allow students in colleges of education to earn college credit for providing tutoring and study skills assistance to students in elementary and secondary schools situated in poverty stricken areas of the state where such services are not readily available.
On motion of Senator Thompson the resolution was read by title and adopted.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House
ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS
May 17, 2010
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:

HB No. 300  HB No. 301  HB No. 334
HB No. 845  HB No. 1019  HB No. 1173
HB No. 1189  HB No. 1410  HB No. 23
HB No. 1476

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 23—
BY REPRESENTATIVE BULDONE
AN ACT
To amend and reenact R.S. 14:402(D)(9) and (E)(7), relative to contraband on the grounds of correctional institutions; to add component hardware of telecommunications equipment in the definition of "contraband"; and to provide for related matters.
The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 300—
BY REPRESENTATIVE RITCHIE
AN ACT
To amend and reenact R.S. 47:1838(introductory paragraph), relative to fees levied by the Louisiana Tax Commission; to authorize the continued levy and collection of fees associated with the various services performed by the commission; to provide an effective date; and to provide for related matters.
The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 301—
BY REPRESENTATIVE RITCHIE
AN ACT
To amend and reenact R.S. 36:801(introductory paragraph) and 801.1(A), to enact R.S. 36:4(B)(18), and to repeal R.S. 36:459(D), relative to the Louisiana Tax Commission; to transfer the commission to the office of the governor, division of administration; to provide for the budget and procurement authority of the commission; to provide for effectiveness; and to provide for related matters.
The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 334—
BY REPRESENTATIVE LEREW
AN ACT
To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for an effective date; and to provide for related matters.
The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 845—
BY REPRESENTATIVE NOWLIN
AN ACT
To amend and reenact R.S. 47:337.26(C) and (D)(1)(introductory paragraph) and (c) and to enact R.S. 47:337.26(D)(3), (F), and (G), relative to collection of local sales and use tax; to provide for requirements governing certain activities of private contractors; to prohibit the sharing of certain taxpayer information; to provide with respect to contracts; to provide for oversight by the legislative auditor; and to provide for related matters.
The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1019—
BY REPRESENTATIVES GREEENE, FANNIN, HENRY, HOFFMANN, AND JANE SMITH
AN ACT
To enact R.S. 47:1676, relative to collections by the Department of Revenue; to establish the Louisiana Debt Recovery Program in the Department of Revenue to collect certain delinquent debts owed to or collected by the state; to provide for definitions; to provide for the administration of the program; to authorize...
political subdivisions to participate in the program under certain circumstances; to provide relative to the procedure for collection of certain debts; to provide for certain requirements and limitations; to authorize the collection of a fee; to authorize the secretary of the department to establish an electronic debt registry; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1173—
BY REPRESENTATIVE TUCKER
AN ACT
To enact R.S. 39:136, relative to the deposit and expenditure of federal funds; to provide for legislative approval of any Action Plan or Proposed Action Plan Amendment relative to recovery from Hurricanes Katrina, Rita, Gustav, or Ike; to require legislative approval of certain contracts and cooperative endeavor agreements, and modifications to certain contracts and cooperative endeavor agreements executed pursuant to such Action Plan or Action Plan Amendments; and to provide for related matters.

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

HOUSE BILL NO. 1189—
BY REPRESENTATIVE WADDELL
AN ACT
To amend and reenact R.S. 32:781(13)(a)(i), 783(F)(3) and (6) and (G), 784(A)(4), 791(A)(1), (B)(1) and (4)(a), (G)(1), and (J), 792(A)(introductory paragraph) and (B)(introductory paragraph), and 802(D), (F), and (G) and to enact R.S. 32:781(17) and (18), 784(A)(5) and (D), and 794, relative to the Louisiana Used Motor Vehicle Commission; to define "used motor vehicle dealer"; to define "public or retail motor vehicle auction"; to define "wholesale motor vehicle auction"; to provide for the sale of a used motor vehicle "as is"; to provide for the commission's power to hold hearings; to establish a license for rental motor vehicle dealers; to authorize off-premises permits; to provide for the Louisiana Used Motor Vehicle Commission Fund; to provide for application procedures; to provide for expiration of licenses; to provide for a bond requirement; to provide for education requirements; to repeal expired provisions; to provide for denial of a license; to authorize revocation or suspension of a license, issuance of a civil fine or penalty, or injunction for certain acts; to provide for wholesale motor vehicle auction violations; to provide for suspension, revocation, or refusal of a license or permit for committing an unlawful action during a wholesale motor vehicle auction; to authorize an injunction or civil fines and penalties for committing an unlawful action during a wholesale motor vehicle auction; and to provide for related matters.

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

HOUSE BILL NO. 1419—
BY REPRESENTATIVES MICHAEL JACKSON, ARNOLD, BARROW, BROSSETT, HENRY BURNS, BURRELL, CARMOYD, CARTER, DIXON, DOUGGS, EDWARDS, FORL, HARDY, HARRISON, HINES, ROSALIND JONES, LEGER, MONTOUDET, NORTON, PUGH, RICHARD, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STAIES, THIBAUT, AND WILLIAMS
AN ACT
To enact R.S. 30:2154(B)(9) and to repeal R.S. 30:2157 and 2157.1, relative to providing for permits, licenses, registrations, variances, or compliant schedules issued by the Department of Environmental Quality; to provide for emergency response standards; to provide for certification of certain abilities of local fire departments; to provide for the emergency response standards of certain solid waste facilities; and to provide for related matters.

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

The following Messages from the House were received and read as follows:

Message from the House

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. 168—
BY REPRESENTATIVES CARMODY AND WADDELL AND SENATOR SHAW
A CONCURRENT RESOLUTION
To commend Shreveport's Captain Shreve High School upon receipt of the 2010 National Gold Council of Excellence Award.

HOUSE CONCURRENT RESOLUTION NO. 169—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION
To urge and request the Judicial Council of the Supreme Court of Louisiana to develop a uniform form to be used by all courts in Louisiana to notify defendants charged with operating a vehicle while intoxicated of their rights and the penalty range for subsequent charges of operating a vehicle while intoxicated.

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

Senator Claitor in the Chair

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 168—
BY REPRESENTATIVES CARMODY AND WADDELL AND SENATOR SHAW
A CONCURRENT RESOLUTION
To commend Shreveport's Captain Shreve High School upon receipt of the 2010 National Gold Council of Excellence Award.

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

The roll was called with the following result:

YEAS

Mr. President  Erdey  Morrish
Adley  Gautreaux B  Mount
Alario  Gautreaux N  Murray
Appel  Guilory  Nevers
Broome  Hebert  Peterson
Chabert  Heitmeier  Quinn
Cheek  Jackson  Riser
Claitor  Kostelka  Shaw
Donahue  Long  Smith
Duplessis  Michot  Thompson
Total - 30

NAYS

Total - 0

ABSENT

Amedee  LaFleur  McPherson
Crowe  Marionneaux  Morrell
Dorsey  Martiny  Walsworth
Total - 9

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

HOUSE CONCURRENT RESOLUTION NO. 169—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION
To urge and request the Judicial Council of the Supreme Court of Louisiana to develop a uniform form to be used by all courts in Louisiana to notify defendants charged with operating a vehicle while intoxicated of their rights and the penalty range for subsequent charges of operating a vehicle while intoxicated.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Gautreaux N  Murray
Adley  Guillory  Nevers
Alario  Hebert  Peterson
Appel  Heitmeier  Quinn
Chabert  Jackson  Riser
Cheek  Kostelka  Shaw
Donahue  Long  Smith
Duplessis  Michot  Thompson
Erdey  Morrish
Gautreaux B  Mount
Total - 28

NAYS

Total - 0

ABSENT

Amedee  Dorsey  McPherson
Broome  LaFleur  Morrell
Claitor  Marionneaux  Walsworth
Crowe  Martiny
Total - 11

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 207—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact Code of Criminal Procedure Article 894.2(E), (F), (G), (H), (I), (J), and (K) and to enact Code of Criminal Procedure Article 894.2(L), relative to home incarceration; to require that written notice be given to local law enforcement when an offender is sentenced to home incarceration; and to provide for related matters.

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

HOUSE BILL NO. 524—
BY REPRESENTATIVE LITTLE
AN ACT
To amend and reenact R.S. 14:35.3(G)(1), relative to domestic abuse battery; to delete the provision of law authorizing the court to determine prior convictions of domestic abuse battery; and to provide for related matters.

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

HOUSE BILL NO. 554—
BY REPRESENTATIVE DANAHAY
AN ACT
To amend and reenact Code of Criminal Procedure Article 334.2, relative to bail; to provide that a person arrested for domestic abuse shall not be released on his own recognizance; and to provide for related matters.

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

HOUSE BILL NO. 609—
BY REPRESENTATIVE WHITE
AN ACT
To amend and reenact R.S. 14:62.8(B)(2) and to enact R.S. 14:2(B)(42), relative to the crime of home invasion; to require that the sentence imposed for the crime of home invasion shall be served at hard labor; to add the crime of home invasion to the list of enumerated crimes of violence; and to provide for related matters.

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

HOUSE BILL NO. 740—
BY REPRESENTATIVE LOPINTO
AN ACT
To enact Code of Criminal Procedure Article 523, relative to pretrial motions; to provide relative to notice of pretrial motion hearings; to provide relative to the defendant's appearance at pretrial motion hearings; and to provide for related matters.

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

HOUSE BILL NO. 772—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact R.S. 15:257, relative to compulsory process; to amend provisions relative to securing the presence of a material witness; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary B.
HOUSE BILL NO. 775—
BY REPRESENTATIVE SIMON
AN ACT
To enact R.S. 15:827(A)(6), relative to the Department of Public Safety and Corrections; to provide with respect to the General Education Development test for certain incarcerated offenders; to provide for a comprehensive program; and to provide for related matters.

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

HOUSE BILL NO. 925—
BY REPRESENTATIVE SCHRODER
AN ACT
To enact R.S. 17:10.1(D), relative to the Louisiana school and district accountability system; to provide for the assignment of letter grades to schools and school districts that are reflective of their performance; 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. 985—
BY REPRESENTATIVES WHITE AND BARROW
AN ACT
To amend and reenact R.S. 40:2173(A), (B)(7), (E), and (F), 2844(B)(introductory paragraph) and (1), (C)(1) and (2), 2845(A)(1) and (D), and R.S. 44:4.1(B)(24) and to enact R.S. 40:2173(B)(8) and (9), 2844(B)(21), (22), and (23), 2845(A)(6) and (7), (E), and (F), and 2845.1, relative to the Louisiana Emergency Response Network; to provide for requirements for trauma centers; to provide for membership of the LERN board; to provide for powers and functions of the LERN board; to create a LERN fund; to provide for confidentiality requirements for the statewide trauma registry; to provide authority to develop stroke and STEMI systems; to create a statewide trauma registry; to provide for related matters.

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

HOUSE BILL NO. 1175—
BY REPRESENTATIVES TUCKER AND BROSSET
AN ACT
To enact R.S. 18:55(F) and 59(M); relative to the compensation of registrars of voters and certain employees of the registrar; to prohibit certain increases during certain time periods; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1267—
BY REPRESENTATIVE BROSSET
AN ACT
To amend and reenact R.S. 39:6(C), relative to the duties of the commissioner of administration; to require that certain information concerning state contracts be included on the state spending website; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1269—
BY REPRESENTATIVE GIROD JACKSON
AN ACT
To amend and reenact R.S. 15:1403.1(B), relative to criminal street gangs; to provide with respect to the crime of solicitation of membership in a criminal street gang; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 1304—
BY REPRESENTATIVE HILL
AN ACT
To amend and reenact R.S. 56:1948(57) and to enact R.S. 56:1948.5(63), relative to highways; to designate a section of certain highways as the Myths and Legends Byways and the Cane River National Heritage Trail Scenic Byway; 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. 1335—
BY REPRESENTATIVE HINES
AN ACT
To amend and reenact Children’s Code Article 899(B)(2)(b) and to enact Children’s Code Article 779(B)(5), relative to juvenile dispositions; to authorize the court to require certain persons to perform community service; and to provide for related matters.

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

HOUSE BILL NO. 1357—
BY REPRESENTATIVE BALDONE
AN ACT
To enact R.S. 14:81.1.1, relative to sexual offenses affecting minors; to create the crime of sexting; to provide for elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 1361—
BY REPRESENTATIVE WOOTON
AN ACT
To amend and reenact R.S. 15:321(D) and 323(A) and (B) and to enact R.S. 15:323(G), relative to the Louisiana Sentencing Commission; to provide for evaluation of sentencing structure; to provide for membership of the commission; to provide for the appointment of a proxy; and to provide for related matters.

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

HOUSE BILL NO. 1368—
BY REPRESENTATIVES JANE SMITH, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMOYD, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HOPFMANN, KATZ, LABRUZZO, LIGI, NOWLIN, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, BROOME, DONAHUE, DUPLESSIS, MARTINY, AND QUINN
AN ACT
To enact Chapter 44 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4031 through 4040, relative to public elementary and secondary education; to authorize the State Board of Elementary and Secondary Education to exempt school districts from various laws and regulations pertaining to public education; to provide procedures regarding request for and approval of such waivers; to provide for terms and conditions on such waivers; to provide with respect to schools within the jurisdiction of the Recovery School District and schools which
may be transferred to that jurisdiction; to provide for reports; 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. 1403—**
**BY REPRESENTATIVE BARRAS**
**AN ACT**
To amend and reenact R.S. 24:58(D)(1), R.S. 42:1157(A)(3), and R.S. 49:78(D)(1), relative to late filing fees for certain lobby disclosure reports; to provide for the amount of the late filing fees for certain lobbyist expenditure reports; and to provide for related matters.

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

**HOUSE BILL NO. 1412—**
**BY REPRESENTATIVE RICHMOND**
**AN ACT**
To enact R.S. 15:571.36, relative to electronic monitoring equipment; to require the Department of Public Safety and Corrections to develop policies and procedures for the availability, storage, and use of the equipment; and to provide for related matters.

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

**HOUSE BILL NO. 1418—**
**BY REPRESENTATIVE FOIL**
**AN ACT**
To enact R.S. 32:1735.1, relative to storage of motor vehicles; to allow law enforcement agencies to place holds on motor vehicles stored at a licensed storage facility; to provide for notification to the owner of payment for the storage of the motor 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. 1450—**
**BY REPRESENTATIVES ELLINGTON AND RITCHIE**
**AN ACT**
To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.130 and 100.131, relative to state grants and capital outlay; to establish the Rural Hospital Capital Improvement Act; to provide for a grant program for certain rural hospitals; to authorize rulemaking; and to provide for related matters.

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

**HOUSE BILL NO. 1473—** (Substitute for House Bill No. 984 by Representative Abramson)
**BY REPRESENTATIVE FOIL**
**AN ACT**
To amend and reenact R.S. 15:543.1, 544(B)(1) and (E) to enact R.S. 15:1352(A)(11) through (15) and to enact relative to juvenile detention facilities and procedures; to provide for related matters.

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

**HOUSE BILL NO. 1477—** (Substitute for House Bill No. 1015 by Representative Baldone)
**BY SENATOR MCPHERSON**
**AN ACT**
To amend and reenact R.S. 22:1016, relative to the sale and purchase of health insurance coverage; to provide for public policy; to prohibit any resident of this state from being required to purchase health insurance coverage; to authorize the attorney general to initiate litigation relative to such prohibition; to provide for recovery of delinquent medical expenses incurred by uninsured individuals; and to provide for related matters.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON JUDICIARY C**

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

May 18, 2010

To the President and Members of the Senate:

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

**SENATE BILL NO. 406—**
**BY SENATOR MCIHERSON**
**AN ACT**
To amend and reenact R.S. 15:587(A)(1) and R.S. 49:78(D)(1) and (l), and to enact R.S. 15:587(A)(1) and (f), relative to criminal records; to provide for criminal background checks; to provide for certain entities' access to expunged records; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 502—**
**BY SENATOR MOUNT**
**AN ACT**
To amend and reenact R.S. 15:1352(A)(11) through (15) and to enact R.S. 15:1352(A)(20) through (45), relative to "racketeering activity"; to provide for inclusion of additional enumerated crimes to the definition of "racketeering activity," and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 780—**
**BY SENATOR CHEEK AND REPRESENTATIVE BURFORD**
**AN ACT**
To amend and reenact R.S. 15:543.1, 544(B)(1) and (E) and to enact R.S. 15:553, relative to sex offenders; to provide for lifetime
To enact R.S. 14:40.7, relative to assault and battery and related matters.

Reported with amendments.

HOUSE BILL NO. 8—
BY REPRESENTATIVE WILLIAMS
AN ACT
To enact Code of Criminal Procedure Article 228.4, relative to the disposal of noncontraband unclaimed property seized in certain criminal investigations; to provide for the disposal of noncontraband unclaimed property seized in criminal investigations; to provide for the procedure for petitioning the court for the disposal of the noncontraband unclaimed property; to provide for the distribution of proceeds derived from the disposal of the noncontraband unclaimed property; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 286—
BY REPRESENTATIVES BURRELL, BARROW, AND HARDY
AN ACT
To amend and reenact Code of Criminal Procedure Articles 312, 313, 315, 318, 319, 322(A), (B), and (C), 326(B), 330.2(E), 332(A), 334.1, 334.3(A)(2), 338, 342, 344, 345(A), (B), (C), (D)(introductory paragraph) and (1) and (2), (G), (I)(introductory paragraph) and (1) and (2), (J)(introductory paragraph) and (2) and 955(F), R.S. 13:846(A)(1)c, R.S. 15:85, 86, and 88, and R.S. 22:1441(A)(2), (4), and (5), (C)(1) and (2)(b), (d), and (e), and (D), and 1585(A), to enact Code of Criminal Procedure Articles 349 through 349.9, and to repeal Code of Criminal Procedure Articles 322(D) and (E), 339, and 340(E) and R.S. 15:87, relative to bail; to provide for a comprehensive revision of the law regarding bail; to provide for the types of bail; to provide relative to sureties, personal sureties, and secured personal sureties; to provide for bail procedures; to provide relative to the establishment of a legal mortgage over immovable property to secure a bail obligation; to provide for procedures for the establishment of a legal mortgage; to provide for the cancellation of the mortgage; to provide for sanctions for furnishing false or incorrect information; to provide for bail at various stages of proceedings; to provide with respect to forfeitures and forfeiture procedures; to provide for the failure to appear and issuance of arrest warrant; to provide for procedures relative to recordation of judgments of bond forfeitures; to provide for appeals; to provide for enforcement and satisfaction of judgments of bond forfeiture; to provide for failure to satisfy judgment of bond forfeiture; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 640—
BY REPRESENTATIVE HAZEL
AN ACT
To enact R.S. 15:544(D)(3)(e), relative to sex offender registration and notification; to provide with respect to the duration of sex offender registration and notification periods; to amend the definition of ‘clean record’; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1259—
BY REPRESENTATIVE BURRELL
AN ACT
To enact R.S. 14:40.7, relative to assault and battery and related offenses; to create the crime of cyberbullying; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1260—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 14:95.1(C), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to remove the authorization for law enforcement to issue permits allowing certain felons to possess firearms or carry concealed weapons; and to provide for related matters.

Reported favorably.

Respectfully submitted,
YVONNE DORSEY
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 1—
BY SENATOR CHAISSON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10.3(C) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; to provide for incorporation of monies in the Budget Stabilization Fund into the official forecast for the current fiscal year and the next fiscal year; to direct the treasurer to transfer monies from the Budget Stabilization Fund to the state general fund in certain circumstances; to suspend deposits into the Budget Stabilization Fund in certain circumstances; and to specify an election for submission of the proposition to electors; and provide a ballot proposition.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1
On page 1, line 2, change "10.3(C)" to "10.3(A)(2) and (C)"

AMENDMENT NO. 2
On page 1, line 3, after "Fund;" insert "to provide for the dedication and deposit of certain revenues into the Budget Stabilization Fund; to delete the provisions relative to the amount of mineral revenues received by the state before mineral revenues may be deposited into the Budget Stabilization Fund;"

AMENDMENT NO. 3
On page 1, at the beginning of line 7, insert "or reduce"

AMENDMENT NO. 4
On page 1, line 13, change "10.3(C)" to "10.3(A)(2) and (C)"

AMENDMENT NO. 5
On page 1, delete lines 16 and 17 and insert the following:
"Section 10.3(A) There is hereby established in the state treasury a Budget Stabilization Fund hereinafter referred to as the fund. Money shall be deposited in the fund as follows:

(2) in Beginning in Fiscal Year 2012-2013 and Fiscal Year 2013-2014, five percent, and in Fiscal Year 2014-2015 and thereafter, ten percent of all mineral revenues received in each fiscal year by the state in excess of seven hundred fifty million dollars; hereinafter referred to as the base, as a result of the production of or exploration for minerals, hereinafter referred to as mineral revenues, including severance taxes, royalty payments, bonus payments, or rentals, and excluding such revenues designated as nonrecurring pursuant to Article VII, Section 10(B) of the constitution, any such revenues received by the state as a result of grants or donations when the terms or conditions thereof require otherwise, and revenues
AMENDMENT NO. 1
On page 1, line 6, after "to suspend" and before "deposits", insert "or reduce"

AMENDMENT NO. 2
On page 1, at the end of line 2, insert "for the dedication and deposit of certain revenues into the Budget Stabilization Fund; to delete the provisions relative to the amount of mineral revenues received by the state before mineral revenues may be deposited into the Budget Stabilization Fund; to provide"

AMENDMENT NO. 3
On page 1, line 6, after "to suspend" and before "deposits", insert "or reduce"

AMENDMENT NO. 4
On page 1, line 10, change "39:94(C)" to "39:94(A)(2) and (C) are"

AMENDMENT NO. 5
On page 1, between lines 11 and 12, insert the following: "A. There is hereby created in the state treasury a special fund to be designated as the Budget Stabilization Fund, hereafter referred to in this Section as the "fund", which shall consist of all money deposited into the fund in accordance with Article VII, Section 10.3 of the Constitution of Louisiana. Money shall be deposited in the fund as follows:"

AMENDMENT NO. 6
On page 3, delete lines 12 through 14, and insert "for Fiscal Years 2009-2010, 2010-2011, and 2011-2012, no deposit shall be made to the fund except pursuant to a specific appropriation by the legislature. For any fiscal year thereafter except pursuant to a specific appropriation by the legislature, no appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year one billion dollars."

AMENDMENT NO. 7
On page 3, line 17, after "made" and before "in the" insert "in Fiscal Year 2010-2011, Fiscal Year 2011-2012, nor"

AMENDMENT NO. 8
On page 3, at the end of line 19, insert the following: "For Fiscal Years 2009-2010, 2010-2011, and 2011-2012, no deposit shall be made to the fund except pursuant to a specific appropriation by the legislature. For any fiscal year thereafter except pursuant to a specific appropriation by the legislature, no appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year one billion dollars."

AMENDMENT NO. 9
On page 3, line 27, after "provide" and before "that monies" insert the following: "For Fiscal Years 2009-2010, 2010-2011, and 2011-2012, no deposit shall be made to the fund except pursuant to a specific appropriation by the legislature. For any fiscal year thereafter except pursuant to a specific appropriation by the legislature, no appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year one billion dollars."

AMENDMENT NO. 10
On page 4, line 2, change "directs" to "to direct"

AMENDMENT NO. 11
On page 4, line 4, change "suspends" to "to suspend or reduce"

AMENDMENT NO. 12
On page 4, line 5, after "Fund in" and before "the same" insert "certain fiscal years including"

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. 2—
BY SENATOR CHAISON

AN ACT
To amend and reenact R.S. 39:94(C), relative to the Budget Stabilization Fund; to provide for the incorporation of monies in the Budget Stabilization Fund into the official forecast for the current fiscal year and the next fiscal year; to direct the treasurer to transfer monies from the Budget Stabilization Fund to the state general fund in certain circumstances; to suspend deposits into the Budget Stabilization Fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.
AMENDMENT NO. 8
On page 4, at the end of line 2, insert the following:

"Notwithstanding any other provision of this Section to the
contrary, in the fiscal year immediately following the fiscal year
in which a specified amount of the fund is incorporated into the
official forecast or an appropriation or transfer is made from the
fund, no more than five percent of mineral revenues shall be
deposited in the fund, except pursuant to a specific appropriation
by the legislature to the fund."

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. 13—
BY SENATOR B. GAUTREAUX
AN ACT
To amend R.S. 51:101, to provide a procedure for inspection of
assessment lists in Orleans Parish; and to provide for related
matters.

Reported favorably by the Committee on Local and
Municipal Affairs. The bill was read by title; the committee substitute
bill was read.

SENATE BILL NO. 29—
BY SENATOR MORRELL
AN ACT
To amend R.S. 47:1901(B), relative to the Orleans Parish
assessor; to provide that the tax assessor for Orleans Parish shall
take office on July first of the year in which he is elected; and
to provide for related matters.

Reported by substitute by the Committee on Local and
Municipal Affairs. The bill was read by title; the committee substitute
bill was read.

SENATE BILL NO. —
(Substitute of Senate Bill No. 29 by
Senator Morrell)
BY SENATOR MORRELL
AN ACT
To enact R.S. 47:1992(G), relative to the Orleans Parish Assessor; to
provide a procedure for inspection of assessment lists in Orleans
Parish; to provide for hearing by board of review; and to provide
for related matters.

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

SENATE BILL NO. 85—
BY SENATOR B. GAUTREAUX
AN ACT
To amend R.S. 11:62(8)(a) and (b), 1946, and 1966,
relative to the Parochial Employees' Retirement System; to
provide for ranges for employee contributions for Plans A and B;
to provide the board of trustees with authority to set the
employee contribution rates for members of Plan A and Plan B
within the ranges; to provide for an effective date; and to
provide for related matters.

Reported favorably by the Committee on Finance. The bill was
read by title and passed to a third reading.

SENATE BILL NO. 274—
BY SENATOR HEITMEIER
AN ACT
To amend R.S. 11:701(introductory paragraph), (11), and
(33)(b)(i), 728(A)(4), (C)(1)(a) and (b)(ii) and (iii) and (2) and
17:3997(A)(2) and (3), to enact R.S. 11:701(33)(d) and (e) and
728(G), and to repeal R.S. 11:701(33)(a)(xii), relative to the
Teachers' Retirement System of Louisiana; to provide for
definitions; to provide that membership in such system includes
certain charter school employees; to provide for purchase of
service credit; to provide for an effective date; and to provide
for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement
To Original Senate Bill No. 274 by Senator Heitmeier

AMENDMENT NO. 1
On page 2, line 3 after "Board of" and before "Education" insert
"Elementary and Secondary"

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

SENATE BILL NO. 345—
BY SENATOR DONAHUE
A JOINT RESOLUTION
Proposing to add Article VII, Section 2.1(C) of the Constitution of
Louisiana, relative to the constitutional requirements and
procedures for the imposition or increase in a fee or civil fine;
to provide exceptions relative to public postsecondary education
tuition amounts and mandatory fees; to provide with respect to
the cost of attendance at public institutions of postsecondary
education; and to specify an election for submission of the
proposition to electors and provide a ballot proposition.

Reported favorably by the Committee on Education. The bill
was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 356—
BY SENATOR MORRELL
AN ACT
To enact R.S. 33:2590, relative to New Orleans; to provide with
respect to the public meetings of the New Orleans Civil Service
Commission; and to provide for related matters.
SENATE BILL NO. 357—
BY SENATOR MORRELL
To enact R.S. 33:2590.1, relative to Orleans Parish; to provide relative to promotional exams given by the New Orleans Civil Service Commission; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 357 by Senator Morrell

AMENDMENT NO. 1
On page 1, between lines 7 and 8, insert:

AMENDMENT NO. 2
On page 3, at the beginning of line 17, delete "hereof, according to a schedule or formula and within a period which is or shall be established by the Executive Committee of the Louisiana Thoroughbred Breeders Association, not later than the thirtieth day following the close of the race meeting at which the breeder award was earned."

AMENDMENT NO. 3
On page 3, at the beginning of line 17, delete "earned."

SENATE BILL NO. 410—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 39:98.1(A)(3), relative to the Millennium Trust; to change the amount of deposits into the Millennium Trust from monies received as a result of the Master settlement; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 434—
BY SENATOR CHAISSON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10.8(A)(1)(c) of the Constitution of Louisiana, relative to the Millennium Trust; to change the amount of deposits into the Millennium Trust from monies received as a result of the Master Settlement; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably by the Committee on Finance. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 478—
BY SENATOR N. GAUTREAUX
AN ACT
To amend and reenact R.S. 4:165(A)(1) and (2) and (B)(1) and (2), relative to certain horse racing purses and breeders’ awards; to provide with respect to monies allocated for purses and breeders’ awards; 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. 478 by Senator N. Gautreaux

AMENDMENT NO. 1
On page 2, line 15, after “provisions” delete the remainder of the line, delete lines 16 through 18, and insert the following: "hereof, according to a schedule or formula and within a period which is or shall be established by the Executive Committee of the Louisiana Thoroughbred Breeders Association. Any"

AMENDMENT NO. 2
On page 3, line 12, after “provisions” delete the remainder of the line, delete lines 13 through 16, and insert the following: "hereof, according to the schedule or formula which is or shall be established by the Executive Committee of the Louisiana Quarter Horse Breeders Association, not later than the thirtieth day following the close of the race meeting at which the breeder award was earned."

AMENDMENT NO. 3
On page 3, at the beginning of line 17, delete "earned."

SENATE BILL NO. 500—
BY SENATOR MARIONNEAUX
AN ACT
To enact Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3121 through 3124, relative to the Angel Investor Rebate Program: to provide for the purposes; to provide for the amount of the rebate; to provide for the qualifications of the rebate; to provide for the implementation and administration of the program by the Department of Economic Development; to provide for definitions; to provide for rules; to provide for excess unused tax rebates to carry
forward to subsequent tax years; to authorize penalties for providing false or fraudulent information; to require an annual report to the legislature; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 500 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, line 5, after “rebate;” insert: “to provide for reductions in a certain fund equal to the amount of such rebates;”

AMENDMENT NO. 2
On page 1, line 7, after “rules;” delete the remainder of the line, and on line 8, delete “forward to subsequent tax years;”

AMENDMENT NO. 3
On page 1, line 9, change “the legislature” to “the Department of Economic Development by a Louisiana Entrepreneurial Business”

AMENDMENT NO. 4
On page 5, line 8, after “program,” delete the remainder of the line, and delete lines 7 through 20

AMENDMENT NO. 5
On page 5, line 21, change “(d)” to “(e)”

AMENDMENT NO. 6
On page 5, line 23, after “a rebate certificate,” and before “The” insert the following: “The rebate shall be payable over five years with the rebate for the first year payable twenty-four months from the date that the Department of Economic Development certifies the amount of investment and the rebate for each subsequent year shall be payable twelve months after the prior year’s rebate.”

AMENDMENT NO. 7
On page 6, line 4, change “(e)” to “(d)”

AMENDMENT NO. 8
On page 7, between lines 10 and 11, insert: “Section 2. Notwithstanding any other provision of law to the contrary, the Louisiana Mega-Project Development Fund provided for in R.S. 51:2365 shall be reduced each fiscal year by an amount which equals the rebate which is awarded pursuant to the provisions of this Act.”

AMENDMENT NO. 9
On page 7, line 11, change “Section 2.” to “Section 3.”

On motion of Senator Adley, the committee amendment was adopted. The amended bill was returned to the Calendar, Subject to Call.

SENATE BILL NO. 505   AN ACT
By Senator Jackson

To enact Chapter 20-F of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3046 through 3046.2, relative to need-based financial assistance for students enrolled in Louisiana colleges and universities; to statutorily create the Louisiana GO Grant program; to provide with respect to eligible colleges and universities; to provide for student participation in the program; to provide for program rules and administration; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 509  AN ACT
By Senator Long

To enact R.S. 17:1968.1 and to repeal R.S. 17:1969, relative to funding for the Louisiana School for Math, Science, and the Arts; to provide for the inclusion of the school in the minimum foundation program formula; to provide for the allocation of minimum foundation program funds attributable to such inclusion; to provide relative to appropriations from the state general fund; to provide relative to the school’s annual budget; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and passed to a third reading.

SENATE BILL NO. 517  AN ACT
By Senator Walsworth

To enact R.S. 17:236.1(G) and (H), relative to home study programs; to require that approved home study diplomas carry the same privileges as those issued by public schools and approved private schools; and to provide for related matters.

Reported by substitute by the Committee on Education. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 517 by Senator Walsworth)

To enact R.S. 17:236.1(G), relative to home study programs; to provide that a high school diploma awarded by an approved home study program shall be recognized by certain educational institutions and governmental entities in the same manner as one awarded by an approved nonpublic school; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:236.1(G) is hereby enacted to read as follows:

§236.1. Approval of home study programs

G. Notwithstanding any rule, regulation, or other provision of law to the contrary, a high school diploma awarded by an approved home study program approved by the State Board of Elementary and Secondary Education shall be deemed by all public postsecondary educational institutions, all state departments, agencies, boards, and commissions, and all other state and local governmental entities to have all of the rights and privileges afforded to a high school diploma awarded by a state-approved nonpublic school.

On motion of Senator Nevers, the committee substitute bill was adopted and becomes Senate Bill No. 798 by Senator Nevers, substitute for Senate Bill No. 517 by Senator Walsworth.

SENATE BILL NO. 798   (Substitute of Senate Bill No. 517 by Senator Walsworth)
By Senator Walsworth

To enact R.S. 17:236.1(G), relative to home study programs; to provide that a high school diploma awarded by an approved home study program shall be recognized by certain educational institutions and governmental entities in the same manner as one awarded by an approved nonpublic school; and to provide for related matters.

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

SENATE BILL NO. 526  AN ACT
By Senator Murray

To enact R.S. 33:4076.1, relative to the Sewage and Water Board of New Orleans; to prohibit unauthorized firearms or other explosive devices on board property; to provide for an effective date; and to provide for related matters.
Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 526 by Senator Murray

AMENDMENT NO. 1
On page 1, line 2, delete "Sewage" and insert "Sewerage"

AMENDMENT NO. 2
On page 1, line 6, after "Section 1." insert "R.S. 56:109(C) is hereby amended and reenacted and"

AMENDMENT NO. 3
On page 1, line 2, delete "Sewage" and insert "Sewerage"

AMENDMENT NO. 4
On page 1, line 6, insert: "§109. Wildlife management areas; wildlife refuges; public hunting grounds and recreation areas; notice; signs; disabled hunters * * *

C. No person shall knowingly take, attempt to take, disturb, or destroy any wild bird or wild quadruped or the nest, egg, or young thereof on lands set apart as wildlife management areas and wildlife refuges, or have in his possession or keep, while on the lands, any firearm: trap, snare, or other device capable of being used in the taking or disturbance of the birds or quadrupeds on such areas, unless the person previously has been expressly authorized by a permit from the department to do so and only for the purpose and under the conditions specified in the permit. * * *

AMENDMENT NO. 5
On page 1, line 6, insert: "(i) For allocation from all monies in the fund in the following amounts:

(a) Three percent to the African American Theatre of the Performing Arts, Theatre of Performing Arts of Shreveport, * * *

(b) One and one-third percent for the Arkansas Antique and Classic Vehicle/Shreveport Firefighters-Museum Shreveport Regional Sports Authority, Inc. * * *

(c) One percent for the New Dimensions Choral Society, New Arts Cultural Society, Inc.* * *

(d) Three percent for the following:

(i) One percent for the New Dimensions Choral Society, New Arts Cultural Society, Inc.* * *

(ii) One percent for Pamoja Art Society."

AMENDMENT NO. 6
On page 2, line 28, after "Pamoja" and before "for African-

AMENDMENT NO. 7
On page 2, line 28, after "Pamoja" and before "for African-

AMENDMENT NO. 8
On page 2, line 28, after "Pamoja" and before "for African-

Reported favorably by the Committee on Natural Resources. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 565—
BY SENATOR JACKSON

AN ACT
To amend and reenact R.S. 47:302.2(A) and (B) and the introductory paragraph of R.S. 47:302.2(C) and 332.6, relative to certain collections in the city of Shreveport; to provide for the uses of monies in the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 565 by Senator Jackson

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 47:302(A), (B), and (C)(1)(a), (d), and (f)(i) and (ii)"

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

AMENDMENT NO. 3
On page 1, line 4, change "uses" to "use"

AMENDMENT NO. 4
On page 1, line 5, change "Fund;" to "Fund; to correct the names of certain entities receiving allocations from the fund;"

AMENDMENT NO. 5
On page 1, line 6, insert: "(Section 1. R.S. 47:302(A), (B), and (C)(1)(a), (d), and (f)(i) and (ii) and 332.6 are hereby amended and reenacted to read as follows:

AMENDMENT NO. 6
On page 2, line 11 and insert the following: "shall be used as follows:

(1) For allocation from all monies in the fund in the following amounts:

(a) Three percent to the African American Theatre of the Performing Arts, Theatre of Performing Arts of Shreveport,* * *

(b) One and one-third percent for the Arkansas Antique and Classic Vehicle/Shreveport Firefighters Museum Shreveport Regional Sports Authority, Inc. * * *

(c) One percent for the New Dimensions Choral Society, New Arts Cultural Society, Inc.* * *

(d) Three percent for the following:

(i) One percent for the New Dimensions Choral Society, New Arts Cultural Society, Inc. * * *

(ii) One percent for Pamoja Art Society."

AMENDMENT NO. 7
On page 2, line 30, after "Pamoja" and before "for African-

AMENDMENT NO. 8
On page 2, line 30, after "Pamoja" and before "for African-

On motion of Senator Morrell, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.
SENATE BILL NO. 567—
BY SENATOR MORRISH
AN ACT
To amend and reenact R.S. 47:337.2(B)(1), (C)(4)(b)(iiii), and (D), 337.4(A) and (D), 337.27, 337.45, 337.51(A) and (B), 337.53(C), 337.54, 337.56, 337.63(A)(1)(a), 337.67(D)(2), 337.77(F), 337.81, 1401, 1402, 1408, 1410, 1431, 1432, 1434, 1435, 1436, 1437, 1438, and 1451, and to enact R.S. 47:337.2(A)(1)(c), 337.6(A)(4), 337.81-A, and 1407(3), and to repeal R.S. 47:337.61 and 337.67(B)(2), relative to the sales and use tax of political subdivisions of the state; to require an assessment of such tax and to authorize an appeal to a division of the board of tax appeals; to authorize and appeal to such division of the board of tax appeals from the disallowance of certain claims for refund of such taxes; to create the local sales tax division of the board of tax appeals and provide for its authority with respect to such taxes; to provide for appeals from the judgments of the board of tax appeals; to provide with respect to the assessment and distraint procedure for such taxes; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 624—
BY SENATOR MARIONNEAUX
AN ACT
To enact R.S. 38:291(AA) and 329.5, relative to levee districts; to provide for the businesses eligible for such rebate; to provide for the amount of such rebate; to provide certain authority to the secretary of the Department of Economic Development and the Department of Revenue; 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. 624 by Senator Marionneaux

AMENDMENT NO. 1
On page 3, line 17, change "may" to "shall"

AMENDMENT NO. 2
On page 3, line 20, change "may" to "shall"

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. 646—
BY SENATOR HEBERT
AN ACT
To enact R.S. 33:1236.29, relative to economic development; to provide for the businesses eligible for such rebate; to provide for the amount of such rebate; to provide certain authority to the secretary of the Department of Economic Development and the Department of Revenue; and to provide for a penalty for failure to file certain reports; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 688—
BY SENATOR MORRELL
AN ACT
To enact R.S. 33:1236.29, relative to municipalities and parishes; to provide for the creation of community advisory boards for schools within the district located in Orleans Parish; to provide

relative to the membership, duties, and functions of such boards; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 688 by Senator Morrell

AMENDMENT NO. 1
On page 1, line 3, between "for" and "schools" insert "certain"

AMENDMENT NO. 2
On page 1, delete line 12 and insert "directly operated by the Recovery School District in Orleans Parish that is being considered for conversion to a charter school. Each such advisory board shall be composed of seven"

AMENDMENT NO. 3
On page 2, line 9, after "Education" insert a period "." and delete the remainder of the line and delete lines 10 through 23 in their entirety.

AMENDMENT NO. 4
On page 2, at the beginning of line 24, change "(5)" to "(2)"

AMENDMENT NO. 5
On page 2, line 25, after "school," delete the remainder of the line, delete line 26, and at the beginning of line 27, delete "Orleans Parish."

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

SENATE BILL NO. 693—
BY SENATOR MORRISH
AN ACT
To enact R.S. 38:291(AA) and 329.5, relative to levee districts; to create the Chenier Plain Coastal Restoration and Protection Authority; to provide for its boundaries and membership; to provide for the powers, functions and duties of the board of commissioners; to provide terms, conditions, and requirements; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 693 by Senator Morrish

AMENDMENT NO. 1
On page 1, line 13, delete "Acadia."

AMENDMENT NO. 2
On page 1, line 14, delete "Jefferson Davis."

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

AMENDMENT NO. 4
On page 2, delete lines 3 through 5

AMENDMENT NO. 5
On page 2, line 6, change "(b)" to "(a)"

AMENDMENT NO. 6
On page 2, line 9, change "(e)" to "(b)"

AMENDMENT NO. 7
On page 2, delete lines 12 through 14
AMENDMENT NO. 4
On page 2, line 4, delete "fabricators and"

AMENDMENT NO. 5
On page 2, in between lines 9 and 10, insert the following:
"(b) Notwithstanding any provision of law to the contrary, in any parish with a population of between four hundred and fifty thousand and four hundred and eighty thousand, according to the latest federal decennial census, "contractor" shall be synonymous with the term "builder" and means a person, firm, partnership, corporation, association, or other organization, or a combination of them, which undertakes to or offers to undertake to, or purports to have the capacity to undertake to, or submits a bid to, or does himself or by or through others, construct, alter, repair, add to, subtract from, improve, move, wreck, or demolish any building, highway, road, railroad, excavation, or other structure or movable, project, development or improvement, or to do any part thereof, including the erection of scaffolding or other structure or works in connection therewith and includes subcontractors and specialty contractors. As such, the word, "Contractor" shall include oil field-related fabrication and oil field service contractors, including those contractors performing maintenance, construction, and fabrication of tangible property, movable or immovable, and general oil well servicing, maintenance, and construction when conducted as a single company unit. "General oil well servicing" and "fabrication" shall include welding, pipe coating, pipe inspection, wireline service, automation, workover, logging, analysis, seismograph, installing and servicing equipment, packing, platform work, perforating, and completion.

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

SENATE BILL NO. 711—
BY SENATORS CHEEK AND LAFAER

To enact Chapter 64 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2901 through 2903, relative to the Community Hospital Stabilization Fund; to create the Community Hospital Stabilization Fund as a special fund in the state treasury; to provide for deposit of certain monies into the fund; to provide for the uses of monies in the fund; to provide for certified public expenditures; 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. 711 by Senator Cheek

AMENDMENT NO. 1
On page 1, lines 3 and 10, change "46:2901 through 2903" to "46:2901"

AMENDMENT NO. 2
On page 1, line 6, change "to provide for certified public expenditures;" to "to provide for certain Medicaid and disproportionate share payments to non-rural, non-state community hospitals;"

AMENDMENT NO. 3
On page 1, line 16, after "legislature" delete the remainder of the line

AMENDMENT NO. 4
On page 1, delete line 17 and insert "or any other monies"

AMENDMENT NO. 5
On page 2, delete lines 10 through 29 and insert the following:
"(1) Supplemental payments for inpatient and outpatient Medicaid hospital services, Medicaid outlier payments, and
Engrossed Senate Bill No. 724 by Senator N. Gautreaux

Amendments proposed by Senate Committee on Finance to
To amend and reenact R.S. 41:642(A)(2), relative to sixteenth section and passed to a third reading. 
was adopted. The amended bill was read by title, ordered engrossed and forty-five thousand pounds off the interstate system.

exceed forty-two thousand pounds on the interstate system or
tridum axle set equipped with low pressure pneumatic tires shall
thirty-seven thousand pounds off the interstate system. No
exceed thirty-four thousand pounds on the interstate system or
tandem axle set equipped with low pressure pneumatic tires shall
remainder of the line and delete line 5 and insert the following: "On page 2, line 4, after 

AMENDMENT NO. 4
On page 2, line 10, after "benefit from" delete the remainder of the line and delete lines 11 and 12 and insert "industrial processes that will capture significant amounts of carbon dioxide for use in enhanced oil recovery."

AMENDMENT NO. 5
On page 2, line 17, delete "the following"

AMENDMENT NO. 6
On page 2, line 19, after "recovery" delete the semicolon and insert a period

AMENDMENT NO. 7
On page 2, delete lines 20 through 24

AMENDMENT NO. 8
On page 2, line 25, delete "commissioner of conservation" and insert "secretary"

AMENDMENT NO. 9
On page 3, delete lines 7 through 11

AMENDMENT NO. 10
On page 3, line 12, change "(4)" to "(2)"

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. 739—
BY SENATOR MORRISH

To enact Chapter 10 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1001 through 1005, and R.S. 39:94(A)(2)(a)(iv), relative to the Louisiana Carbon Capture and Enhanced Oil Recovery Act; to provide relative to enhanced oil and gas recovery projects utilizing injection of carbon dioxide; to provide for the duties and powers of the commissioner of conservation and the secretary of the Department of Natural Resources; to provide definitions, terms and conditions; to establish a special custodial trust fund; to provide for the uses of certain monies deposited into such fund; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 739 by Senator Morrish

AMENDMENT NO. 1
On page 1, line 6, delete "the commissioner of conservation and"

AMENDMENT NO. 2
On page 2, line 10, after "benefit from" delete the remainder of the line and delete lines 11 and 12 and insert "industrial processes that will capture significant amounts of carbon dioxide for use in enhanced oil recovery."

AMENDMENT NO. 3
On page 2, delete lines 13 through 15

AMENDMENT NO. 4
On page 2, line 16, change "(5)" to "(4)"

AMENDMENT NO. 5
On page 2, line 17, delete "the following"

AMENDMENT NO. 6
On page 2, line 19, after "recovery" delete the semicolon and insert a period

AMENDMENT NO. 7
On page 2, delete lines 20 through 24

AMENDMENT NO. 8
On page 2, line 25, delete "commissioner of conservation" and insert "secretary"

AMENDMENT NO. 9
On page 3, delete lines 7 through 11

AMENDMENT NO. 10
On page 3, line 12, change "(4)" to "(2)"

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

SENATE BILL NO. 718—
BY SENATOR MORRISH

AN ACT
To enact R.S. 32:387.19, relative to special permits; to authorize the Department of Transportation and Development to promulgate rules and regulations; to provide for limitations; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 718 by Senator Morrish

AMENDMENT NO. 1
On page 1 line 15, change "will" to "shall"

AMENDMENT NO. 2
On page 1, line 16, change "will" to "shall"

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

AMENDMENT NO. 4
On page 2, line 4, after "pounds" insert a period ";" and delete the remainder of the line and delete line 5 and insert the following: "No tandem axle set equipped with low pressure pneumatic tires shall exceed thirty-four thousand pounds on the interstate system or thirty-seven thousand pounds on the interstate system. No tridum axle set equipped with low pressure pneumatic tires shall exceed forty-two thousand pounds on the interstate system or forty-five thousand pounds off the interstate system."

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

SENATE BILL NO. 724—
BY SENATOR N. GAUTREAX

AN ACT
To amend and reenact R.S. 41:642(A)(2), relative to sixteenth section and school board indemnity lands; to provide for revenues generated by certain sixteenth section and school board indemnity lands; to provide terms and conditions; 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 Engrossed Senate Bill No. 724 by Senator N. Gautreaux
AMENDMENT NO. 44
On page 6, line 2, after "order of the Public Service Commission, a portion of the output of a project is subject to a rate
order. The initial deposit shall be held in trust and controlled by the Public Service Commission through a third-party administrator, with the expenses of the administration of such fund to be paid from the initial deposit, but such deposit, unless and until used by the Public Service Commission as provided herein, shall remain the property of the owner of the qualified low carbon energy project which made the initial deposit.

AMENDMENT NO. 43
On page 5, line 29, after "energy project" insert a colon ":"

AMENDMENT NO. 42
On page 5, line 18, after "project" insert "to the extent such project is not subject to any rate order of the Public Service Commission.

AMENDMENT NO. 41
On page 5, line 15, after "project" delete the remainder of the line and insert "to the extent such project is not subject to any rate order of the Public Service Commission.

AMENDMENT NO. 40
On page 5, line 12, after "order" insert "to the extent such project is not subject to any rate order of the Public Service Commission.

AMENDMENT NO. 39
On page 5, line 9, after "project" delete the remainder of the line

AMENDMENT NO. 38
On page 5, line 7, after "project" delete the remainder of the line

AMENDMENT NO. 37
On page 5, line 5, after "project" delete the remainder of the line

AMENDMENT NO. 36
On page 5, line 3, after "project" delete the remainder of the line

AMENDMENT NO. 35
On page 5, line 1, after "project" delete the remainder of the line

AMENDMENT NO. 34
On page 4, line 29, after "project" insert a colon ":"

AMENDMENT NO. 33
On page 4, delete line 27, and insert "C. Upon issuance of the certificate certifying a qualified low carbon energy project for a rate order from the Public Service Commission that includes a request that the Public Service Commission utilize the fund as provided in R.S. 30:1005, and any ensuing order of the Public Service Commission granting such request shall require the project to deposit with the Public Service Commission, upon commercial operation, up to one hundred fifty million dollars ("initial deposit") depending on the size or portion of the project subject to the order. The initial deposit shall be held in trust and controlled by the Public Service Commission through a third-party administrator, with the expenses of the administration of such fund to be paid from the initial deposit, but such deposit, unless and until used by the Public Service Commission as provided herein, shall remain the property of the owner of the qualified low carbon energy project which made the initial deposit.

AMENDMENT NO. 32
On page 4, line 25, delete "the" and insert "such"

AMENDMENT NO. 31
On page 4, line 1, after "project" insert a colon ":"

AMENDMENT NO. 30
On page 4, line 29, after "project" insert a colon ":"

AMENDMENT NO. 29
On page 4, line 21, after "project" insert a colon ":"

AMENDMENT NO. 28
On page 4, line 19, after "project" insert a colon ":"

AMENDMENT NO. 27
On page 4, line 17, after "project" insert a colon ":"

AMENDMENT NO. 26
On page 4, line 15, after "project" insert a colon ":"

AMENDMENT NO. 25
On page 4, line 13, after "project" insert a colon ":"

AMENDMENT NO. 24
On page 4, line 11, after "project" insert a colon ":"

AMENDMENT NO. 23
On page 4, line 9, after "project" insert a colon ":"

AMENDMENT NO. 22
On page 4, line 7, after "project" insert a colon ":"

AMENDMENT NO. 21
On page 4, line 5, after "project" insert a colon ":"

AMENDMENT NO. 20
On page 4, line 3, after "project" insert a colon ":"

AMENDMENT NO. 19
On page 4, line 1, after "project" insert a colon ":

AMENDMENT NO. 18
On page 4, line 18, after "project" insert a colon ":

AMENDMENT NO. 17
On page 4, line 16, after "project" insert a colon ":

AMENDMENT NO. 16
On page 4, line 14, after "project" insert a colon ":

AMENDMENT NO. 15
On page 4, line 12, after "project" insert a colon ":

AMENDMENT NO. 14
On page 4, line 10, after "project" insert a colon ":

AMENDMENT NO. 13
On page 4, line 8, after "project" insert a colon ":

AMENDMENT NO. 12
On page 4, line 6, after "project" insert a colon ":

AMENDMENT NO. 11
On page 4, line 4, after "project" insert a colon ":

AMENDMENT NO. 10
On page 4, line 2, after "project" insert a colon ":

AMENDMENT NO. 9
On page 4, line 0, after "project" insert a colon ":

AMENDMENT NO. 8
On page 4, line -2, after "project" insert a colon ":

AMENDMENT NO. 7
On page 4, line -4, after "project" insert a colon ":

AMENDMENT NO. 6
On page 4, line -6, after "project" insert a colon ":

AMENDMENT NO. 5
On page 4, line -8, after "project" insert a colon ":

AMENDMENT NO. 4
On page 4, line -10, after "project" insert a colon ":

AMENDMENT NO. 3
On page 4, line -12, after "project" insert a colon ":

AMENDMENT NO. 2
On page 4, line -14, after "project" insert a colon ":

AMENDMENT NO. 1
On page 4, line -16, after "project" insert a colon ":"
AMENDMENT NO. 46
On page 6, line 3, delete "natural gas"

AMENDMENT NO. 47
On page 6, line 5, delete "produces chemicals" and insert "is not subject to a rate order of the Public Service Commission"

AMENDMENT NO. 48
On page 6, line 7, delete "receives" and insert "issues" and delete "from the commissioner"

AMENDMENT NO. 49
On page 6, line 8, after "monies are" insert "dedicated and"

AMENDMENT NO. 50
On page 6, delete lines 27 through 29

AMENDMENT NO. 51
On page 7, line 1, delete "(2)" and insert "B."

AMENDMENT NO. 52
On page 7, line 3, after "projects" insert "shall be deposited into the fund"

AMENDMENT NO. 53
On page 7, delete lines 4 and 5, and insert "after the amount provided in Article VII, Section 10.3(A)(2)(a) of the Constitution of Louisiana and R.S. 49:94(A)(2)(a), referred to as the "base", has been satisfied each fiscal year, and which fifty percent portion shall be applied only to the increase in production of oil or gas resulting from the injection of such carbon dioxide."

AMENDMENT NO. 54
On page 7, line 6, delete "into such fund" and insert "made with the Public Service Commission"

AMENDMENT NO. 55
On page 7, line 7, delete "that produces substitute natural gas"

AMENDMENT NO. 56
On page 7, line 8, after "Commission" insert "exclusively for the purposes"

AMENDMENT NO. 57
On page 7, line 9, after "shall be" delete the remainder of the line and insert "so used prior to the distribution to the Public Service Commission of any royalties, rentals,"

AMENDMENT NO. 58
On page 7, line 11, delete "there is no initial deposit or if"

AMENDMENT NO. 59
On page 7, line 13, delete "until" and insert "subject to"

AMENDMENT NO. 60
On page 7, line 14, delete "has been satisfied"

AMENDMENT NO. 61
On page 7, line 15, delete ", at the discretion of the secretary,"

AMENDMENT NO. 62
On page 7, at the end of line 16, insert "The Public Service Commission shall promptly notify the secretary when the initial deposit has been exhausted."

AMENDMENT NO. 63
On page 7, line 18, after "project" delete the remainder of the line and insert "to the extent it is not subject to any rate order of the Public Service Commission"

AMENDMENT NO. 64
On page 7, line 19, delete "electric power"

AMENDMENT NO. 65
On page 7, line 28, after "project" delete the remainder of the line and insert "to the extent it is not subject to any rate order of the Public Service Commission"

AMENDMENT NO. 66
On page 8, line 1, delete "In addition to" and insert "After the exhaustion of"

AMENDMENT NO. 67
On page 8, line 3, after "project" delete the remainder of the line and insert "that is subject to a rate order from the Public Service Commission shall"

AMENDMENT NO. 68
On page 8, line 17, delete "secretary" and insert "Public Service Commission"

AMENDMENT NO. 69
On page 8, at the end of line 24, insert "The carbon dioxide produced by a qualified low carbon energy project and utilized in enhanced oil or gas recovery pursuant to the provisions of this Chapter shall be metered or otherwise measured to provide an accurate tracking of the amount of such carbon dioxide so utilized. However, the operator conducting the enhanced oil or gas recovery activities shall be permitted to physically inject, for purposes of enhanced oil or gas recovery under the provisions of this Chapter, carbon dioxide, whether anthropogenic or naturally occurring, other than the carbon dioxide produced by a qualified low carbon energy project, provided the operator can show to the secretary's satisfaction that the metered or measured amount of carbon dioxide received by the operator from a qualified low carbon energy project matches the amount of other carbon dioxide utilized in the enhanced oil or gas recovery operations."

On motion of Senator N. Gautreaux, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 741—
BY SENATOR B. GAUTREAU
AN ACT
To enact R.S. 41:1215.3, relative to the leasing of certain state lands; to provide for the uses of the property and the lease; and to provide for related matters.

Reported by substitute by the Committee on Natural Resources. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 741 by Senator B. Gautreaux)
BY SENATOR B. GAUTREAU
AN ACT
To enact R.S. 41:1215.3, relative to the leasing of certain state property; to provide for the property description; to provide for terms and conditions; to provide for the uses of the property subject to the lease; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 41:1215.3 is hereby enacted to read as follows:

Notwithstanding with any other provision of law to the contrary, the secretary of the Department of Culture, Recreation and Tourism and the commissioner of administration are hereby authorized and empowered to enter into a lease of all or any portion of the state owned property north of Highway 90 at Fort Pike to the Rigolets Marina Inc. The lease shall provide for the uses of the property and the lease shall be subject to approval by the federal government. The compensation received by the state shall be at least five percent of the appraised value of the property to be paid bi-annually to the state.
On motion of Senator N. Gautreaux, the committee substitute bill was adopted and becomes Senate Bill No. 799 by Senator B. Gautreaux, substitute for Senate Bill No. 741 by Senator B. Gautreaux.

SENATE BILL NO. 799 — (Substitute of Senate Bill No. 741 by Senator B. Gautreaux)
BY SENATOR B. GAUTREAUX
AN ACT
To enact R.S. 41:1215.3, relative to the leasing of certain state property; to provide for the property description; to provide for terms and conditions; to provide for the uses of the property subject to the lease; and to provide for related matters.

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

SENATE BILL NO. 743—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 24:973.1(B)(1) and (2), and (E)(5), relative to the Legislative Youth Advisory Council; to provide for the selection of members nominated for membership by certain school clubs and community organizations; to provide for submission of an annual report; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 743 by Senator Broom

AMENDMENT NO. 1
On page 1, line 2, after “(2),” insert “(D),”

AMENDMENT NO. 2
On page 1, line 3, after “Council;” insert “to provide for membership and term;”

AMENDMENT NO. 3
On page 1, line 4, after “organizations;” insert “to provide relative to the selection process;”

AMENDMENT NO. 4
On page 1, line 7, after “and (2),” insert “(D),”

AMENDMENT NO. 5
On page 2, between lines 6 and 7, insert the following:

“(iii) In the event two qualified applicants cannot be found to represent a particular congressional district, in lieu of directly filling any such vacancy, the commission may select a qualified applicant from among youths nominated by a school club or community organization, as provided in Subparagraph (b) of this Paragraph, to serve as an at-large member in order to ensure full membership on the council.

AMENDMENT NO. 6
On page 3, between lines 1 and 2, insert as follows:

“D. Terms of office. (1) Members appointed by the commission pursuant to Subparagraph (B)(1)(a) of this Section shall serve a two-year term of one year and may be reappointed for a subsequent term, provided that they are eligible at the time of reappointment. However, no member of the council shall serve more than two consecutive terms.

(2) A member representing an eligible club or organization pursuant to Subparagraph (B)(1)(b) of this Section shall serve a term of one year.

AMENDMENT NO. 7
On page 3, after line 7, insert as follows:

"Section 2. The provisions of this Act shall be effective for the members appointed to the Legislative Youth Advisory Council beginning with the 2010-2011 term.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.”

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

SENATE BILL NO. 744—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 17:3096(G), relative to monies in certain qualified tuition programs and civil procedure; to exempt certain funds from attachment, levy, garnishment, or legal process; to provide terms and conditions, and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 749—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 24:653(H)(2), relative to the Joint Legislative Committee on the Budget; to provide for the review of certain negotiations, compromises or settlements by the Litigation Subcommittee of the Joint Legislative Committee on the Budget; 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. 749 by Senator Murray

AMENDMENT NO. 1
On page 1, line 15, after “more than” delete the remainder of the line and insert “one million”

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. 752—
BY SENATOR LONG
AN ACT
To enact R.S. 39:1367(E)(2)(b)(v) and Chapter 17-F of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1800.21 through 1800.35, relative to the creation of a nonprofit corporation to provide for the financing and leasing of centers of excellence; to provide for its board of directors; to authorize the lease and sublease of the facilities; to provide for the uses of the property; to provide for the property description; to provide for related matters; to provide for terms and conditions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 752 by Senator Long
AMENDMENT NO. 1
On page 1, line 2, after "enact" and before "Chapter" delete "R.S. 39:1367(E)(2)(b)(v) and"

AMENDMENT NO. 2
On page 1, line 10 after "responsibilities;" delete the remainder of the line and at the beginning of line 11, delete "excluded from net state tax supported debt;"

AMENDMENT NO. 3
On page 1, on line 13, after "Section 1." delete "R.S. 39:1367(E)(2)(b)(v) and"

AMENDMENT NO. 4
On page 1, line 14, after "1800.35," change "are" to "is"

AMENDMENT NO. 5
On page 1, delete lines 16 and 17 and on page 2, delete lines 1 through 9

AMENDMENT NO. 6
On page 3, line 9, after "means the" and before "nonprofit" insert "public"

AMENDMENT NO. 7
On page 3, line 12, after "by law," delete the remainder of the line and delete lines 13 through 16

AMENDMENT NO. 8
On page 3, line 26, after "means the" and before "acquisition" insert "planning."

AMENDMENT NO. 9
On page 3, delete lines 27 and 28, and insert the following: "improvement, equipping, or expansion of a public facility by the corporation, provided that no more than fifty percent of the total project cost shall be financed with funds provided through bonds issued pursuant to this Chapter. At least fifty percent of the total cost of each project shall be from contributions by private sources through donations of cash, immovable property, or equipment, or a combination thereof, or from contributions by parishes, municipalities, or their agencies or instrumentalities."

AMENDMENT NO. 10
On page 4, line 19, after "expansion of" and before "to be leased" change "facilities" to "centers of excellence"

AMENDMENT NO. 11
On page 4, at the end of line 20, insert: "However, the financing of such centers of excellence shall be in addition to any other funds or appropriations provided to the Louisiana Community and Technical College System, and such financing shall not displace, replace, supplant, or prevent funding for such system or system’s projects from the capital outlay act or appropriations acts."

AMENDMENT NO. 12
On page 5, delete line 4, and insert: "(7) The executive director of the Workforce Commission, or his designee."

AMENDMENT NO. 13
On page 5, at the end of line 18, insert the following: "With the approval of the commissioner of administration, projects shall either be included in the annual capital outlay act or obtain legislative approval as provided in R.S. 39:112(G). Projects shall be administered by the office of facility planning and control in accordance with the provisions of R.S. 39:121 through 128."

AMENDMENT NO. 14
On page 6, line 14, after "improvement," and before "or expansion" insert "equipping."

AMENDMENT NO. 15
On page 6, line 25, change "thirty" to "forty"

AMENDMENT NO. 16
On page 7, line 14, after "Louisiana" insert: ", including the office of risk management"

AMENDMENT NO. 17
On page 7, line 22, after "state" and before "and the" insert "or a third party"

AMENDMENT NO. 18
On page 7, between lines 22 and 23, insert the following: "To participate in any capacity with new market tax credit financing and other tax credits,"

AMENDMENT NO. 19
On page 7, at the beginning of line 23, change "(8) to "(9)"

AMENDMENT NO. 20
On page 8, line 1, change "thirty" to "forty"

AMENDMENT NO. 21
On page 8, line 12, change "thirty" to "forty"

AMENDMENT NO. 22
On page 8, line 23, after "from" and before "any" and insert "lawfully available funds, including but not limited to"

AMENDMENT NO. 23
On page 9, line 4, change "thirty" to "forty"

AMENDMENT NO. 24
On page 9, line 5, after "such form" delete the remainder of the line and on line 6, delete "coupon or registered,"

AMENDMENT NO. 25
On page 10, line 7, after "pledging" and before "all or" insert "or assigning"

AMENDMENT NO. 26
On page 10, line 24, after "facilities," and before "Such" insert "A Form UCC-1 need not be filed."

AMENDMENT NO. 27
On page 11, delete line 8, and insert "credit, guaranty agreements, surety bonds, and liquidity facilities."

AMENDMENT NO. 28
On page 11, line 22, after "agreements," delete "and"

AMENDMENT NO. 29
On page 11, line 24, after "rates," and before "subject" insert "and any other derivative product," and after "Commission" insert "including specific approval of the necessity, amount, and the recipient of fees or other charges associated with any of the contracts, agreements, or products"

AMENDMENT NO. 30
On page 12, line 8, after "of the" and before "faith" insert "full"

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

SENA TE BILL NO. 767
By Senator McPherson
AN ACT
To amend and reenact R.S. 32:266(B) and to enact R.S. 32:57(1), relative to traffic offenses; to provide relative to the disposition of fines for exceeding the posted speed limit on an interstate highway; to change the name of the "Louisiana Highway Safety Commission Fund"; to provide relative to court costs for multiple offenses; and to provide for related matters.
Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 767 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, after "R.S.32:266(B)" delete “and to enact R.S. 32:57(l)"

AMENDMENT NO. 2
On page 1, line 5, after "Fund;" delete “to provide relative to court costs for multiple offenses;”

AMENDMENT NO. 3
On page 1, line 8, after "reenacted" delete “and R.S. 32:57(l) is” and on line 9 delete "hereby enacted"

AMENDMENT NO. 4
On page 1, delete line 10 through 16

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

SENATE BILL NO. 779—
BY SENATORS LAFLEUR AND MICHOT AND REPRESENTATIVE MONTOUCET
AN ACT
To amend and reenact R.S. 25:651 through 655, and to enact R.S. 25:654 through 657, relative to the Council for the Development of French in Louisiana; to provide for membership; to provide for the domicile; to provide its purpose and mission; to provide for the powers; to provide for appointment of an executive committee; to provide for an executive director; to provide for compensation of members; to provide for funding; to provide for an annual report; and to provide for related matters.

Reported by substitute by the Committee on Education. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 779 by Senator Lafluer and Michot and Representative Montoucet)
BY SENATOR LAFLEUR
AN ACT
To amend and reenact Chapter 13 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:651 through 655, relative to the Council for the Development of French in Louisiana; to statutorily create the council; to provide for membership; to provide for the council’s domicile; to provide for the council’s purpose and mission; to provide for the council’s powers; to provide for appointment of an executive committee; to provide for an executive director; to provide for compensation of members; to provide for funding; to provide for an annual report; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Chapter 13 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:651 through 655, is hereby amended and reenacted to read as follows:

CHAPTER 13. COUNCIL FOR THE DEVELOPMENT OF FRENCH IN LOUISIANA

§651. Council authorized; membership; powers
The governor is hereby authorized to establish the Council for the Development of French in Louisiana, and agency to consist of no more than fifty members and including a chairman appointed by the governor from names recommended to him by legislators. Said council is empowered to do any and all things necessary to accomplish the development, utilization and preservation of the French language as found in the state of Louisiana for the cultural, economic and tourist benefit of the state.

§652. Membership; appointment; terms; vacancies; compensation
A. The council shall be composed of twenty-three members as follows:

1. Two members appointed by the governor.
2. Four members appointed by the Louisiana section of the Assemblee des parlementaires Francophones.
3. Two members appointed by the council’s Consortium of Louisiana Colleges and Universities.
4. One member appointed by the Le Centre International de Lafayette.
5. One member appointed by the Louisiana Cultural Economy Foundation.
6. The mayor of New Orleans, or his designee.
7. One member appointed by the French-American Chamber of Commerce, Louisiana Chapter.

B. The council shall be domiciled in Lafayette, Louisiana.
C. The purposes of the council shall include the following:
(1) To oversee the development and expansion of the state’s economic development and tourism activities designed to promote our French culture, heritage, and language.
(2) To promote, develop, and oversee cultural and educational relations and exchanges between the state of Louisiana and other countries, provinces, and states that share Louisiana's historical French heritage, culture, and language.
(3) To promote, support, and enhance French language immersion educational programs and instruction at all levels of elementary and secondary education in the state by working cooperatively and collaboratively with the State Board of Elementary and Secondary Education and the state Department of Education.
(4) To develop a model French immersion program which can be used by any school seeking to establish a French immersion program within its curriculum.
(5) To increase the number of French immersion schools in the state, with the specific goal of establishing, not later than September 1, 2015, at least one French immersion school in each of the following parishes which comprise the Acadiana Region:
   (a) Acadia
   (b) Ascension
   (c) Assumption
   (d) Avoyelles
   (e) Calcasieu
   (f) Cameron
   (g) Evangeline
   (h) Iberia
   (i) Iberville
   (j) Jefferson
   (k) Lafayette
   (l) Lafourche
   (m) Pointe Coupee
   (n) St. Charles
   (o) St. James
   (p) St. Landry
   (q) St. Martin
   (r) St. Mary
   (s) St. John the Baptist
   (t) Terrebonne
   (u) Vermilion
   (v) West Baton Rouge
(6) To develop a certification system whereby vendors, festivals, and restaurants may be designated “Francophone Friendly” and design and issue a marquee that may be displayed by each certified entity.

§652. Cooperation with other agencies
The council for the Development of French in Louisiana may cooperate with and advise other state agencies, including public preschools, and state departments of education.

§652. Membership; appointment; terms; vacancies; compensation
A. The council shall be composed of twenty-three members as follows:

1. Two members appointed by the governor.
2. Four members appointed by the Louisiana section of the Assemblee des parlementaires Francophones.
3. Two members appointed by the council’s Consortium of Louisiana Colleges and Universities.
4. One member appointed by the Le Centre International de Lafayette.
5. One member appointed by the Louisiana Cultural Economy Foundation.
6. The mayor of New Orleans, or his designee.
7. One member appointed by the French-American Chamber of Commerce, Louisiana Chapter.
Section 2. The terms of the members of the Council for the Development of French in Louisiana in office on the effective date of this Act shall terminate on December 31, 2010.

On motion of Senator Nevers, the committee substitute bill was adopted and becomes Senate Bill No. 800 by Senator LaFleur, substitute for Senate Bill No. 779 by Senator LaFleur.

SENATE BILL NO. 800 — (Substitute of Senate Bill No. 779 by Senator LaFleur and Michot and Representative Montoucet)

BY SENATOR LAFLEUR

AN ACT

To amend and reenact Chapter 13 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:651 through 655, relative to the Council for the Development of French in Louisiana; to statutorily create the council; to provide relative to the council’s domicile, purposes, membership, powers, duties, and functions; to provide relative to members terms and compensation; to provide relative to vacancies; to provide for the appointment of an executive committee and an executive director; to provide for policies and bylaws; and to provide for related matters.

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

Rules Suspended

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

Senate Resolutions on Second Reading

Called from the Calendar

Senator Claitor asked that Senate Resolution No. 80 be called from the Calendar.

SENATE RESOLUTION NO. 80 —

BY SENATOR MARIONNEAUX

A RESOLUTION

To commend New Orleans Saints’ defensive back, Tracy Porter of Port Allen, Louisiana, for his contributions towards the Saints’ 2009 NFL championship season.

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

House Bills and Joint Resolutions on Second Reading

Reported by Committees

HOUSE BILL NO. 63—

BY REPRESENTATIVE GEYMANN

AN ACT

To authorize and provide for the transfer or lease of certain state property in Calcasieu Parish to Sidney J. and Sherilyn M. Cormier from the division of administration; and to provide for related matters.

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

HOUSE BILL NO. 70—

BY REPRESENTATIVE GEYMANN

AN ACT

To enact Subpart B-4-A of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.81 through 130.83, relative to the Wards 4 and 6
Economic Development Board in Beauregard Parish; to establish the board; to provide for appointment of members to the board; to provide the powers and duties of the board; and to provide for related matters.

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

HOUSE BILL NO. 81—
BY REPRESENTATIVES SAM JONES AND MILLS
AN ACT
To amend and reenact R.S. 56:706(A) and (B)(1), relative to the Lake Fausse Point and Grand Avolle Cove Advisory Board; to provide relative to membership of the board; to provide with respect to jurisdiction over Lake Dauterive; and to provide for related matters.

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

HOUSE BILL NO. 96—
BY REPRESENTATIVE RICHARD
AN ACT
To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 144—
BY REPRESENTATIVE GEYMANN
AN ACT
To enact R.S. 33:3812(I), relative to waterworks districts in Beauregard Parish; to authorize the parish to create commissioner districts within Waterworks District No. 3; to provide a definition of commissioner districts; to provide for representation on the board of commissioners; and to provide for related matters.

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

HOUSE BILL NO. 211—
BY REPRESENTATIVE PUGH
AN ACT
To enact R.S. 32:299(A)(3), relative to off-road vehicles; to provide that off-road vehicles can be driven by certain persons on university and college streets; and to provide for related matters.

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

HOUSE BILL NO. 356—
BY REPRESENTATIVE CHAMPAGNE
AN ACT
To designate U.S. 90, a future I-49 Corridor, at its intersection with Louisiana Highway 675 interchange in Iberia Parish as the George T. Gros Memorial Overpass; and to provide for related matters.

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

HOUSE BILL NO. 372—
BY REPRESENTATIVE PEARSON
AN ACT
To repeal R.S. 32:63.1, relative to speed limits; to repeal provisions relative to speed limits on Interstate 10 in St. Tammany Parish.

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

HOUSE BILL NO. 495—
BY REPRESENTATIVE GEYMANN
AN ACT
To enact R.S. 9:1103, relative to carbon sequestration; to provide for ownership of compensation from certain carbon sequestration; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 518—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 11:403(1), relative to the Louisiana State Employee’s Retirement System; to provide for the employee contribution rate of legislators, the governor, lieutenant governor, and certain other elected officials; to provide for related matters.

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

HOUSE BILL NO. 517—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 11:625(e) and to repeal R.S. 24:36(E), relative to the Louisiana State Employee’s Retirement System; to provide for the employee contribution rate of legislators, the governor, lieutenant governor, and certain other elected officials; to provide for related matters.

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

HOUSE BILL NO. 587—
BY REPRESENTATIVE GARY SMITH
AN ACT
To authorize and provide for the transfer or lease of certain state property in St. Charles Parish to the Pontchartrain Levee District from the Department of Transportation and Development; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.
HOUSE BILL NO. 646—
BY REPRESENTATIVE BROSSETT
AN ACT

To amend and reenact R.S. 38:330.1(C)(2)(a)(xi), relative to the Southeast Louisiana Flood Protection Authorities; to add a member to the nominating committee; and to provide for related matters.

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

HOUSE BILL NO. 647—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 32:318(H), relative to audible and visual signals on certain vehicles; to provide for exceptions; to provide for publicly owned fire trucks with fire apparatuses; and to provide for related matters.

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

HOUSE BILL NO. 670—
BY REPRESENTATIVES HENRY, BILLIOT, GISCLAIR, GIROD JACKSON, LABRUZZO, LIGI, LOPINTO, AND WILLMOTT AND SENATORS APPEL, MARTINY, AND MORRELL
AN ACT

To amend and reenact R.S. 33:9611(A), 9612, and 9613(D) and (E)(2) and (5), relative to local ethics entities; to provide for the creation and administration of local ethics entities by certain parishes; to provide for the powers of local ethics entities; and to provide for related matters.

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

HOUSE BILL NO. 688—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 49:214.6.2(E), relative to the Coastal Protection and Restoration Authority; to authorize the authority to assist in the formation of a coastal science consortium; to provide for the membership and governing council of the consortium; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 688 by Representative Foil

AMENDMENT NO. 1
On page 2, between lines 15 and 16, insert:
"(g) A representative of McNeese State University appointed by the president."

AMENDMENT NO. 2
On page 2, line 16, change "(g)" to "(h)"

AMENDMENT NO. 3
On page 2, line 19, change "(h)" to "(i)"

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

HOUSE BILL NO. 746—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:441(A)(1)(d), relative to the Louisiana State Employees' Retirement System; to provide for calculation of benefits for persons electing early retirement; to provide for different calculation methods depending upon whether such persons are in service at the time of retirement; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 748—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:102(B)(3)(a) and (d)(v) and to enact R.S. 11:102(C), relative to the Louisiana State Employees Retirement System; to provide relative to system funding; to require individualized normal cost payments for employers; to require individualized payments for changes in actuarial liability for employers; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 748 by Representative Pearson

AMENDMENT NO. 1
On page 2, line 7, change "2010-2011" to "2011-2012"

AMENDMENT NO. 2
On page 2, line 26, change "2010-2011" to "2011-2012"

AMENDMENT NO. 3
On page 3, line 28, change "2010-2011" to "2011-2012"

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

HOUSE BILL NO. 749—
BY REPRESENTATIVES POPE, CORTEZ, DOERGE, DOWNS, HENDERSON, HOFFMANN, AND MONTOUCET
AN ACT

To amend and reenact R.S. 11:1503(7) and 1530(K)(2) and to repeal R.S. 11:102(C), relative to the Louisiana State Employees Retirement System; to provide relative to system funding; to require individualized normal cost payments for employers; to require individualized normal cost payments for employers; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 759—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:1(26), relative to the traffic regulations; to revise the definition of "intersection"; and to provide for related matters.

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

HOUSE BILL NO. 835—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 47:2196(E), relative to redemption of properties adjudicated to the state; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.
To amend and reenact R.S. 30:136(A)(1)(c) and to enact R.S.

HOUSE BILL NO. 977—
BY REPRESENTATIVE HENRY
AN ACT
To enact R.S. 32:1734(E), relative to gate fees; to prohibit towing or storage companies from charging gate fees when a vehicle is towed outside of normal business hours; and to provide for related matters.

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

HOUSE BILL NO. 1090—
BY REPRESENTATIVE DOVE AND SENATOR CHABERT
AN ACT
To amend and reenact R.S. 36:351(B), R.S. 38:111, 112, 213, 221, and 226, R.S. 39:366.3(1), 1482(A)(1)(a), R.S. 41:1701.1(D) and 1702(D)(1), and R.S. 49:214.61(A) and to enact R.S. 39:14(7) and R.S. 49:214.5.2(F) and 214.6.10(C), relative to the Office of Coastal Protection and Restoration; to provide relative to responsibilities of the office with coastal levees; to provide relative to immunity for cooperating landowners; to provide for the responsibilities of the office in reclamation of land; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 870 by Representative Dove

AMENDMENT NO. 1
On page 2, delete lines 13 through 18, and insert:

"(7) That the proposed Pass ID Act contains provisions which authorize the states to opt out of the Act and, therefore, for the reasons stated herein, the legislature hereby utilizes this Act as its statement to the Congress that the state of Louisiana will elect not to participate in or enforce the provisions of the Pass ID Act of 2009, if enacted."

AMENDMENT NO. 2
On page 2, lines 22 through 26

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

HOUSE BILL NO. 870—
BY REPRESENTATIVE GEYMANN
AN ACT
To direct the Department of Public Safety and Corrections to not participate in or enforce the provisions of the Pass ID Act of 2009, if elected not to participate in or enforce the provisions of the Pass ID Act of 2009, if enacted.

Reported favorably by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 870 by Representative Dove

AMENDMENT NO. 1
On page 2, delete lines 13 through 18, and insert:

"(7) That the proposed Pass ID Act contains provisions which authorize the states to opt out of the Act and, therefore, for the reasons stated herein, the legislature hereby utilizes this Act as its statement to the Congress that the state of Louisiana will elect not to participate in or enforce the provisions of the Pass ID Act of 2009, if enacted."

AMENDMENT NO. 2
On page 2, lines 22 through 26

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

HOUSE BILL NO. 874—
BY REPRESENTATIVES HARRISON, DOVE, AND ST. GERMAIN AND SENATOR N. GAUTREAUX
AN ACT
To amend and reenact R.S. 56:10(B)(7)(a) and (D), 103(C)(1), 103.1(B)(1), 153, the heading of Subpart A-2 of Part IV of Chapter 1 of Title 56, 164(A) and (B)(introductory paragraph), 165, and 649.(A) and to repeal R.S. 56:152, 154, 161, 162, and 163, relative to the issuance of stamps for hunting wild turkey and duck; to change the name of the wild turkey stamp to the wild turkey "license"; to provide for a distinction between "duck stamp" and "duck license"; to provide for fees associated with the purchase of duck stamps and issuance of duck licenses; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

HOUSE BILL NO. 977—
BY REPRESENTATIVE HENRY
AN ACT
To amendment R.S. 30:136(A)(1)(c) and to enact R.S. 44:4(44), relative to the office of mineral resources; to provide for the confidentiality of records while an audit is being performed by the office of mineral resources of the Department of Natural Resources; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

HOUSE BILL NO. 1043—
BY REPRESENTATIVE Geymann
AN ACT
To amend and reenact R.S. 41:131, 133, 134(D), and 135 and to enact R.S. 41:138(A)(2)(c), relative to sale of public lands; to provide for the sale of property adjudicated to the state for nonpayment of taxes for the years 1880 through 1973; to provide for the advertisement of sale of property adjudicated to the state; and to provide for the disposition of proceeds from the sale of property adjudicated to the state; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

HOUSE BILL NO. 842—
BY REPRESENTATIVE DOVE
AN ACT
To amend and reenact R.S. 41:1338(A)(2)(c), relative to sale of public lands; to provide for the confidentiality of records while an audit is being performed by the office of mineral resources of the Department of Natural Resources; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

HOUSE BILL NO. 870—
BY REPRESENTATIVE Geymann
AN ACT
To direct the Department of Public Safety and Corrections to not participate in or enforce the provisions of the Pass ID Act of 2009, if elected not to participate in or enforce the provisions of the Pass ID Act of 2009, if enacted.

Reported favorably by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 870 by Representative Dove

AMENDMENT NO. 1
On page 2, delete lines 13 through 18, and insert:

"(7) That the proposed Pass ID Act contains provisions which authorize the states to opt out of the Act and, therefore, for the reasons stated herein, the legislature hereby utilizes this Act as its statement to the Congress that the state of Louisiana will elect not to participate in or enforce the provisions of the Pass ID Act of 2009, if enacted."

AMENDMENT NO. 2
On page 2, lines 22 through 26

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

HOUSE BILL NO. 874—
BY REPRESENTATIVES HARRISON, DOVE, AND ST. GERMAIN AND SENATOR N. GAUTREAUX
AN ACT
To amend and reenact R.S. 56:10(B)(7)(a) and (D), 103(C)(1), 103.1(B)(1), 153, the heading of Subpart A-2 of Part IV of Chapter 1 of Title 56, 164(A) and (B)(introductory paragraph), 165, and 649.(A) and to repeal R.S. 56:152, 154, 161, 162, and 163, relative to the issuance of stamps for hunting wild turkey and duck; to change the name of the wild turkey stamp to the wild turkey "license"; to provide for a distinction between "duck stamp" and "duck license"; to provide for fees associated with the purchase of duck stamps and issuance of duck licenses; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

HOUSE BILL NO. 977—
BY REPRESENTATIVE HARRISON
AN ACT
To amend and reenact R.S. 30:136(A)(1)(c) and to enact R.S. 44:4(44), relative to the office of mineral resources; to provide for the confidentiality of records while an audit is being performed by the office of mineral resources of the Department of Natural Resources; and to provide for related matters.
On motion of Senator N. Gautreaux, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1126—
BY REPRESENTATIVE POPE
AN ACT
To amend and reenact R.S. 11:539(A)(1) and to enact R.S. 11:441(G), 502.3(D), 538.1, and 538.2; relative to the Louisiana State Employees' Retirement System; to provide for conformity and compliance with qualified plan provisions of the Internal Revenue Code; to provide for limitations on contributions to a plan; to provide relative to the reversion of funds to employers; to provide for rollovers of distributions; to require the distribution of certain information relative to such rollover distributions; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1142—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To provide for the transfer or lease of certain state property in Orleans Parish from the division of administration and to provide for specific use of the property.

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

HOUSE BILL NO. 1165—
BY REPRESENTATIVES ARNOLD, ABRAMSON, ANDERS, ARMES, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONDE, BARRAS, BARKER, BELEY, BERNOTT, BISE, BOWERS, BURNETT, BURNETT, BURNES, CARDOZO, CHAMBLEY, CHANCELLOR, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, DIXON, DOERGE, DOWNES, EDWARDS, FANNIN, FRANKLIN, GALLOT, GISCARD, GUILLORY, HBBERT, HENDERSON, HENRY, HILL, HINES, HOFFMAN, HOWARD, GIROD JACKSON, JACKSON, JOHNSON, ROSALIND JONES, JONES, KATZ, LAMAR, LABRUZZO, LAFONTA, LAGUARDIA, LEBAS, LIGI, LOPINTO, LORUSSO, MILLS, MONICA, MONTUCEL, MORRIS, NORTON, PEARSON, POPE, PUGH, RICHARDSON, RICHMOND, ROBIDEAUX, SCHRODER, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUD, THIERRY, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR CROWE
AN ACT
To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to honor the 2009 World Champion New Orleans Saints; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; to create a foundation and provide for foundation members; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill 1165 by Representative Arnold

AMENDMENT NO. 1
On page 1, line 5 after "plates;" delete "to create a foundation and" and on line 6 delete "provide for foundation members;"

AMENDMENT NO. 2
On page 1, line 10, change "plates" to "plate"

AMENDMENT NO. 3
On page 2, line 1, after "such plates," change "These" to "The" and after "license" change "plates" to "plate"

AMENDMENT NO. 4
On page 2, line 12, at the end of the line change "costs" to "cost"

AMENDMENT NO. 5
On page 2, delete lines 15 through 28 and on page 3, delete lines 1 through 16 and insert the following:

F. The annual royalty fee shall be collected by the department and deposited into the state treasury. The money received from the royalty fees shall be used solely to pay debt service on state debt issued to fund improvements to the Louisiana Superdome.

AMENDMENT NO. 6
On page 3, line 17, change "J. to "G."

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

HOUSE BILL NO. 1255—
BY REPRESENTATIVE AUSTIN BADON
AN ACT
To amend and reenact R.S. 56:56, relative to seizure of things illegally used or possessed; to authorize the voluntary surrender to the Department of Wildlife and Fisheries of live animals illegally possessed; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1255 by Representative Austin Badon

AMENDMENT NO. 1
On page 2, line 19, delete "indemnified" and insert "immune"

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

HOUSE BILL NO. 1277— (Substitute for House Bill No. 53 by Representative Roy)
BY REPRESENTATIVE ROY
AN ACT
To enact R.S. 32:387.19, relative to special permits; to authorize the Department of Transportation and Development to promulgate rules and regulations; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill 1277 by Representative Roy

AMENDMENT NO. 1
On page 1, delete lines 2 through 19 and on page 2 delete line 1 and insert the following:
"To enact R.S. 32:387.9.1, relative to special permits; to authorize vehicles hauling agronomic or horticultural crops by special permit to travel upon a segment of Interstate 49 as an alternate route to US 71 and US 167; and to provide for related matters. Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:387.9.1 is hereby enacted to read as follows:

§387.9.1 Special permits; vehicles hauling agronomic or horticultural crops; authorization to travel upon segment of Interstate 49 as alternate route to US 71 and US 167:

Notwithstanding any other provision of law to the contrary, and provided the federal government does not raise any objection to such permitted weight limit, any vehicle issued an annual special permit pursuant to the provisions of R.S. 32:387.9 may travel upon that segment of Interstate 49 between its interchange with US 71 and US 167 (MacArthur Drive) south of the City of Alexandria and its interchange with Rapides Station Road north of the City of Alexandria as an alternate route to US 71 and US 167.

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

Reconsideration

The vote by which Senate Bill No. 788 failed to pass on Monday, May 17, 2010, was reconsidered.

SENATE BILL NO. 788—
BY SENATOR HEBERT

AN ACT
To amend and reenact R.S. 44:4.1(B)(21), and to enact Chapter 8-A
of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:4.1 through 44:4.24, relative to the professional geoscientists; to provide for a board; to provide for meetings; to provide for powers; to provide for records and reports; to provide for requirements; to provide for exemptions; to provide for applications and fees; to provide for examinations; to provide for eligibility; to provide for types of licenses; to provide for issuance of licenses; to provide for expiration and renewal of licenses; to provide for professional development; to provide for a seal; to provide for disciplinary procedures; to provide for enforcement; and to provide for related matters.

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

Mr. President in the Chair

Senate Concurrent Resolutions on Second Reading
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 53—
BY SENATOR PETERSON
A CONCURRENT RESOLUTION
To direct the division of administration, the Louisiana Workforce Commission, the Department of Economic Development, the Department of State Civil Service, the office of group benefits, the Louisiana State University System, the Southern University System, the University of Louisiana System, the Louisiana Community and Technical College System, the Louisiana State Employees' Retirement System, the Teachers' Retirement System, the Community and Technical College System, the Louisiana State Employees' Retirement System, the Teachers' Retirement System, and the State Police Pension and Retirement System to work together to develop a plan to support state employees who are terminated due to budget-reduction measures in their preparation to reenter the workforce in the private sector.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Concurrent Resolution No. 53 by Senator Peterson

AMENDMENT NO. 1
On page 3, line 9, change "May" to "June"

On motion of Senator Michot, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux N Murray
Adley Hebert Nevers
Amedee Heitmeier Peterson
Appel Jackson Quinn
Broome Long Riser
Chabert Martiny Shaw
Cheek McPherson Smith
Duplessis Morrell Walsworth
Erdey Morrish
Gautreaux B Mount

NAYS

Total - 31

Total - 0

ABSENT

Alario Guillory LaFleur
Claitor Donahue Marionneaux
Crowe Kostelka

Total - 8

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 792— (Substitute for Senate Bill No. 136 by Senator Morrish)
BY SENATOR MORRISH

AN ACT
To amend and reenact R.S. 40:1421, the introductory paragraph of 1422(A), 1422(C), the introductory paragraph of 1427, 1427(1) and (3), 1428(A)(1) and (4)(b)(ii) and (iii), and 1429 and to enact R.S. 22:2134(B)(3)(e) and R.S. 40:1428(A)(4)(b)(iv), relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to provide for definitions; to provide for powers and duties of the unit; to provide for reporting; to provide relative to the Insurance Fraud Investigation Fund; to extend the termination date of the unit; and to provide for related matters.

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

SENATE BILL NO. 443—
BY SENATOR LAFLEUR

AN ACT
To enact R.S. 40:1299.59, and to repeal R.S. 40:1299.39.1 and 1299.47, relative to civil actions against health care providers; to require the attachment of an expert report to certain petitions for damages; to provide with respect to the content of the expert
report; to provide with respect to the procedure for filing the expert report and answer to the petition; to provide for dismissal of actions for failure to file the report; to provide relative to prescription or peremption; to repeal provisions of law relative to medical review panels for both state and private claims; to provide for an effective date; and to provide for related matters.

On motion of Senator LaFleur, the bill was read by title and withdrawn from the files of the Senate.

SENATE BILL NO. 601—
BY SENATOR CLAITOR
AN ACT
To enact R.S. 14:140.1, relative to kickbacks in state contracts; to provide prohibitions, definitions, penalties, and reporting requirements; and to provide for related matters.

On motion of Senator Broome, the bill was read by title and returned to the Calendar, Subject to Call.

SENATE BILL NO. 769—
BY SENATOR CHEEK
AN ACT
To amend and reenact R.S. 40:1563.1(A)(16) and to enact R.S. 14:51.1 and R.S. 40:1563.1(A)(17), relative to arson and use of explosives; to provide relative to injury to persons; to provide relative to injury to firefighters, law enforcement officers, and first responders; to provide for authority to make arrests; and to provide for related matters.

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

SENATE BILL NO. 786—
BY SENATOR QUINN
AN ACT
To enact R.S. 22:1892(E), relative to payment and adjustment of claims for policies other than life and health and accident; to provide relative to payment of certain claims; to provide certain procedures and conditions; to provide for penalties under certain circumstances; and to provide for related matters.

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

SENATE BILL NO. 18—
BY SENATOR MURRAY
AN ACT
To enact R.S. 40:2004, relative to public hospitals; to provide for confirmation of the management board of any legal entity formed for the purpose of financing, constructing, or operating a public hospital or academic medical center in New Orleans; and to provide for related matters.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed Senate Bill No. 18 by Senator Murray

AMENDMENT NO. 1
On page 1, line 9, after "Orleans;" insert "to provide relative to financial disclosure;"

AMENDMENT NO. 2
On page 1, line 9, at the beginning of the line before "The" insert "A.

AMENDMENT NO. 3
On page 1, between lines 15 and 16, insert the following: 
"B. The provisions of R.S. 42:1124.2.1 shall be applicable to those entities specified in Subsection A of this Section.

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Dorsey McPherson
Adley Duplessis Morell
Amedee Gautreaux B Murray
Appel Gautreaux Nevers
Broome Hebert Peterson
Chabert Heitmeier Quinn
Cheek Jackson Smith
Claitor Kostelka

Total - 23

NAYS
Alario Long Riser
Donahue Martiny Shaw
Erdey Michot Thompson
Guillory Mount Walsworth

Total - 12

ABSENT
Crowe Marionneaux
LaFleur Morrish

Total - 4

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

SENATE BILL NO. 167—
BY SENATOR WALSWORTH
AN ACT
To enact R.S. 44:4(44), relative to public records; to provide for applicability of records of a cemetery authority under investigation; and to provide for related matters.

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

The roll was called with the following result:

YEAS

Appel
Broome
Chabert
Cheek
Claitor
Crowe
Donahue
Dorsey
Duplessis
Erdey
Total - 29

NAYS

Adley
Alario
Total - 5

ABSENT

Mr. President
Amedee
Total - 5

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

SENATE BILL NO. 181—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 22:1272 and 1338, relative to insurance covering wind damage; to provide insurance coverage for wind damage in areas with the same wind zone rating; and to provide for related matters.

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

SENATE BILL NO. 371—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 22:236.8(B), 237.10(B), and 696(A)(2), relative to insurers; to provide for filing articles of incorporation of certain reorganizing insurers; and to provide for related matters.

Floor Amendments

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 371 by Senator Walsworth

AMENDMENT NO. 1

On page 2, line 13, following "of" and before "copies" change "said" to "the"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Alario
Amedee
Appel
Broome
Chabert
Cheek
Claitor
Crowe
Donahue
Dorsey
Duplessis
Erdey
Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Marionneaux
Total - 2

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

SENATE BILL NO. 453—

BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 32:154, relative to the Open Roads Law; to provide relative to motor vehicle fatalities; to provide for protocol when organs are to be transplanted after a death in which a moving conveyance is involved; and to provide for related matters.

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

SENATE BILL NO. 494—

BY SENATOR MARTINY

AN ACT

To enact Children's Code Article 857(D), relative to parole eligibility; to provide parole eligibility of certain juveniles upon reaching forty-five years of age and who have met certain conditions; and to provide for related matters.

Floor Amendments

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 494 by Senator Martiny

AMENDMENT NO. 1

On page 2, lines 3, 5 and 6, following "GED" insert "certification"

AMENDMENT NO. 2

On page 2, line 14, following "shall" and before "to" change "only apply" to "apply only"

On motion of Senator Amedee, the amendments were adopted.
Floor Amendments
Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 494 by Senator Martiny

AMENDMENT NO. 1
On page 2, line 1, change “R.S. 15:827.1.” to “R.S. 15:827.1(C).”

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President LaFleur Peterson
Amedee Martiny Shaw
Jackson Morrell
Kostelka Murray
Total - 10

NAYS
Adley Erdey Mount
Alario Gautreaux B Nevers
Appel Gautreaux N Quinn
Chabert Guillory Riser
Cheek Hebert Smith
Claitor Heitmeier Thompson
Crowe Long Walsworth
Donahue Michot
Dorsey Morrell
Total - 25

ABSENT
Marionneaux Peterson
Total - 2

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

SENATE BILL NO. 523—
BY SENATOR CHEEK
AN ACT
To enact Subpart E of Part VII of Chapter 5 of Title 40 of the Louisiana Revised Statutes, to be comprised of R.S. 40:1236.21 through 1236.31, relative to emergency medical services; to provide for the creation of the statewide ambulance service district; to provide for the purpose and object of the district; to provide for a board of commissioners; to provide for powers and duties of the board of commissioners; to provide for domicile of the district; to provide for rules and regulations; to provide for the authority to incur debt and issue general bonds; to provide for legislative findings; and to provide for related matters.

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

SENATE BILL NO. 525—
BY SENATOR MARTINY AND REPRESENTATIVE LIGI
AN ACT
To enact R.S. 9:2780.1, relative to contracts; to provide relative to motor carrier transportation contracts; to provide relative to construction contracts; to provide relative to liability provisions; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Total - 10

NAYS
Total - 0

ABSENT
Total - 2

The Chair declared the amended bill failed to pass.

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

SENATE BILL NO. 520—
BY SENATOR WALSWORTH
AN ACT
To amend and reenact R.S. 29:725.6(B)(6)(a)(ii)(ee), (b)(ii)(cc), and (c)(ii)(cc), relative to homeland security and emergency preparedness; to provide for annual reports from the Unified Command Group’s three permanent subcommittees to the UCG and the governor; and to provide for related matters.

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

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Adley Gautreaux B Mount
Alario Guillory Murray
Amedee Hebert Nevers
Appel Heitmeier Peterson
Broome Jackson Quinn
Chabert Kostelka Riser
Cheek LaFleur Shaw
Cheek LaFleur Thompson
Crowe Martiny Thompson
Donahue McPherson Walsworth
Dorsey Michot
Duplessis Morrell
Gautreaux B Morrell
Total - 37

NAYS

Total - 0

ABSENT

Gautreaux N Marionneaux
Total - 2

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

SENATE BILL NO. 204—
BY SENATOR MCPHERSON

AN ACT
To amend and reenact R.S. 40:1300.53, relative to criminal history checks of licensed ambulance personnel or nonlicensed persons; to remove provisions which allow an employer to waive certain provisions; and to provide for related matters.

Floor Amendments

Senator McPherson proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 204 by Senator McPherson

AMENDMENT NO. 1
On page 2, line 1, after "R.S.", and before ", 30" delete "14:28" and insert "14:28.1"

AMENDMENT NO. 2
On page 2, line 3, after "66," and before "67.21" delete "67."

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

Adley Hebert Mount
Alario Heitmeier Murray
Amedee Jackson Nevers
Appel Kostelka Peterson

NAYS

Total - 0

ABSENT

Mr. President Erdey Riser
Total - 3

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

SENATE BILL NO. 408—
BY SENATOR MCPHERSON

AN ACT
To enact R.S. 40:1300.291(B)(3), relative to the hospital prospective payment methodology; to provide for the criteria that must be met in order to be deemed a major teaching hospital; and to provide for related matters.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 408 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 40:1300.291(B)(2) and to"

AMENDMENT NO. 2
On page 1, line 6, after "Section 1." and before "R.S." insert "R.S. 40:1300.291(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3
On page 1, between lines 10 and 11, insert the following:

"(2) Maintain an intern and resident full-time equivalency of at least twenty fourteen filled positions with an approved medical residency program in family practice located more than one hundred fifty miles from the medical school accredited by the Liaison Committee on Medical Education."

On motion of Senator Morrish, 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

Adley Gautreaux B Mount
Alario Gautreaux N Murray
Amedee Guillory Nevers
Appel Heitmeier Peterson
Broome Heitmeier Peterson
Chabert Jackson Quinn
Cheek Kostelka Riser
Claitor  LaFleur  Shaw
Crowe  Long  Smith
Donahue  Martiny  Thompson
Dorsey  McPherson  Walsworth
Duplessis  Michot
Erdey  Morrell
Total - 37

NAYS

Total - 0

ABSENT

Mr. President Marionneaux

Total - 2

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

SENATE BILL NO. 793— (Substitute of Senate Bill No. 331 by Senator Hebert)

BY SENATOR HEBERT

AN ACT

To enact R.S. 37:223, relative to district attorneys; to prohibit certain legal representation by a district attorney or his staff; and to provide for related matters.

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

Mr. President in the Chair

SENATE BILL NO. 794— (Substitute of Senate Bill No. 355 by Senator Mount)

BY SENATOR MOUNT

AN ACT

To enact Part XV of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2200.11 through 2200.16, relative to proton beam radiotherapy; to provide for the registration of all proton beam radiotherapy equipment; to provide for an equipment utilization review process for proton beam radiotherapy equipment; to provide for definitions; to provide for rules and regulations and penalties; and to provide for related matters.

Floor Amendments

Senator Mount proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed Senate Bill No. 794 by Senator Mount

AMENDMENT NO. 1

On page 4, between lines 23 and 24, insert:

"§2200.17. Termination of Part

The provisions of this Part shall terminate and be null and void on July 1, 2020."

On motion of Senator Mount, the amendments were adopted.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 794 by Senator Mount

AMENDMENT NO. 1

On page 1, line 3, change "2200.16" to "2200.17"

AMENDMENT NO. 2

On page 1, line 10, change "2200.16" to "2200.17"

AMENDMENT NO. 3

On page 4, between lines 23 and 24, insert:

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Guillory  Marionneaux

Total - 2

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

SENATE BILL NO. 795— (Substitute Bill for Senate Bill No. 359 by Senator Broome)

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 22:972 (A) and (B) and to enact R.S. 22:1016, relative to network adequacy in health insurance; provides for the filing of the network of participating health care providers; provides for definitions; requires all health insurance
issuers to have an adequate network of providers; provides for
penalties for violation of network adequacy rules; and to provide
for related matters.

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

SENATE BILL NO. 796— (Substitute of Senate Bill No. 690 by
Senator Adley)
BY SENATORS ADLEY AND THOMPSON
AN ACT
To amend and reenact R.S. 18:44(A) and (B)(5)(b), 110(B), 193(F),
197, 401(B), 402(B), the introductory paragraph of (C), (E), and
(G), 433(G)(1) and the introductory paragraph of (H)(1),
434(A)(1), the introductory paragraph of (C), and (D)(1) and
(2), 435(A)(1) and (B), 436, 453(A) and (B), the introductory
paragraph of 552(A), 1272(A), 1278(B), 1279, 1285(B)(1)(a), 1300(C)(1), 1300.7(A),
1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a),
1314(B) and (C), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A),
1406(B), 1407, 1409(B)(1) and (2), 1432(A), and 1461(A)(17),
and to repeal R.S. 18:1275.1 through 1275.24, relative to
elections; to provide for an open primary system of elections for
congressional offices; to provide relative to objections to
candidacy and contests of elections; to provide relative to
changes to and challenge and cancellation of voter registration;
to provide relative to procedures for voting; to provide for
election dates; to provide relative to courses of instruction for
commissioners; to provide relative to selection and replacement
of commissioners; to provide relative to alternate
candidates; to provide relative to the election of candidates in a
primary and general election; to provide relative to notice of
location of precincts and polling places; to provide relative to
election materials; to provide relative to filling vacancies in
federal offices; to provide relative to recall elections; to provide
relator to absentee by mail and early voting; to provide relative
to voting machines; and to provide for related matters.

Floor Amendments
Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Adley to Engrossed Senate Bill
No. 796 by Senator Adley

AMENDMENT NO. 1
On page 7, line 10, after "(e)" delete "(i)"

AMENDMENT NO. 2
On page 7, delete lines 13 through 19

AMENDMENT NO. 3
On page 8, line 9, after "(e)" delete "(i)"

AMENDMENT NO. 4
On page 8, delete lines 14 through 16

On motion of Senator Adley, the amendments were adopted.

The bill was read by title. Senator Adley moved the final
passage of the amended bill.
Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 751 by Senator Murray

AMENDMENT NO. 1
On page 2, line 10, change "R.S. 43:301(24)" to "R.S. 47:301(24)"

On motion of Senator Murray, the amendments were adopted.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 751 by Senator Murray

AMENDMENT NO. 1
On page 1, line 4, after "publications;" delete "to provide for public bid;

AMENDMENT NO. 2
On page 1, line 10, after "A." delete "(1)"

AMENDMENT NO. 3
On page 2, delete lines 20 through 22

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Dorsey  LaFleur
Alario  Duplessis  Martiny
Appel  Gautreaux B  Murray
Chabert  Hebert  Peterson
Donahue  Heitmeier  Total - 14

NAYS

Adley  Gautreaux N  Riser
Amedee  Guilory  Shaw
Broome  Long  Smith
Cheek  Michot  Thompson
Claitor  Morriseh  Walsworth
Crowe  Mount  Total - 19
Erdey  Nevers

ABSENT

Jackson  Marionneaux  Morrell
Kostelka  McPherson  Quinn
Total - 6

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

SENATE STATE OF LOUISIANA

May 18, 2010

Pursuant to La. Revised Statute 42:1120, I am recusing myself from voting on SB 751 out of an abundance of caution. Pursuant to La. R.S. 42:1112, a legislator shall recuse himself from voting on a matter "in which he has a personal substantial economic interest." Pursuant to La. R.S. 42:1102(21), a "substantial economic interest" is defined as "an economic interest which is of greater benefit to the public servant [...] than to a general class or group of persons." Further, "economic value" is not confined to actual "money." (See La. R.S. 42:1102(22)(a))

Gambit Communication is a newspaper publication distributed in the metropolitan New Orleans area which chooses which political candidates to support or oppose through endorsements and the accompanying newspaper article. I have received the endorsement of Gambit in the past, indeed for my current state senate seat, and may seek to obtain the endorsement in the future. Additionally, co-owner Clancy Dubos is a political commentator on WWL television who opines on elected officials' ability to retain or lose their position.

While my vote on SB 751 is certainly not tied to any future endorsement or not by Gambit or oral support or criticism by Mr. Dubos, out of an abundance of caution or appearance of impropriety, I am abstaining from voting on Gambit's request for an exception to current law.

JULIE QUINN
State Senator
District 6

Called from the Calendar

Senator Donahue asked that Senate Bill No. 286 be called from the Calendar.

SENATE BILL NO. 286—
BY SENATOR DONAHUE

AN ACT

To enact R.S. 39:32.1(G), relative to budget request forms for higher education formula funded agencies; to provide for reporting certain personnel information for institutions of higher education; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Jackson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed Senate Bill No. 286 by Senator Donahue

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

AMENDMENT NO. 2
On page 2, line 1 at the beginning of the line delete "(1)" and insert "(a)"

AMENDMENT NO. 3
On page 2, line 3 at the beginning of the line delete "(2)" and insert "(b)"

AMENDMENT NO. 4
On page 2, line 6 at the beginning of the line delete "(3)" and insert "(c)"
AMENDMENT NO. 5
On page 2, line 8 at the beginning of the line delete "(4)" and insert "(d)"

AMENDMENT NO. 6
On page 2, line 10 at the beginning of the line delete "(5)" and insert "(e)"

AMENDMENT NO. 7
On page 2, line 13 at the beginning of the line delete "(6)" and insert "(f)"

AMENDMENT NO. 8
On page 2, line 15 at the beginning of the line delete "(7)" and insert "(g)"

AMENDMENT NO. 9
On page 2, between lines 16 and 17 insert the following:

"(2) Nothing in this Subsection shall limit the authority of the management boards of public post secondary education to manage the institutions under their authority, pursuant to the Louisiana Constitution or as otherwise provided in R.S. 17:3351 et seq.

On motion of Senator Jackson, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Alario
Guillory
Nevers
Appel
Kostelka
Quinn
Crowe
McPherson
Smith
Donahue
Morrell
Thompson
Gautreaux N
Morrish
Walsworth
Total - 15

NAYS
Adley
Dorsey
Jackson
Amedee
Duplessis
Long
Broome
Erdey
Mount
Chabert
Gautreaux B
Murray
Cheek
Hebert
Peterson
Claitor
Heitmeier
Shaw
Total - 18

ABSENT
Mr. President
Marionneaux
Michot
LaFleur
Martiny
Riser
Total - 6

The Chair declared the amended bill failed to pass.

Notice of Reconsideration
Senator Donahue moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

Called from the Calendar
Senator Broome asked that Senate Bill No. 528 be called from the Calendar.

SENATE BILL NO. 528—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 40:1299.35.2 and the introductory paragraph of 1299.35.6(B), (B)(1)(h), and (C)(1)(a), and to enact R.S. 40:1299.35.6(B)(1)(i), relative to abortions; to provide for exceptions; to provide for penalties; and to provide for related matters.

Floor Amendments
Senator Amedee sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 528 by Senator Broome

AMENDMENT NO. 1
On page 1, line 3, following "and" and before "(C)(1)(a)" insert "the introductory paragraph of"

AMENDMENT NO. 2
On page 1, line 8, following "and" and before "(C)(1)(a)" insert "the introductory paragraph of"

AMENDMENT NO. 3
On page 5, line 29, following "physician" and before "the" change "or" to "nor"

On motion of Senator Amedee, the amendments were adopted.

Floor Amendments
Senator Broome proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Broome to Engrossed Senate Bill No. 528 by Senator Broome

AMENDMENT NO. 1
On page 3, between lines 18 and 19 insert the following:

"(d) Orally read the following statement to the pregnant woman in the examination room prior to beginning the ultrasound examination: "Louisiana law requires that you be informed of three options that you may request at any time during this ultrasound examination:

(1) You have the option to view the ultrasound screen at any time during the examination.
(2) You have the option to receive an oral explanation of the ultrasound images.
(3) You have the option to receive an ultrasound photographic print.

Please inform me now or at any time during the ultrasound examination if you want to view the screen, receive an oral explanation or receive an ultrasound print."

AMENDMENT NO. 2
On page 3, line 19, change "(d)" to "(e)"

AMENDMENT NO. 3
On page 3, line 22, change "(e)" to "(f)"

AMENDMENT NO. 4
On page 3, line 23, change "(d)" to "(e)"

AMENDMENT NO. 5
On page 3, delete line 29 in its entirety

AMENDMENT NO. 6
On page 4, delete lines 1 through 6 in their entirety

AMENDMENT NO. 7
On page 4, line 7, change "(4)" to "(3)"
AMENDMENT NO. 8
On page 4, line 24, change "(5)" to "(4)"

AMENDMENT NO. 9
On page 4, line 28, change "(6)" to "(5)"

On motion of Senator Broome, the amendments were adopted.

Floor Amendments
Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 528 by Senator Broome

AMENDMENT NO. 1
On page 5, between lines 7 and 8, insert:
"E. Notwithstanding any other provision of this Section, nothing shall supercede the medical decision-making of the woman's physician."

Senator Heitmeier moved adoption of the amendments.

Senator Broome objected.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Heitmeier Morrell
Dorsey Jackson Murray
Gautreaux B Kostelka Peterson
Total - 9

NAYS
Dorsey Murray
Jackson Peterson
Total - 4

ABSENT
Mr. President Marionneaux
Total - 2

The Chair declared the amendments were rejected.

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

ROLL CALL
The roll was called with the following result:

YEAS
Adley Duplessis Mount
Alario Erdey Nevers
Amedee Gautreaux N Quinn
Appel Hebert Riser
Broome LaFleur Shaw
Chabert Long Smith
Cheek Martiny Thompson
Claitor McPherson Walsworth
Crowe Michot
Donahue Morrish
Total - 33

NAYS
Dorsey Murray
Jackson Peterson
Total - 4

ABSENT
Mr. President Marionneaux
Total - 2

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

Called from the Calendar
Senator Hebert asked that Senate Bill No. 662 be called from the Calendar.

SENATE BILL NO. 662—
BY SENATOR HEBERT
AN ACT
To amend and reenact R.S. 22:1661, 1662, 1664(C), 1665 (D), and 1667(A) and to enact R.S. 22:1665(E), relative to claims adjusters; to provide with respect to definitions and general exemptions; to provide for application for claims adjuster license and resident license; to provide with respect to catastrophe or emergency claims adjuster registration; and to provide for related matters.

Senator N. Gautreaux in the Chair

Floor Amendments
Senator Amedee sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 662 by Senator Hebert

AMENDMENT NO. 1
On page 3, line 24, following "May" and before "by" change "only be utilized" to "be utilized only"

On motion of Senator Amedee, the amendments were adopted.

Floor Amendments
Senator Hebert proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Hebert to Engrossed Senate Bill No. 662 by Senator Hebert

AMENDMENT NO. 1
On page 1, line 2, after "1667(A)", insert a comma (,) and delete "and"

AMENDMENT NO. 2
On page 1, line 3, after "1665(E)", insert "and to repeal R.S. 22:1669(C),"

AMENDMENT NO. 3
On page 1, line 13, delete "a person" and insert "an individual"
AMENDMENT NO. 4
On page 3, delete lines 6 through 10 in their entirety and in lieu thereof insert the following: "(4) A producer of an authorized insurer or a licensed employee of a producer who processes an undisputed or uncontested loss for the insurer under a policy issued by the producer."

AMENDMENT NO. 5
On page 3, delete lines 13 through 29 in their entirety and in lieu thereof insert the following:

"(6)(a) An individual who collects claim information from, or furnishes claim information to, insured or claimants, who conducts data entry including entering data into an automated claims adjudication system provided such individual is an employee of a business entity licensed pursuant to this Chapter, or an employee of an affiliate of a business entity licensed pursuant to the Chapter, if there are no more than twenty-five individuals under the supervision of one licensed individual adjuster or licensed individual insurance producer. As used in this Part, "automated claims adjudication system" means a preprogrammed computer system designed for the collection, data entry, calculation and system generated final resolution of consumer electronic products insurance claims which:

(i) May only be utilized by a licensed adjuster or licensed producer, or supervised individuals operating pursuant to this Paragraph;

(ii) Must comply with all claims payment requirements of the Louisiana Insurance Code; and

(iii) Must be certified as compliant with this Section by a licensed adjuster that is an officer of a licensed business entity under this Chapter.

(b) Individuals who are licensed as producers pursuant to R.S. 22:1543 are not required to be licensed as an adjuster for purposes of this Section.

AMENDMENT NO. 6
On page 4, delete lines 26 and 27 in their entirety.

AMENDMENT NO. 7
On page 4, line 28, delete "(16)" and insert "(15)"

AMENDMENT NO. 8
On page 5, delete lines 13 through 24 in their entirety and in lieu thereof insert the following:

"(2) All business entities applying to do business as independent adjusting companies must provide a listing of all executive officers and directors of the applicant and of all executive officers and directors of entities owning and any individuals owning, directly or indirectly, ten percent or more of the outstanding voting securities of the applicant. In order to make a determination of eligibility, the commissioner may require any person listed above to submit addresses, social security numbers, criminal and administrative history, fingerprints, background checks, and biographical statements.

AMENDMENT NO. 9
On page 6, line 27, delete "a person" and insert "an individual"

AMENDMENT NO. 10
On page 7, line 1, delete "persons" and insert "individuals"

AMENDMENT NO. 11
On page 7, after line 2, insert the following:

"Section 2. The provisions of R.S. 22:1669(C) are hereby repealed."

On motion of Senator Hebert, the amendments were adopted.

The bill was read by title. Senator Hebert moved the final passage of the amended bill.
AMENDMENT NO. 4
On page 1, line 15, after "fees," delete the remainder of the line and delete lines 16 and 17

AMENDMENT NO. 5
On page 2, delete lines 1 through 4 and insert: "The provisions of this Paragraph shall not apply to the following:

(a) Any revenues received by the state pursuant to Section 1337(g) of Title 43 of the United States Code, also known as "8(g)" funds.

(b) Any securitization or other monetizing of all or any portion of the federal revenues received by the state generated from Outer Continental Shelf oil and gas activity.

(c) Any monies received by the state for reimbursement of costs in response to the Deepwater Horizon oil spill."

On motion of Senator B. Gautreaux, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Adley Dorsey Morrell
Alario Heitmeier Murray
Claitor Jackson Peterson

Total - 9

ABSENT

Gautreaux N Jackson Marionneaux

Total - 3

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

Rules Suspended

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

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 292—
BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), 110(B), 193(F), 197, 401(B), 402(B), (C)(introductory paragraph), (E), and (G), 433(G)(1) and (H)(1)(introductory paragraph), 434(A)(1), (C)(introductory paragraph), and (D)(1) and (2), 435(A)(1) and (B), 436, 453(A) and (B), 467(introductory paragraph) and (2), 468(A), 481, 491(A) and (C), 511(A) and (B), 512(B), 535(B), 552(A)(introductory paragraph), 1272(A), 1278(B), 1279, 1285(B)(1)(a), 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1314(B), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), and 1461(A)(17) and to repeal R.S. 18:1275.1 through 1275.24, relative to elections; to provide for an open primary system of elections for congressional offices; to provide relative to objections to candidacy and contests of elections; to provide relative to changes to and challenge and cancellation of voter registration; to provide relative to procedures for voting; to provide for election dates; to provide relative to courses of instruction for commissioners; to provide relative to selection and replacement of commissioners; to provide relative to alternate commissioners; to provide relative to watchers; to provide relative to dual candidacy; to provide relative to qualification of candidates; to provide relative to the election of candidates in a primary and general election; to provide relative to notice of location of precincts and polling places; to provide relative to election materials; to provide relative to filing vacancies in federal offices; to provide relative to recall elections; to provide relative to absentee by mail and early
voting; to provide relative to voting machines; to provide relative to election offenses; and to provide for related matters.

### Floor Amendments

Senator Amedee proposed the following amendments.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed House Bill No. 292 by Representative Greene

**AMENDMENT NO. 1**

On page 29, delete line 20 and insert the following:

"Section 3. This Act shall become effective on July 1, 2010."

Senator Amedee moved adoption of the amendments.

Senator Walsworth objected.

#### ROLL CALL

The roll was called with the following result:

**YEAS**

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**ABSENT**

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<td>Martiny</td>
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The Chair declared the amendments were adopted.

### Floor Amendments

Senator Adley proposed the following amendments.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed House Bill No. 292 by Representative Greene

**AMENDMENT NO. 1**

On page 7, line 11, after "(e)" delete "(i)"

**AMENDMENT NO. 2**

On page 7, delete lines 14 through 20

**AMENDMENT NO. 3**

On page 8, line 11, after "(e)" delete "(i)"

**AMENDMENT NO. 4**

On page 8, delete lines 16 through 18

On motion of Senator Adley, the amendments were adopted.

#### Floor Amendments

Senator N. Gautreaux proposed the following amendments.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 292 by Representative Greene

**AMENDMENT NO. 1**

On page 29, delete line 20, and insert:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator N. Gautreaux, the amendments were adopted.

Senator Amedee moved to reconsider the vote by which his amendment to House Bill No. 292 was adopted.

Without objection, so ordered.

On motion of Senator Amedee his amendment to House Bill No. 292 was withdrawn.

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

#### ROLL CALL

The roll was called with the following result:

**YEAS**

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**ABSENT**

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<tr>
<td>Crowe</td>
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The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

#### Explanation of Vote

Senator Crowe stated he appeared as absent on the vote on House Bill No. 292. He intended to vote nay and asked that the Official Journal so state.
Rules Suspended

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House
CONCLUDING IN
SENATE CONCURRENT RESOLUTIONS
May 18, 2010

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. 82—
BY SENATORS DONAHUE AND NEVERS
A CONCURRENT RESOLUTION
To commend the Boy Scouts of America on the occasion of its 100th anniversary.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 84—
BY SENATOR RISER
A CONCURRENT RESOLUTION
To commend Ali Armstrong upon her many accomplishments while attending Louisiana State University and serving at the capitol.

Reported without amendments.

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

Message from the House
ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS
May 18, 2010

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:

HB No. 440        HB No. 555        HB No. 564

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 440—
BY REPRESENTATIVE MILLS
AN ACT
To enact R.S. 37:796(E) and (F), relative to the Louisiana State Board of Dentistry; to establish a deadline for the adoption of rules by the Louisiana State Board of Dentistry; to provide for the removal of board members for the failure to timely adopt rules relating to the provision of dental services at mobile dental clinics and locations other than the dental office; and to provide for related matters.

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

HOUSE BILL NO. 555—
BY REPRESENTATIVE ROSALIND JONES
AN ACT
To amend and reenact R.S. 14:67(B), 67.2(B)(1), (2), and (3), 67.5(B), 67.10(B)(1), (2), and (3), 67.13(B), 67.18(B), 67.21(C)(1), (2), and (3), 67.23(C), 67.26(C), 68.2(C), 68.7(B)(1), 69(B)(1), (2), and (3), 70.2(C)(2), (3), and (4), 70.4(E)(1), (2), and (3), and 71(C), (D), and (E), relative to offenses involving misappropriation without violence; to provide for a uniform system of gradations based upon the value of the goods taken for certain offenses involving theft or misappropriation without violence; to provide with respect to criminal penalties for certain offenses; and to provide for related matters.

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

HOUSE BILL NO. 564—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT
To enact R.S. 44:9(L), relative to expungement of arrest records in misdemeanor and felony cases; to require the Louisiana State Law Institute to develop a uniform expungement form and a uniform order of expungement; and to provide for related matters.

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House
ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS
May 18, 2010

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:

HCR No. 20        HCR No. 171

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 20—
BY REPRESENTATIVES CARTER, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CHAMPAGNE, CUNNICK, GISCLAIR, HARDY, HOFFMANN, KATZ, LACRUEZZO, LIGI, NOWLIN, ROBEREAUX, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to make certain changes to the minimum foundation program formula beginning with the minimum foundation program formula adopted for the 2010-2011 school year.

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

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVES JANE SMITH, HENRY BURNS, AND ROY
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to study the impact of expanding the territorial jurisdiction of the Coastal Protection and Restoration Authority to include any levee district that is not in the coastal area and under its current jurisdiction or authority.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON ENVIRONMENTAL QUALITY

Senator Lee "Jody" Amedee, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

May 18, 2010

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 33—
BY REPRESENTATIVE KATZ
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to adopt Senate Joint Resolution 26 disapproving a rule submitted by the Environmental Protection Agency relating to the endangerment finding and the cause or contribute findings for greenhouse gases under Section 202(a) of the Clean Air Act.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 34—
BY REPRESENTATIVES KATZ, BILLIOT, HENRY BURNS, CHAMPAGNE, DOVE, GISCLAIR, LITTLE, AND ST. GERMAIN
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to postpone the United States Environmental Protection Agency’s effort to regulate greenhouse gas emissions from stationary sources using existing federal Clean Air Act authority until congress adopts a balanced approach to address climate and energy supply issues without crippling the economy.

Reported favorably.

HOUSE BILL NO. 892—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 30:2153(5), relative to solid waste management; to provide for the definition of a solid waste disposal facility; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 898—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(h), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 904—
BY REPRESENTATIVE AUSTIN BADON
AN ACT
To enact R.S. 30:2154(B)(2)(h), relative to solid waste; to provide for the registration and permits of certain solid waste facilities; to provide for buffer zones; to provide for exceptions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 913—
BY REPRESENTATIVES CHAMPAGNE, BALDONE, BARRAS, BILLIOT, HENRY BURNS, CARMODY, CARTER, CHANDLER, CORTEZ, DOWNS, FANNIN, FOIL, GISCLAIR, GUINN, HARRISON, HAZEL, HOFFMANN, SAM JONES, KATZ, LANDRY, LIGG. MILLS, MONTOUCET, MORRIS, ROBIDEAUX, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, TUCKER, AND WHITE
AN ACT
To amend and reenact R.S. 30:2011(A)(3) and (D)(4) and (23), 2074(A)(4), 2397, R.S. 33:4548.13, and R.S. 40:2821(B)(2) and 2824(B), to enact Chapter 14 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2301 through 2306, and R.S. 39:1022(C), and to repeal R.S. 30:2078 through 2088, relative to certain loans for water infrastructure from the revolving loan funds; to provide for the Department of Environmental Quality; to provide for the powers and duties of the secretary of the Department of Environmental Quality; to redesignate the Municipal Facilities Revolving Loan Fund as the Clean Water State Revolving Fund; to provide for notices of intention to issue certain bonds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1163—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To enact R.S. 30:2022(D), relative to issuance of permits by the Department of Environmental Quality; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

Respectfully submitted,
Lee "JODY" AMEDEE
Chairman
<table>
<thead>
<tr>
<th>SENATE BILL NO. 132—</th>
<th>BY SENATOR MORRELL</th>
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<tr>
<td>To enact R.S. 9:344(E), relative to visitation rights; to prohibit visitation rights of a family member in certain circumstances; to provide for an effective date; and to provide for related matters.</td>
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<td>Reported favorably.</td>
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<tr>
<th>SENATE BILL NO. 219—</th>
<th>BY SENATOR APPEL</th>
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<tr>
<td>To amend and reenact Code of Civil Procedure Articles 863(B) and (D) and to enact Code of Civil Procedure Article 863(G), relative to pleadings in civil actions; to provide with respect to the requirements of signing pleadings; to provide with respect to sanctions; and to provide for related matters.</td>
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<td>Reported with amendments.</td>
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<th>SENATE BILL NO. 366—</th>
<th>BY SENATOR MICHT</th>
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<td>To amend and reenact Code of Civil Procedure Art. 45, relative to venue and conflicts between articles; to provide for an effective date; and to provide for related matters.</td>
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<td>Reported favorably.</td>
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<th>SENATE BILL NO. 606—</th>
<th>BY SENATOR MCPHERSON</th>
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<tr>
<td>To enact Part XIX of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5230 through 5244, relative to religious freedoms; to create a cause of action for the preservation of religious freedom; to provide for definitions; to provide for applicability; to provide for remedies; to require notice; to provide for remediation; to provide for limitations and procedures; to waive government immunity; to provide for fraudulent or frivolous claims; and to provide for related matters.</td>
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<td>Reported with amendments.</td>
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<th>SENATE BILL NO. 618—</th>
<th>BY SENATOR MICHAY</th>
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<tr>
<td>To enact R.S. 9:2716, relative to contracts; to provide for automatic renewal of contracts; to provide for the termination of such contracts; to provide for cancelling contracts electronically using the Internet; to provide for exceptions; and to provide for related matters.</td>
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<td>Reported by substitute.</td>
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<tr>
<th>SENATE BILL NO. 681—</th>
<th>BY SENATOR MORRELL</th>
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<tr>
<td>To amend and reenact R.S. 40:1484.2(8), relative to air-supported structures; to amend the definition of operator; and to provide for related matters.</td>
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<td>Reported favorably.</td>
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<th>SENATE BILL NO. 720—</th>
<th>BY SENATOR MORRELL</th>
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<td>To enact R.S. 9:2716, relative to contracts; to provide that certain contracts obtained through fraud, bribery, corruption or other criminal acts are against public policy and are absolutely null and void and unenforceable; and to provide for related matters.</td>
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<td>Reported with amendments.</td>
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<th>SENATE BILL NO. 731—</th>
<th>BY SENATOR CHAISSON</th>
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<td>To amend and reenact R.S. 49:258(1), relative to private contractual legal services to represent the state or a state agency; to provide relative to time limits for publication of certain documents; to require that the documents be published in certain publications; and to provide for related matters.</td>
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<td>Reported with amendments.</td>
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<th>HOUSE CONCURRENT RESOLUTION NO. 2—</th>
<th>BY REPRESENTATIVE LANDRY</th>
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<td>To urge and request the Louisiana State Bar Association and the Louisiana Supreme Court to develop a centralized system for monitoring the certification and registration of mediators and to make the list of currently certified mediators readily available to the general public.</td>
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<td>Reported favorably.</td>
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<th>HOUSE CONCURRENT RESOLUTION NO. 3—</th>
<th>BY REPRESENTATIVE FOIL</th>
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<td>To direct the Louisiana State Law Institute to study and make recommendations for the revision of the laws pertaining to the expropriation of immovable property by private entities.</td>
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<td>Reported favorably.</td>
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<th>HOUSE BILL NO. 135—</th>
<th>BY REPRESENTATIVE ABRAMSON</th>
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<td>To amend and reenact Code of Civil Procedure Article 2164, relative to appeals; to provide relative to sanctions for frivolous appeals.</td>
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<td>Reported favorably.</td>
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and writ applications; to provide for attorney fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 137—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Articles 44(B), 596, 1293(B), 1313(A)(4) and (B), 1462(B) and (C), 3652, 3656, 3662, 5152, and R.S.13:3471(8), relative to the continuous revision of the Code of Civil Procedure; to provide for service by private persons; to provide for class action prescription; to provide for service by electronic means; to provide for the right of a surety to plead discussion; to provide for discovery of electronic information; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 142—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Title VIII of Book III of the Louisiana Civil Code, to be comprised of Civil Code Articles 2660 through 2667, relative to the contract of exchange; to provide for the definition of exchange; to provide for rights and obligations of the parties to a contract of exchange; to provide for rights of the party evicted in exchange; to provide for rescission for lesion in exchange; to provide for application of the rules of sale in exchange; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 150—
BY REPRESENTATIVE LIGI
AN ACT

To enact R.S. 15:255(N), relative to the mayor's court of the city of Kenner; to provide for the allocation of monies collected in the witness fee fund; to provide for the use of such monies; to prohibit the reduction of monies in the fund below fifty thousand dollars; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 319—
BY REPRESENTATIVE LANDRY
AN ACT

To amend and reenact Children's Code Article 1243(A), relative to intrafamily adoptions; to expand the class of petitioners; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 397—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Articles 1131(E)(1) and (G) and 1243.2(A)(1) and (C), relative to records checks in adoption proceedings; to provide for uniformity in records checks procedures in agency, private, and intrafamily adoptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 645—
BY REPRESENTATIVES ABRAMSON AND TIM BURNS
AN ACT

To amend and reenact R.S. 9:5647, relative to powers of attorney; to clarify the application of the five-year prescriptive period for actions to set aside certain recorded documents; to provide for retroactive application; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 782—
BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact R.S. 19:351 and 352(A), relative to expropriation by a declaration of taking; to provide for definitions; to authorize the parish of St. Tammany to expropriate property by a declaration of taking for certain purposes; to repeal the termination date regarding the authority of expropriation by a declaration of taking; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 828—
BY REPRESENTATIVE CORTEZ
AN ACT

To enact R.S. 9:203(E)(8), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal magistrate judges to preside over a marriage ceremony for a specified period of time; and to provide for related matters.

Reported favorably.

Respectfully submitted,

JULIE QUINN
Chairman

REPORT OF COMMITTEE ON
JUDICIARY B

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 18, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 312—
BY SENATOR MORRISH
AN ACT

To amend and reenact R.S. 15:571.3(B)(1), relative to diminution of sentence for good behavior; to provide for application; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 316—
BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 16:1(A), relative to district attorneys; to provide with respect to each judicial district and parish of Orleans; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 399—
BY SENATOR RISER
AN ACT

To enact Chapter 19-E of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1749.1 through 1749.4, relative to the use of tracking devices; to prohibit the tracking of the location or movement of another person without the consent of that person; to provide definitions; to provide exceptions; to provide remedies for violations; and to provide for related matters.

Reported by substitute.
SENATE BILL NO. 719—
BY SENATOR MICHOT
AN ACT
To enact R.S. 27:319(B)(2)(e), relative to penalties for allowing underage persons to play video draw poker devices, to provide for revocation of certain permits, designations and identification cards; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 10—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(b), relative to the Department of Public Safety and Corrections, including provisions to provide for the re-creation of the Department of Public Safety and Corrections; and to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 28—
BY REPRESENTATIVE WOOTON AND SENATOR MARTINY
AN ACT
To enact Code of Criminal Procedure Article 957, relative to emergency sessions of court; to authorize the release of certain defendants on bail through an unsecured personal surety without proof of security interest under certain conditions; to provide for the conditions and criteria for the release of defendants without proof of security; to provide for applicability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 255—
BY REPRESENTATIVES WOOTON, ARMES, BALDONE, GUINN, HARDY, LEGER, MCVEA, MILLS, POPE, RICHARD, JANE SMITH, ST. GERMAIN, AND WILLIAMS AND SENATOR MARTINY
AN ACT
To amend and reenact R.S. 15:574.4 and to enact R.S. 15:574.4.1 through 574.4.3, relative to parole; to provide for technical changes to the parole statutes; to direct the Louisiana State Law Institute to redesignate the provisions of R.S. 15:574.4.1 and 574.4.2 as R.S. 15:574.4 and 574.4.5; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 907—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 26:273(A)(2), relative to wholesaler dealer's permits; to provide for limitations of issuance of wholesaler dealer's permits; to provide with respect to exceptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and recommitted to the Committee on Judiciary A.

SENATE BILL NO. 606—
BY SENATOR MARTINY
AN ACT
To enact Part XIX of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5230 through 5244, relative to religious freedoms; to create a cause of action for the preservation of religious freedom; to provide for definitions; to provide for applicability; to provide for remedies; to require notice; to provide for remediation; to provide for limitations and procedures; to waive government immunity; to provide for fraudulent or frivolous claims; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 606 by Senator Martiny

AMENDMENT NO. 1
On page 1, line 3, change "5244" to "5242"

AMENDMENT NO. 2
On page 1, delete line 6 and 7 and insert "remediation; to provide certain limitations and procedures; to provide relative to fraudulent or frivolous claims; and to provide for related"

AMENDMENT NO. 3
On page 1, line 11, change "13:5243" to "5242"
AMENDMENT NO. 5
On page 2, line 13, after "restrictive" change "to" to "of a"

AMENDMENT NO. 6
On page 2, line 16, after "Louisiana" insert "in 1974"

AMENDMENT NO. 7
On page 2, line 22, after "achieve" change "their" to "its"

AMENDMENT NO. 8
On page 3, line 7, change "Substantially burden" to "Burden"

AMENDMENT NO. 9
On page 3, line 9, change "Significantly constrains" to " Constrains"

AMENDMENT NO. 10
On page 3, line 10, change "religious belief" to "religious tenet or belief"

AMENDMENT NO. 11
On page 3, line 14, change "persons" to "person's"

AMENDMENT NO. 12
On page 3, line 15, delete "specific" and after "tenet" insert "or belief"

AMENDMENT NO. 13
On page 3, line 17, after "means" insert "the practice or observance of religion under Article 1, Section 8, of the Louisiana Constitution and the First Amendment of the United States Constitution and includes"

AMENDMENT NO. 14
On page 3, delete lines 21 through 23

AMENDMENT NO. 15
On page 3, delete line 24, and insert "C. A person includes an individual and also includes a church, association of churches"

AMENDMENT NO. 16
On page 3, line 26, change "501(3)" to " 501(c)(3)"

AMENDMENT NO. 17
On page 3, line 28, change "E.," to "D.,"

AMENDMENT NO. 18
On page 4, line 1, after "commission," insert "court,"

AMENDMENT NO. 19
On page 4, line 5, after "agency," insert "court,"

AMENDMENT NO. 20
On page 4, line 10, change "E.," to "E." 

AMENDMENT NO. 21
On page 4, line 11, delete "under the standard of clear and convincing evidence"
Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 18, 2010

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. 143—
BY SENATOR LONG AND REPRESENTATIVES AUBERT, DIXON, DOERGE, GISCLAIR, GUINN, HILL, MONTOUCEFT AND ST. GERMAIN
AN ACT
To designate Louisiana Highway 118 from Florien to Kisatchie as the "Louisiana Maneuvers Highway"; and to provide for related matters.

SENATE BILL NO. 223—
BY SENATORS MOUNT, ALARIO, APPEL, BROOME, CHAISON, CHEEK, DONAHUE, DORSEY, ERDEY, B. GAUTREAUX, GUILLORE, JACKSON, KOSTELKA, LAPELLEUR, LONG, MARTINY, MCPHERSON, MICHIOT, MUIRISH, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE GEYMMANN
AN ACT
To designate that section of Louisiana Highway US 171 between its intersection with You Winn Road as the "Senior Trooper Duane Dalton Memorial Highway"; and to provide for related matters.

SENATE BILL NO. 251—
BY SENATORS DORSEY, ALARIO, AMEEDE, APPEL, BROOME, ERDEY, B. GAUTREAUX, HEITMEIER, JACKSON, LAPELLEUR, LONG, MARIONNEAUX, MCPHERSON, MICHIOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES AUBERT, DIXON, GISCLAIR, GUINN, HILL, MONTOUCEFT AND ST. GERMAIN
AN ACT
To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the annual fee and disposition of such fee for such plates; to provide for the promulgation of rules and regulations; and to provide for related matters.

SENATE BILL NO. 270—
BY SENATOR WALSWORTH AND REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 47:463.73(C)(2), and (E), relative to special prestige license plates for Louisiana public and private high schools; to provide relative to collection of royalty fees; and to provide for related matters.

SENATE BILL NO. 273—
BY SENATOR WALSWORTH AND REPRESENTATIVES HOFFMANN AND KATZ
AN ACT
To designate a portion of Interstate 20 as the "Powell, Barnes, and Deal Memorial Highway"; 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.

SENATE CONCURRENT RESOLUTION NO. 78—
BY SENATOR JACKSON AND REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION
To designate May 17, 2010, as "YMCA Day in Louisiana".

SENATE CONCURRENT RESOLUTION NO. 79—
BY SENATORS MCPHERSON, ADLEY, ALARIO, AMEEDE, APPEL, BROOME, CHABERT, CHAISON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GUILLORE, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAPELLEUR, LONG, MARIONNEAUX, MARTINY, MICHIOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE GEYMMANN
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of former state Senator, Charles C. Barham.

SENATE CONCURRENT RESOLUTION NO. 42—
BY SENATOR CHAISON
A CONCURRENT RESOLUTION
To make available for appropriation from the Budget Stabilization Fund the sum of $319,000,000 as adopted by the Revenue Estimating Conference and recognized by the Joint Legislative Committee on the Budget at their meetings of April 14, 2010.

SENATE CONCURRENT RESOLUTION NO. 80—
BY SENATOR CHABERT AND REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to study the feasibility and costs of constructing additional exit ramps or of reconstructing the US 90 Overpass [Future I-49] with LA 1 and LA 308 in Lafourche Parish.

SENATE CONCURRENT RESOLUTION NO. 81—
BY SENATOR MORRELL AND REPRESENTATIVE BROSSETT
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and find the State law regarding surrogacy agreements and to report its findings to the legislature.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.
## ATTENDANCE ROLL CALL

**PRESENT**

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**Total - 38**

**ABSENT**

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**Total - 1**

### Leaves of Absence

The following leaves of absence were asked for and granted:

- LaFleur: ½ Day
- Marionneaux: ½ Day

### Announcements

The following committee meetings for May 19, 2010, were announced:

- **Commerce**: 1:00 P.M. Hainkel Rm
- **Health & Welfare**: 9:00 A.M. Room E
- **Insurance**: 9:00 A.M. Room A

### Adjournment

On motion of Senator Thompson, at 7:15 o'clock P.M. the Senate adjourned until Wednesday, May 19, 2010, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Wednesday, May 19, 2010.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O’QUIN  
Journal Clerk