The Senate was called to order at 3:20 o’clock P.M. by Hon. Sharon Broome, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Amedee Duplessis Morrell
Appel Erdey Morrish
Broome Guillory Mount
Chabert Hebert Nevers
Claitor Marionneaux Riser
Crowe Martiny Shaw
Dorsey McPherson Thompson

Total - 21

ABSENT

Mr. President Gautreaux N Michot
Adley Heitmeier Murray
Alario Jackson Peterson
Cheek Kostelka Quinn
Donahue LaFleur Smith
Gautreaux B Long Walsworth

Total - 18

The President Pro Tempore of the Senate announced there were 21 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Joe Green, 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 Mount, the reading of the Journal was dispensed with and the Journal of May 20, 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 20, 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. 318—
BY SENATOR HEITMEIER
AN ACT
To enact R.S. 51:1905.2, relative to deceptive practices in soliciting charitable contributions; to require certain notification on donation receptacles of commercial businesses; to provide for violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 342—
BY SENATORS MARIONNEAUX AND THOMPSON
AN ACT
To amend and reenact R.S. 51:1423(A), (D) and (E), and to enact R.S. 51:1423(F), relative to gift certificates; to provide for cash redemption of remaining value under a certain amount; to eliminate certain exemptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 412—
BY SENATOR DONAHUE
AN ACT
To enact R.S. 39:332.1, relative to property control; to create the State Buildings and Lands Highest and Best Use Advisory Group; to provide for duties and responsibilities; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 20, 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. 98—
BY SENATORS MARTINY AND DUPLESSIS
AN ACT
To amend and reenact R.S. 37:1788(B)(2) and to enact R.S. 37:1788(B)(3), relative to pawnbrokers; to provide for change in ownership of pawnshops under certain circumstances; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 198—
BY SENATOR DUPLESSIS
AN ACT
To amend and reenact R.S. 32:707.2(C)(2) and (3), and to enact R.S. 6:969.18(A)(5) and R.S. 32:707.2(H), relative to electronic lien
and title services; to authorize financial institutions to charge consumer fees in connection with motor vehicle transactions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 291—
BY SENATOR DONAHUE

AN ACT
To amend and reenact R.S. 37:2171.2(B) and to enact R.S. 37:2171.2(C), relative to requirements for building permits; to require nonresident contractors to provide certain additional information prior to issuance of a permit; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 404—
BY SENATOR DONAHUE

AN ACT
To enact R.S. 39:248, relative to state government services; to provide for the development of a long term plan to create regional governmental service centers; to provide for the submission of the plan to the Joint Legislative Committee on the Budget for approval; to provide for annual updating of the plan; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 415—
BY SENATOR MICHOT

AN ACT
To enact R.S. 51:1427, relative to deceptive or unfair trade practices or acts; to prohibit a person from selling or offering to sell computer software products which the person has developed or manufactured, or services that the person develops or supplies, while knowingly using stolen or misappropriated computer software; to provide for sanctions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 484—
BY SENATOR DUPLESSIS

AN ACT
To amend and reenact R.S. 6:263, relative to capital, surplus, and dividends of state banks; to provide relative to state bank dividends and stock purchased or redeemed; to require capital surplus; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 540—
BY SENATOR WALSWORTH

AN ACT
To amend and reenact R.S. 8:306, relative to the dedication of cemetery property; to provide for legislative intent; to provide for the protection of unmarked human burial sites; to provide for notice; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 616—
BY SENATOR MCPHERSON

AN ACT
To enact R.S. 32:61(A)(3) and R.S. 32:63(C); and to repeal R.S. 32:62, relative to speed limits on highways of this state; to authorize increases of the maximum speed on highways; and to provide for related matters.

Reported without amendments.

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

Message from the House
CONCURRING IN
SENATE CONCURRENT RESOLUTIONS
May 20, 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. 86—
BY SENATOR B. GAUTREAUX
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education, the division of administration, and the Department of Education to study the feasibility of appropriating directly to the state retirement systems those funds currently included in the Minimum Foundation Program (MFP) appropriation for payment of the employer contributions to the retirement systems.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 88—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To commend Catholic High School in Baton Rouge and its athletic program for earning five separate state championships in 2009-2010.

Reported without amendments.

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

Privilege Report of the Legislative Bureau
May 24, 2010
To the President and Members of the Senate:

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

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

HOUSE BILL NO. 4—
BY REPRESENTATIVE DOERGE
AN ACT
To amend and reenact R.S. 33:1448(G)(1) and to enact R.S. 33:1448(Y), relative to the premium costs of group hospital and
Reported without amendments.

HOUSE BILL NO. 100—
BY REPRESENTATIVE ARNOLD
AN ACT
To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(e), relative to the Department of Economic Development, including provisions to provide for the re-creation of the Department of Economic Development and the statutorily 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 without amendments.

HOUSE BILL NO. 114—
BY REPRESENTATIVE MERRILL
AN ACT
To repeal R.S. 40:1005(A)(5), relative to the Prescription Monitoring Program Advisory Council; to remove the president of the Louisiana State Board of Examiners of Psychologists from the Prescription Monitoring Program Advisory Council.

Reported without amendments.

HOUSE BILL NO. 135—
BY REPRESENTATIVE MOSLEY
AN ACT
To amend and reenact R.S. 49:191(5)(b), relative to surplus lines insurance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 153—
BY REPRESENTATIVE LAFONTA
AN ACT
To amend and reenact R.S. 40:2018.1(G), relative to the Louisiana State Board of Examiners of Psychologists from the Prescription Monitoring Program Advisory Council; to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 174—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 40:1000(5)(A)(5) and 1013(C), relative to the Prescription Monitoring Program; to further define "dispenser"; to provide for the membership of the Prescription Monitoring Program Advisory Council; to provide with respect to the levying and collection of fees by the Louisiana Board of Pharmacy; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 197—
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact R.S. 40:222972(A), relative to health and accident insurance policies; to increase the amount of time before a form for such a policy is deemed approved before the commissioner of insurance's approval; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 204—
BY REPRESENTATIVE HUTTER
AN ACT
To amend and reenact R.S. 9:1121.111, relative to the Louisiana Condominium Act; to authorize that department to accept credit and debit cards for payment of obligations owed to the state through use of a private third-party processor with a convenience fee charged by such processor; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 225—
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact R.S. 49:316.1(A)(2)(a) and (c), relative to the Prescription Monitoring Program Advisory Council; to remove the president of the Louisiana State Board of Examiners of Psychologists; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 248—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 49:316.1(A)(2) and (c), relative to the Department of Insurance; to authorize that department to accept credit and debit cards for payment of obligations owed to the state through use of a private third-party processor with a convenience fee charged by such processor; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 260—
BY REPRESENTATIVE MILLS
AN ACT
To enroll Part VIII of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1486.1 and 1486.2, relative to the Department of Economic Development and the statutorily 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 without amendments.

HOUSE BILL NO. 285—
BY REPRESENTATIVE PEARSON
AN ACT
To enact R.S. 40:1300.143(7)(a)(xiii)(introductory paragraph), relative to the Rural Hospital Preservation Act; to provide for purpose; to provide for related matters.

Reported without amendments.
provide for the definition of certain rural hospitals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 396—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 40:1749.13(B)(1) and (3) and 1749.14(A) and (B), to enact R.S. 40:1749.12(14) and 1749.15.1, and to repeal R.S. 40:1749.13(E), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to define priority calls; to require regional notification centers to receive emergency locate requests twenty-four hours a day; to authorize a notice of intent to excavate to be sent electronically; to require a member operator to furnish the regional notification center with emergency contact information; to require a record of electronic notice to be retained by the regional notification center; to require an operator of an underground cable television utility to participate in regional notification centers; to provide for an exemption for priority calls; to repeal expired temporary notification provisions; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 396 by Representative Arnold

AMENDMENT NO. 1
In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2010, on page 1, line 6, change "1749.14(C)(1)(v)" to "1749.14(C)(1)(b)(v)"

AMENDMENT NO. 2
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2010, on page 1, line 23, following "and" and before "are" change "1749.14(C)(1)(v)" to "1749.14(C)(1)(b)(v)"

AMENDMENT NO. 3
On page 2, line 7, following "40:1749.15" and before ", prior" delete "and 1749.15.1"

HOUSE BILL NO. 447—
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 22:881.1, relative to certificates of insurance; to define such certificates and otherwise provide with respect to their issuance and effect; to provide for the responsibilities of the commissioner of insurance relative to such certificates, including approval of forms and enforcement; to provide for prohibitions and penalties; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 447 by Representative Pearson

AMENDMENT NO. 1
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on May 20, 2010, on page 1, line 12, following "Further," and before "such" insert "use of"

AMENDMENT NO. 2
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on May 20, 2010, on page 1, line 13, following "shall not be" and before "of Subsection" change "considered a violation" to ", in and of itself, cause for disapproval by the commissioner under the provisions"

AMENDMENT NO. 3
On page 5, line 7, following "shall" and before "have" delete "only"

AMENDMENT NO. 4
On page 5, line 9, following "insurance" and before "if" insert "only"

HOUSE BILL NO. 448—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 37:1864.1(A), 1866, and 1867(A) and to enact R.S. 37:1862.1, relative to secondhand dealers; to provide for record and reporting requirements; to require secondhand dealers to photograph merchandise that is purchased; to provide for changes to daily reports required by secondhand dealers; to provide for the location of items purchased by a secondhand dealer; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 581—
BY REPRESENTATIVE ARNOLD
AN ACT
To enact R.S. 37:1862.1, relative to secondhand dealers; to provide for the location of items purchased by a secondhand dealer; and to provide for related matters.

Reported without amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 591 by Representative Arnold

AMENDMENT NO. 1
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2010, on page 1, line 5, change "page 12" to "line 12" and "page 13" to "line 13"

HOUSE BILL NO. 614—
BY REPRESENTATIVE PONTI
AN ACT
To enact R.S. 6:969.24.1 and 969.24.2, relative to the Motor Vehicle Sales Finance Act; to prohibit any act that lessens or eliminates competition; to provide for exceptions; to prohibit a lender in a motor vehicle retail purchase from requiring a dealer to sell any insurance coverage, service, or product in order to secure preferential financing rates; and to provide for related matters.

Reported without amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 614 by Representative Ponti

AMENDMENT NO. 1
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on May 20, 2010, on page 1, line 5, change "considered a violation" to ", in and of itself, cause for disapproval by the commissioner under the provisions"
<table>
<thead>
<tr>
<th>House Bill No.</th>
<th>Representative</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>HB 615</td>
<td>KATZ</td>
<td>To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(i), relative to the Department of Social Services; to provide for re-creation of the Department of Social Services 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 without amendments.</td>
</tr>
<tr>
<td>HB 766</td>
<td>TUCKER</td>
<td>To amend and reenact R.S. 46:2742(B)(introductory paragraph), (2), (5)(d), (7), and (11), relative to the Medicaid case mix reimbursement methodology for nursing homes; to provide for a date for promulgation of rules and regulations; to modify the reimbursement for direct care costs; to change the minimum occupancy penalty; to provide for the frequency of rate rebasing; to provide for an effective date; and to provide for related matters. Reported without amendments.</td>
</tr>
<tr>
<td>HB 776</td>
<td>WILLMOTT</td>
<td>To amend and reenact R.S. 40:2116(J)(1)(introductory paragraph) and (c), relative to facility need review approvals; to provide for applicability of facility need review approvals; to extend the period of facility need review approval for certain facilities; to provide for certain exceptions to facility need review approval extension; and to provide for related matters. Reported without amendments.</td>
</tr>
<tr>
<td>HB 872</td>
<td>MILLS</td>
<td>To enact R.S. 37:1218, relative to the administration of influenza immunizations; to provide for allowable pharmacist services; to provide for conditions under which pharmacists may administer influenza immunizations; and to provide for related matters. Reported without amendments.</td>
</tr>
<tr>
<td>HB 1030</td>
<td>MILLERFOE</td>
<td>To amend and reenact R.S. 40:1232.1(A)(2) and (3) and 1232.3, relative to emergency medical services; to set a maximum fee for an emergency medical technician-basic certification and recertification for any individual who is an employee or volunteer of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, a volunteer fire department, or a municipal law enforcement agency; to exempt certain employees or volunteers of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, or a volunteer fire department from the authority of the Louisiana Emergency Medical Services Certification Commission to conduct disciplinary hearings, request investigations, and initiate prosecution, with certain exceptions and conditions; and to provide for related matters. Reported without amendments.</td>
</tr>
<tr>
<td>HB 1078</td>
<td>FOIL</td>
<td>To amend and reenact R.S. 30:104(A)(7) and (14) and R.S. 51:935, 2341(D)(2), and 2461 and to repeal R.S. 25:318(E), R.S. 33:130.753(C) and 4708(C)(5), R.S. 36:104(A)(8), R.S. 39:1953(B)(8), 2006(E), and 2176(E), R.S. 45:2006(E), and 6027(F), and 6036(E)(5) and R.S. 51:1786(4), 1927.2, 2312(F), and 2319, relative to reporting requirements of the Louisiana Department of Economic Development and the Louisiana Economic Development Corporation; to provide for changes to reporting requirements of the Louisiana Department of Economic Development to various state agencies; and to provide for related matters. Reported without amendments.</td>
</tr>
<tr>
<td>HB 1095</td>
<td>BORRY</td>
<td>To amend and reenact R.S. 40:1006(B) and (E) and R.S. 40:1007(D), (E)(1) and (2), and (F)(introductory paragraph), relative to the Prescription Monitoring Program; to provide for reporting; to provide for access to information; and to provide for related matters. Reported without amendments.</td>
</tr>
<tr>
<td>HB 1207</td>
<td>ARNOLD</td>
<td>To amend and reenact R.S. 10:9-109(c)(4), (5), and (6)(C) and to enact R.S. 10:9-109(c)(7) and Part VII of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1251 through 1261, relative to utilities; to provide for security interests in investment recovery property; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide for a utility's interest in a financing order; to provide for investment recovery property; to provide for the sale of investment recovery property; to provide for the perfection and true sale status of a sale of investment recovery property; to provide for subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in investment recovery property; to provide a state pledge of non-impairment of investment recovery bonds; to exempt investment recovery bonds from being public debt; to provide an exclusion from secured transactions provisions of the uniform commercial laws; to provide for non-impairment of the jurisdiction of the commission; and to provide for related matters. Reported without amendments.</td>
</tr>
</tbody>
</table>

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1207 by Representative Arnold

**AMENDMENT NO. 1**

On page 8, line 9, following "other" and before "of" change "by-products" to "byproducts"

**AMENDMENT NO. 2**

On page 8, line 16, following "to" change "any of the foregoing" to "any cost as provided in Subparagraph (a) and (b) of this Paragraph"

**AMENDMENT NO. 3**

On page 14, line 16, after "time" insert "period"

**AMENDMENT NO. 4**

On page 14, line 22, following "court" and before "and" delete ","
AMENDMENT NO. 5
On page 17, line 11, and before “in” change “apply” to “applying”

HOUSE BILL NO. 1271—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 40:1232.2(B)(1)(introductory paragraph) and (b) and to enact R.S. 40:1232.2(B)(1)(d) and (e), relative to the Louisiana Emergency Medical Services Certification Commission; to provide for membership; to provide for a date for change of certain membership; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1407— (Substitute for House Bill No. 450 by Representative Foil)
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 3:3807(B)(2), relative to retail florists; to repeal certain examination requirements for retail florists; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1408— (Substitute for House Bill No. 1208 by Representative Tucker)
BY REPRESENTATIVE TUCKER
AN ACT
To enact R.S. 4:185.1, relative to gaming proceeds; to provide for auditing of the Horsemens' Benevolent and Protective Association and its operations and programs by the legislative auditor; to provide for guidelines; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1464— (Substitute for House Bill No. 1089 by Representative Ellington)
BY REPRESENTATIVE ELLINGTON
AN ACT
To enact R.S. 32:1268.3 and to repeal R.S. 32:1268.1(B), relative to repurchase of marine products; to provide for termination agreements; to provide for exemptions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 87—
BY SENATOR JACKSON
A RESOLUTION
To recognize Monday, May 24, 2010, as Children's Defense Fund Day and to commend the Children's Defense Fund.

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

SENATE RESOLUTION NO. 88—
BY SENATOR HEBERT
A RESOLUTION
To urge and request the Louisiana Legislative Auditor to conduct a compliance audit and a performance audit of the district attorney's office in the Sixteenth Judicial District.

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

SENATE RESOLUTION NO. 89—
BY SENATOR ADLEY
A RESOLUTION
To memorialize the Congress of the United States to enact House Concurrent Resolution 226 to support observance of "Spirit of '45 Day".

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

SENATE RESOLUTION NO. 90—
BY SENATOR GUILLORY
A RESOLUTION
To create and provide with respect to a special Senate committee to study and make recommendations with respect to the adequacy of funding for the operation of the office of state police, the operation of the state's correctional system, and the function and operation of the state's parole and probation system.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 89—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION
To urge and request Louisiana law firms, law departments, and courts to execute the Louisiana State Bar Association Statement of Diversity Principles.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley Alario Amedee Appel Broome Chabert Cheek Clairtor Dorsey Duplessis
Erdey Gautreaux B Gautreaux N Hebert Jackson LaFleur Long Marionneaux Martiny Michot
Morrell Morrish Mount Murray Nevers Peterson Shaw Smith Thompson Walsworth
Total - 30
The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

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 24, 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. 189        HB No. 214        HB No. 538
HB No. 781        HB No. 1293       HB No. 1310
HB No. 244        HB No. 1172       HB No. 1376
HB No. 1458       HB No. 1481       HB No. 1442
HB No. 1443

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 189—
BY REPRESENTATIVE RICHARD AND SENATOR KOSTELKA
AN ACT
To enact R.S. 11:441.2, relative to early retirement; to enact the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System; to provide for eligibility, retirement benefits, restrictions on hiring new employees, abolition of vacated positions, restrictions on appropriated funds, and funding; 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. 214—
BY REPRESENTATIVE KLECKLEY
AN ACT
To amend and reenact Code of Civil Procedure Article 253(B) and to enact Code of Civil Procedure Article 253(C), relative to the electronic filing and storage of documents; to authorize the establishment of a system; to provide procedures; and to provide for related matters.

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

HOUSE BILL NO. 244—
BY REPRESENTATIVE KLECKLEY
AN ACT
To amend and reenact R.S. 22:1000(A)(1)(a)(vi) and (2), 1002, and 1003 and to enact R.S. 22:1003.1, relative to dependent health insurance coverage for children or grandchildren; to provide for such coverage until the age of twenty-six; to delete the requirement for full-time student status; to delete the requirement for unmarried status; to provide for exceptions; to set certain requirements and restrictions for health insurance issuers and health maintenance organizations in providing such coverage; to exempt the Office of Group Benefits; and to provide for related matters.

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

HOUSE BILL NO. 538—
BY REPRESENTATIVE BURFORD
AN ACT
To enact R.S. 33:2740.18.4, relative to the city of Mansfield; to authorize the governing authority of the city to levy and collect a hotel occupancy tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

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

HOUSE BILL NO. 781—
BY REPRESENTATIVE CHAMPAGNE
AN ACT
To enact R.S. 33:7714, relative to wastewater districts; to create a consolidated wastewater district for the towns of Erath and Delcambre; to provide for the purpose, boundaries, and powers of the district; to provide for the governance of the district; to provide for the issuance of bonds; to provide restrictions on the issuance of bonds; to provide for the assumption of debt; to provide for the levy of an ad valorem tax; to provide for an election on the question of such ad valorem tax; to provide for the powers, rights, and duties of districts subsumed by this district; to provide for existing contractual rights; and to provide for related matters.

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

HOUSE BILL NO. 1172—
BY REPRESENTATIVE TUCKER
AN ACT
To amend and reenact R.S. 49:150.1, relative to the state capitol complex; to provide for the allocation and use of space within the state capitol complex; and to provide for related matters.

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

HOUSE BILL NO. 1293—
BY REPRESENTATIVE PUGH
AN ACT
To enact R.S. 33:423.20, relative to the power of an elected chief of police in certain municipalities; to provide that the police chief shall appoint, promote, discipline, and discharge police personnel subject to limitations; and to provide for related matters.

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

HOUSE BILL NO. 1310—
BY REPRESENTATIVE RITCHIE
AN ACT
To amend and reenact R.S. 26:932(8) and to enact R.S. 26:901(18) and 903(6), relative to tobacco products; to provide for fees applicable to tobacconists; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 1376—**

BY REPRESENTATIVES HINES, ABRAMSON, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARTER, HARDY, HAZEL, HOWARD, LABRUTZSO, LANDRY, LORUSSO, PEARSON, POPE, JANE SMITH, AND TEMPLET

AN ACT

To amend and reenact R.S. 17:158(A), relative to the transportation of students by local school boards to certain elementary and secondary schools; to authorize a local school board to transport to school any student who resides one mile or less from the school; to provide conditions and limitations; 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. 1442—**

BY REPRESENTATIVES CARMODY, ARMES, CARTER, DIXON, DOWNS, RITCHIE, PATRICIA SMITH, AND THIBAUT

AN ACT

To enact R.S. 17:81.6(C), (D), (E), and (F), relative to public school employees; to provide for the reporting by public school employees of irregularities or improprieties in the administration of standardized tests; to prohibit certain actions relative to such reporting; to provide for penalties; to provide for the recovery of damages, attorney fees, and court costs under certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 1443—**

BY REPRESENTATIVES EDWARDS, HAZEL, MCVEA, AND RICHARDSON AND SENATOR MARIONNEAUX

AN ACT

To establish requirements of certain contracts entered into by the Department of Health and Hospitals for the privatization of activities performed by certain institutions or programs; to provide for the method of source selection; to provide evaluation factors to be included in a request for proposals; to require legislative approval; to provide for the submission of reports; and to provide for related matters.

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

**HOUSE BILL NO. 1458—**

BY REPRESENTATIVE LABRUTZSO

AN ACT

To enact R.S. 17:416.13(C) and (D), relative to student codes of conduct; to provide relative to the review by a local school board of the student code of conduct; to provide relative to the purpose of such review and to require certain actions as necessary; to provide guidelines and a timeline for such review; to provide definitions; to provide relative to certain notifications to students; to provide relative to the investigation of reports of certain prohibited actions; 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. 1481—** (Substitute for House Bill No. 1025 by Representative Landry)

BY REPRESENTATIVE LANDRY

AN ACT

To amend and reenact R.S. 17:416.7, relative to school boards; to require school boards to notify parents prior to implementing new school uniform policies or changing existing school uniform policies; to provide for exceptions; 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 24, 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. 186
- HCR No. 178
- HCR No. 181
- HCR No. 185

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

### House Concurrent Resolutions

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

**HOUSE CONCURRENT RESOLUTION NO. 178—**

BY REPRESENTATIVE ROSALIND JONES

A CONCURRENT RESOLUTION

To authorize and request the Department of Public Safety and Corrections to conduct a statewide evaluation of the commodities offered through canteen services, to study the feasibility of developing uniform prices for all commodities offered to inmates, and to report its findings prior to the convening of the 2011 Regular Session.

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

### ROLL CALL

The roll was called with the following result:

**YEAS**

- Mr. President
- Erdey
- Gautreaux B
- Alario
- Guillard
- Appel
- Broome
- Crowe
- Donahue
- Dorsey
- Duplessis

Total - 30

**NAYS**

- Total - 0

- Chabert
- Cheek
- Claitor

Total - 9

The Chair declared the Senate concurred in the House Concurrent Resolution and ordered it returned to the House.
30th DAY’S PROCEEDINGS

HOUSE CONCURRENT RESOLUTION NO. 181—
BY REPRESENTATIVE JOHNSON
A CONCURRENT RESOLUTION
To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Monday, May 24, 2010, as Tunica-Biloxi Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Guillory Murray
Appel Hebert Nevers
Broome Jackson Peterson
Chabert LaFleur Riser
Claitor Long Shaw
Donahue Marionneaux Smith
Dorsey Martiny Thompson
Duplessis Michot Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Cheek Heitmeier McPherson
Crowe Kostelka Quinn

Total - 6

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

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules to advance to Special Order of the Day:

Special Order of the Day

SENATE BILL NO. 1—
BY SENATOR CHAISSON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10.3(A)(2) and (C) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; 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 may be deposited into 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 or reduce deposits into the Budget Stabilization Fund in certain circumstances; to provide for an effective date; and to provide for related matters.

Senator Chaisson moved to make Senate Bill No. 1, which was Special Order of the Day No. 1 on Tuesday, May 25, 2010, Special Order of the Day No. 1 on Tuesday, June 1, 2010.

SENATE BILL No. 2—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 39:94(A)(2) and (C), relative to the Budget Stabilization Fund; 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; 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 or reduce deposits into the Budget Stabilization Fund in certain circumstances; to provide for an effective date; and to provide for related matters.

Senator Chaisson moved to make Senate Bill No. 2, which was Special Order of the Day No. 2 on Tuesday, May 25, 2010, Special Order of the Day No. 2 on Tuesday, June 1, 2010.

SENATE BILL NO. 391—
BY SENATOR CHAISSON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10(F)(2)(a) and (b) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to specify an election for submission of the proposition to electors and provide a ballot proposition.

Senator Chaisson moved to make Senate Bill No. 391, which was Special Order of the Day No. 3 on Tuesday, May 25, 2010, Special Order of the Day No. 3 on Tuesday, June 1, 2010.

SENATE BILL NO. 392—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 39:75(C)(2)(b) and (E)(1) and (2), relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to provide for an effective date; and to provide for related matters.

Senator Chaisson moved to make Senate Bill No. 392, which was Special Order of the Day No. 4 on Tuesday, May 25, 2010, Special Order of the Day No. 4 on Tuesday, June 1, 2010.

SENATE BILL NO. 410—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 39:94(A)(2) and (C), 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.

Senator Chaisson moved to make Senate Bill No. 410, which was Special Order of the Day No. 5 on Tuesday, May 25, 2010, Special Order of the Day No. 5 on Tuesday, June 1, 2010.

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 provide for an effective date; and to provide for related matters.

Senator Chaisson moved to make Senate Bill No. 434, which was Special Order of the Day No. 6 on Tuesday, May 25, 2010, Special Order of the Day No. 6 on Tuesday, June 1, 2010.
House Concurrent Resolutions, Resumed

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVE LANDRY
A CONCURRENT RESOLUTION
To urge and request the Louisiana Supreme Court to develop a centralized system for monitoring the certification and registration of parenting coordinators and to make the list of currently certified coordinators readily available to the general public.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Guillory Murray
Appel Hebert Nevers
Broom Jackson Peterson
Chabert LaFleur Riser
Cheek Long Riser
Crowe Marionneaux Smith
Donahue Martin Smith
Dorsey McPherson Thompson
Duplessis Michot Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Claitor Heitmeier Kostelka
Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE FOIL AND SENATOR CLAITOR
A CONCURRENT RESOLUTION
To commend Kleinpeter Farms Dairy for its contributions to Louisiana's economy, its environmental stewardship, and its community service.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier Kostelka
Total - 2

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. 35—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT
To enact R.S. 15:574.4(A)(4), relative to parole; to provide for eligibility for parole consideration for certain inmates who are at least sixty years of age, have been incarcerated for at least ten years, and have met certain conditions; to provide for exceptions; 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. 663—
BY REPRESENTATIVES LEGER, BALDONE, AND HOWARD
AN ACT
To amend and reenact Children's Code Articles 320, 321, and 809 and to enact Children's Code Article 881.1, relative to juvenile delinquency; to provide for indigency determination; to provide for reimbursement of legal fees in certain cases; to provide for right to counsel; to provide for the admissibility and voluntariness of a child's confession; and to provide for the determination of admissibility of a confession; 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. 726—
BY REPRESENTATIVES CORTEZ, BOBBY BADON, HENRY BURNS, DOVE, FOIL, GISCLAIR, GUINN, HENDERSON, LITTLE, MONTOUCET, MORRIS, ST. GERMAIN, AND WILLIAMS
AN ACT
To enact Subpart B of Part XIII of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:1419.5 through 1419.10, relative to financial assistance to political subdivisions; to create the Alternative Fuel Vehicle Revolving Loan Fund Program within the Department of Natural Resources; to provide financial assistance to political subdivisions of the state for the costs of purchasing or converting all or a portion of the political subdivisions' fleets of motor vehicles to qualified clean fuel vehicles propelled by an alternative fuel; to provide for the forms of such financial assistance; to establish the Alternative Fuel Vehicle Revolving Loan Fund and to provide with respect thereto; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 962—
BY REPRESENTATIVES CARTER, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, HOFFMANN, KATZ, LABRUZZO, LIGI, NOWLIN, RICHARD, RODIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, BROOME, DONAHEU, DULPESSIS, MARTINY, AND QUINN
AN ACT
To enact Subpart B of Part XIII of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:1419.5 through 1419.10, relative to financial assistance to political subdivisions; to create the Alternative Fuel Vehicle Revolving Loan Fund Program within the Department of Natural Resources; to provide financial assistance to political subdivisions of the state for the costs of purchasing or converting all or a portion of the political subdivisions' fleets of motor vehicles to qualified clean fuel vehicles propelled by an alternative fuel; to provide for the forms of such financial assistance; to establish the Alternative Fuel Vehicle Revolving Loan Fund and to provide with respect thereto; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Natural Resources.
To amend and reenact R.S. 42:1141(A)(1) and (6), (B)(1)(a), and
HOUSE BILL NO. 1143—
Committee on Education.

To amend and reenact R.S. 17:195(A) and to enact R.S. 17:192.1,
HOUSE BILL NO. 1141—
Committee on Labor and Industrial Relations.

To amend and reenact R.S. 23:1293(A)(1), (3), and (5) and to enact
HOUSE BILL NO. 1129—
Committee on Judiciary B.

To amend and reenact R.S. 15:1199.1, 1199.2(A)(introductory
HOUSE BILL NO. 990—
Committee on Education.

paragraph), 1199.4(A) and (M), 1199.7(A), 1199.9, 1199.10(B)(1), 1199.11, 1199.12, and 1199.14(B), to enact R.S. 15:1199.2(A)(5), (6), (7), (8), (9), (G), (H), (I), (J), (K), and (L), 1199.3(9), and 1199.4(N), and to repeal R.S. 15:1199.2(F),
relative to inmate rehabilitation; to provide for reentry programs
and initiatives; to provide for definitions; to provide for additional
duties of the reentry advisory council; to provide with
respect to eligibility standards; to provide for certification and
licensing of skilled craftsmen; to provide for the percentage of
inmate wages which can be taken to pay for some of the
expenses of the program; to provide for the duration of the
program; to provide for applicability; 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. 1106—
BY REPRESENTATIVES WHITE AND RICHARDSON
AN ACT
To amend and reenact Children's Code Article 305(B)(4) and (E) and
Code of Criminal Procedure Article 644.1, relative to juvenile
proceedings; to amend provisions relative to the divestiture of
juvenile court jurisdiction; to provide relative to the jurisdiction
over mental capacity determinations; to provide relative to
mental capacity determination proceedings; 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. 1129—
BY REPRESENTATIVE TALBOT
AN ACT
To amend and reenact R.S. 23:1293(A)(1), (3), and (5) and to enact
R.S. 23:1293(A)(6), relative to confidential records regarding
workers' compensation; to authorize the disclosure of specific
information relating to an injured employee's claim; and to
provide for related matters.

The bill was read by title and referred by the President to the
Committee on Labor and Industrial Relations.

HOUSE BILL NO. 1141—
BY REPRESENTATIVE LANDRY
AN ACT
To amend and reenact R.S. 17:195(A) and to enact R.S. 17:192.1,
relative to school nutrition programs; to require certain public
school governing authorities to implement procedures relative
to denying meals to students during school hours; to provide
relative to the documentation and reporting of such denials; to
prohibit school employees from disclosing certain information
relative to a student's inability to pay for meals and to provide
for related penalties; 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. 1143—
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact R.S. 42:1141(A)(1) and (6), (B)(1)(a), and
(C)(1), (2), (4)(c), (d), and (e), and (5), to enact R.S. 42:1141(C)(4)(f) and (g) and 1163.1, and to repeal R.S. 42:1141(B)(3), (C)(3)(c), and (E)(10) and 1163, relative to
enforcement of laws within the jurisdiction of the Board of
Ethics; to provide for the conduct of hearings and procedures
related thereto; to provide for review of decisions related
thereto; to provide for certain time limits for such enforcement;
to provide relative to the powers, functions, and duties of the
Board of Ethics, relative to such enforcement; to provide
relative to the powers, functions, and duties of the Ethics
Adjudicatory Board and the division of administrative law,
relative to such enforcement; to provide relative to the
composition and selection of members for the Ethics
Adjudicatory Board; to provide for the terms of members of the
Ethics Adjudicatory Board; to provide for applicability; 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. 1256—
BY REPRESENTATIVE CROMER AND SENATOR DONAHUE
AN ACT
To enact R.S. 56:1847(64) and 1855(N), relative to the natural and
scenic rivers program; to add Bayou Liberty in St. Tammany
Parish; to provide for certain authorized activities; and to
provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
NATURAL RESOURCES

Senator Nicholas "Nick" Gautreaux, Chairman on behalf of the
Committee on Natural Resources, submitted the following report:
May 20, 2010

To the President and Members of the Senate:

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

HOUSE BILL NO. 45—
BY REPRESENTATIVE LAMBERT
AN ACT
To amend and reenact R.S. 56:320(B)(3), relative to taking of crabs;
to remove the requirement for a crab trap to have a float and
float line if the trap is placed in certain locations of the state;
to provide relative to the process for submission, review, and approval
of charter school proposals and renewal of charters; to provide
relative to the use of local school board facilities and property
by a chartering group; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 545—
BY REPRESENTATIVES BALDONE, BILLIOT, GISCLAIR, HENDERSON,
AND SAM JONES
AN ACT
To amend and reenact R.S. 56:325.3(A)(1), relative to commercial
crab fishing; to provide relative to the use of local school board facilities and property
by chartering groups; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 569—
BY REPRESENTATIVES CARMODY AND HAZEL
AN ACT

To the President and Members of the Senate:

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

AN ACT

42:1141(B)(3), (C)(3)(c), and (E)(10) and 1163, relative to
enforcement of laws within the jurisdiction of the Board of
Ethics; to provide for the conduct of hearings and procedures
related thereto; to provide for review of decisions related
thereto; to provide for certain time limits for such enforcement;
to provide relative to the powers, functions, and duties of the
Board of Ethics, relative to such enforcement; to provide
relative to the powers, functions, and duties of the Ethics
Adjudicatory Board and the division of administrative law,
relative to such enforcement; to provide relative to the
composition and selection of members for the Ethics
Adjudicatory Board; to provide for the terms of members of the
Ethics Adjudicatory Board; to provide for applicability; 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. 1141—
BY REPRESENTATIVE TIERRY AND SENATOR GUILLORY
AN ACT
To amend and reenact R.S. 15:1199.1, 1199.2(A)(introductory
paragraph), 1199.4(A) and (M), 1199.7(A), 1199.9, 1199.10(B)(1), 1199.11, 1199.12, and 1199.14(B), to enact R.S. 15:1199.2(A)(5), (6), (7), (8), (9), (G), (H), (I), (J), (K), and (L), 1199.3(9), and 1199.4(N), and to repeal R.S. 15:1199.2(F),
relative to inmate rehabilitation; to provide for reentry programs
and initiatives; to provide for definitions; to provide for additional
duties of the reentry advisory council; to provide with
respect to eligibility standards; to provide for certification and
licensing of skilled craftsmen; to provide for the percentage of
inmate wages which can be taken to pay for some of the
expenses of the program; to provide for the duration of the
program; to provide for applicability; 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. 1106—
BY REPRESENTATIVES WHITE AND RICHARDSON
AN ACT
To amend and reenact Children's Code Article 305(B)(4) and (E) and
Code of Criminal Procedure Article 644.1, relative to juvenile
proceedings; to amend provisions relative to the divestiture of
juvenile court jurisdiction; to provide relative to the jurisdiction
over mental capacity determinations; to provide relative to
mental capacity determination proceedings; 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. 1129—
BY REPRESENTATIVE TALBOT
AN ACT
To amend and reenact R.S. 23:1293(A)(1), (3), and (5) and to enact
R.S. 23:1293(A)(6), relative to confidential records regarding
workers' compensation; to authorize the disclosure of specific
information relating to an injured employee's claim; and to
provide for related matters.

The bill was read by title and referred by the President to the
Committee on Labor and Industrial Relations.

HOUSE BILL NO. 1141—
BY REPRESENTATIVE LANDRY
AN ACT
To amend and reenact R.S. 17:195(A) and to enact R.S. 17:192.1,
relative to school nutrition programs; to require certain public
school governing authorities to implement procedures relative
to denying meals to students during school hours; to provide
relative to the documentation and reporting of such denials; to
prohibit school employees from disclosing certain information
relative to a student's inability to pay for meals and to provide
for related penalties; 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. 1143—
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact R.S. 42:1141(A)(1) and (6), (B)(1)(a), and
(C)(1), (2), (4)(c), (d), and (e), and (5), to enact R.S. 42:1141(C)(4)(f) and (g) and 1163.1, and to repeal R.S.
<table>
<thead>
<tr>
<th>Bill No.</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>HB 695</td>
<td>To enact R.S. 56:437, relative to the sale of oysters; to authorize the sale for raw consumption of oysters which have been harvested from Louisiana waters; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 694</td>
<td>To amend and reenact R.S. 56:116.1(B)(10) and (D), relative to hunting; to provide for times, places, and methods of taking outlaw quadrupeds, nutria, and beaver; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 693</td>
<td>To amend and reenact R.S. 56:426(D), relative to recordation of oyster leases; to extend the time within which a lease renewal must be recorded; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 692</td>
<td>To amend and reenact R.S. 56:421(B)(14), relative to the Louisiana Oyster Task Force; to add a member to the task force; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 691</td>
<td>To provide for the designation of an area of the public oyster seed grounds for relocation of certain leases; to provide for the leases eligible for such relocation; to provide for restrictions on such leases; to provide for administration of the relocation; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 690</td>
<td>To amend and reenact R.S. 48:757(A)(1)(d), relative to off-system work by the Department of Transportation and Development; to authorize nighttime taking of shad and skipjack in Iberville Parish and the Atchafalaya Basin; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 689</td>
<td>To amend and reenact R.S. 56:104(A)(9) and 302.1(H), relative to issuance of fishing licenses; to provide for the issuance of such licenses at resident rates to nonresident students enrolled full-time in Louisiana colleges and universities; to remove the requirement that such issuance shall only be to a student from a state that provides the same reduced-rate option to Louisiana students enrolled in a college or university in that state; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 688</td>
<td>To authorize and provide for the transfer or lease of certain state property in Lafayette Parish to the Lafayette Parish Consolidated Government from the Department of Transportation and Development and division of administration; and to provide for related matters. Reported favorably.</td>
</tr>
<tr>
<td>HB 687</td>
<td>To amend and reenact R.S. 56:104(A)(9) and 302.1(H), relative to issuance of hunting and fishing licenses; to provide for the issuance of such licenses at resident rates to nonresident students enrolled full-time in Louisiana colleges and universities; to remove the requirement that such issuance shall only be to a student from a state that provides the same reduced-rate option to Louisiana students enrolled in a college or university in that state; and to provide for related matters. Reported favorably.</td>
</tr>
</tbody>
</table>
Reported favorably.

**HOUSE BILL NO. 884**—
By Representatives St. Germain, Doove, and Harrison and Senator N. Gautreaux

AN ACT

To amend and reenact R.S. 56:699.5, relative to hunter education; to provide for exceptions to the requirement for hunter education; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 877**—
By Representatives St. Germain, Baldone, and Doove and Senator N. Gautreaux

AN ACT

To amend and reenact R.S. 56:325.4(D), relative to finfish; to provide relative to submission of stock assessment reports; to authorize the development of stock management regimes for black drum, flounder, and sheepshead for approval by the Wildlife and Fisheries Commission; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 888**—
By Representatives St. Germain and Doove and Senator N. Gautreaux

AN ACT

To amend and reenact R.S. 56:325.2(A) and 326(E)(1)(a), relative to finfish; to provide for identification of certain saltwater finfish; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 890**—
By Representatives Harrison, Bobby Badon, Billiot, Henry Burns, Champagne, Doove, Foil, Gisclair, Guinn, Henderson, Lambert, Little, St. Germain, and Williams and Senators B. Gautreaux and N. Gautreaux

AN ACT

To enact R.S. 56:578.15, relative to a state certification program for Louisiana wild fish; to authorize the secretary of the Department of Wildlife and Fisheries to establish such program; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 895**—
By Representative Morris

AN ACT

To amend and reenact R.S. 30:2344(D), to enact R.S. 30:2344(E) and (F), and to repeal R.S. 30:2345, relative to asbestos abatement in schools; to provide for asbestos abatement; to provide for the methods of abatement; to repeal the Louisiana School Asbestos Abatement Commission; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 953**—
By Representative Lambert

AN ACT

To amend and reenact R.S. 56:332(M), relative to crab fishing; to allow commercial fishermen with appropriate gear licenses to keep finfish while crabbing; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1004**—
By Representative Hardy

AN ACT

To authorize and provide for the transfer or lease of certain state property in Lafayette Parish to the Lafayette Parish Consolidated Government from the Department of Transportation and Development; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1265**—
By Representative Armes

AN ACT

To authorize and provide for the transfer or lease of certain state property in Vernon Parish from the Department of Transportation and Development to the Vernon Parish Police Jury; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1266**—
By Representative Barras

AN ACT

To authorize and provide for the transfer or lease of certain state property in Iberia Parish from the division of administration to Dr. John Hebert; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1288**—
By Representative Guinn

AN ACT

To amend and reenact R.S. 56:320(A)(1) and 322(E)(5) relative to methods of taking fish; to provide relative to the use of wire nets; to allow the use of wire nets and hoop nets for recreational fishing throughout the state; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1309**—
By Representative Howard

AN ACT

To amend and reenact R.S. 33:3815.3(A), (B), (C), and (F) and R.S. 34:844(A) and (B), relative to drinking water protection; to prohibit certain activity in areas adjacent to drinking water intakes; to provide for restricted areas and water intake zones; to provide for the authority of waterworks districts and local political subdivisions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1311**—
By Representative Guillory

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Landry Parish to the city of Eunice from the division of administration; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1336**—
By Representative Barras

AN ACT

To amend and reenact R.S. 34:852.2(5), 852.3(A) as enacted by Act No. 508 of the 2009 Regular Session of the Legislature, and 852.13 and to repeal R.S. 34:852.3(A) as enacted by Act No. 319 of the 2007 Regular Session of the Legislature, relative to vessel hull identification numbers; to provide for assigning hull identification numbers to certain vessels by the Department of Wildlife and Fisheries; to provide for the authority to promulgate rules and regulations; to provide for eligibility as a manufacturer; to provide for record keeping and inspections; to provide for fees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1346**—
By Representatives Doove, Bobby Badon, Baldone, Billiot, Henry Burns, Champagne, Foil, Gisclair, Guinn, Harrison, Henderson, Sam Jones, Lambert, Little, Montoucet, Richard, St. Germain, White, and Wooton

AN ACT

To amend and reenact R.S. 56:639.8(E) and (G), relative to the Artificial Reef Development Fund; to allow the monies in said fund to be used in association with the wild seafood certification...
To enact R.S. 17:221.4(C), relative to education; to require certain
SENATE BILL NO. 701—
BY REPRESENTATIVE MARIONNEAUX
AN ACT
To enact R.S. 17:221.4(C), relative to education; to require certain
persons who fail to graduate from high school as a result of
expulsion or legally and voluntarily withdrawing from their
school system to serve not less than two years in the Louisiana
National Guard or United States Armed Forces; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 1466— (Substitute for House Bill No. 599 by Representative Ellington)
BY REPRESENTATIVE ELLINGTON
AN ACT
To enact R.S. 56:632(32), relative to the powers of the Wildlife and
Fisheries Commission; to authorize the commission, at the
request of certain governmental entities, to adopt regulations for
the use of certain fishing gear for certain lakes; and to provide
for related matters.
Reported with amendments.

HOUSE BILL NO. 1354—
BY REPRESENTATIVE MORRELL
AN ACT
To amend and reenact R.S. 56:632(A), 632.5(A), and 632.7 and to
enact R.S. 56:632.5.1, relative to the reptile and amphibian
wholesale/retail dealer's license; to require such license for a
person to possess or sell certain nonindigenous or poisonous
snakes or constrictors; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 66—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 17:1945(A) and (B), relative to special
education; to allow for the enrollment in such schools of
children with orthopedic impairments under certain
circumstances; to authorize such schools to share services and functions under
certain conditions; to allow for the enrollment in such schools of
students with exceptionalities; to provide for a designation for certain special schools under the jurisdiction of the State Board of Elementary and Secondary Education; to authorize such schools to share services and functions under certain conditions; to allow for the enrollment in such schools of children with orthopedic impairments under certain circumstances; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 1351—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT
To amend and reenact R.S. 17:21(B), relative to the state
designation for certain special schools under the jurisdiction of the State Board of Elementary and Secondary Education; to provide that the state superintendent shall possess certain minimum qualifications at the time of appointment by the State Board of Elementary and Secondary Education; to provide for related matters.
Reported favorably.

HOUSE BILL NO. 443—
BY REPRESENTATIVE HUTTER
AN ACT
To repeal R.S. 17:1945(A) and (B), relative to special schools for students with exceptionalities; to provide for a
designation for certain special schools under the jurisdiction of the State Board of Elementary and Secondary Education; to authorize such schools to share services and functions under certain conditions; to allow for the enrollment in such schools of children with orthopedic impairments under certain circumstances; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 580—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT
To amend and reenact R.S. 17:221.4(A) and (B), relative to special
schools for students with exceptionalities; to provide for a
designation for certain special schools under the jurisdiction of the State Board of Elementary and Secondary Education; to authorize such schools to share services and functions under certain conditions; to allow for the enrollment in such schools of children with orthopedic impairments under certain circumstances; and to provide for related matters.
Reported favorably.
HOUSE BILL NO. 745—
BY REPRESENTATIVE WHITE
AN ACT
To amend and reenact R.S. 17:66(A)(2) and to enact R.S. 41:904, relative to certain school systems in East Baton Rouge Parish; to provide for the transfer of certain sixteenth section lands between the East Baton Rouge Parish School System and the Central Community School System; to provide relative to the geographic boundaries of the Central Community School System; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 974—
BY REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 17:7.1(B)(3)(introductory paragraph), relative to teacher certification; to provide relative to the employment experience necessary for certain principals to be exempt from certain testing requirements relative to certification; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1029—
BY REPRESENTATIVES HOFFMANN, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAIGNE, CHANEY, CONNICK, FORD, GICALDRE, HABRISON, HENRY, KATZ, LARRUZZO, LITTLE, MONTOUCET, NOWLIN, PERRY, RICHARD, SCHRODER, SIMON, GARY SMITH, JANE SMITH, AND WOOTON
AN ACT
To amend and reenact R.S. 17:183.3(B)(2)(d), 274, 274.1, and 30th DAY'S PROCEEDINGS
Page 15
VENGEANCE; and to provide for related matters.
Reported with amendments.

SENATE BILL NO. 1990—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT
To enact R.S. 17:351(D), relative to the use of state funds for computer hardware; to permit a city, parish, or other local public school board to use state funds to purchase computer hardware; to provide for effectiveness; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1238—
BY REPRESENTATIVE DOERGE
AN ACT
To amend and reenact R.S. 25:380.152(C)(1), relative to the governing board of the Germantown Colony Museum; to provide relative to board membership; and to provide for related matters.
Reported favorably.

REPORT OF COMMITTEE ON LOCAL AND MUNICIPAL AFFAIRS
Senator Jean-Paul “JP” Morrell, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 20, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 141—
BY SENATOR HEBERT
AN ACT
To amend and reenact R.S. 33:9037(A), 9038.35, and 9038.38(P), relative to tax increment finance; to authorize joint ventures or cooperative endeavors among public entities utilizing tax increment finance; and to provide for related matters.
Reported favorably.

SENATE BILL NO. 221—
BY SENATOR APPEL
AN ACT
To enact Chapter 46 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9661, relative to political subdivisions; to prohibit a political subdivision from assessing or charging nonresidents a higher rate or fee than residents; to provide for enforcement; and to provide for related matters.
Reported with amendments.
SENATE BILL NO. 730—
BY SENATOR DORSEY
AN ACT
To amend and reenact R.S. 33:9097.2(B), (E)(1) and (3), and (G)(1), (3)(b) and (4), relative to the South Burbank Crime Prevention District; to provide relative to boundaries and governance; to provide relative to parcel fees and ad valorem taxes; and to provide for related matters.
Reported with amendments.

SENATE BILL NO. 747—
BY SENATOR JACKSON
AN ACT
To enact R.S. 40:600.66(C) and R.S. 49:220.10, relative to housing needs in declared disaster areas as a result of hurricanes Katrina and Rita; to provide with respect to Road Home Program applicants whose claims were denied because of unresolved succession and inheritance issues; to provide for an effective date; and to provide for related matters.
Reported favorably.

SENATE BILL NO. 772—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 36:801.1(A) and R.S. 38:330.12(A) and to enact R.S. 36:509(P) and R.S. 38:330.12.1, relative to the New Orleans Lakefront Airport; to create the New Orleans Lakefront Airport Authority; to provide for transfer of the management, control, and maintenance of the airport facility to the authority; to provide for the powers, duties, and functions of the authority exercised through a board of commissioners of the authority; to provide for the membership of the board of commissioners; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 438—
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 43:144, relative to the publication of official proceedings of certain political subdivisions; to provide a deadline by which such official proceedings shall be prepared and recorded in the official journal of the entity; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 437—
BY REPRESENTATIVE RICHARDSON
AN ACT
To amend and reenact R.S. 43:144, relative to the publication of official proceedings of certain political subdivisions; to provide a deadline by which such official proceedings shall be prepared and recorded in the official journal of the entity; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 223—
BY REPRESENTATIVE DANAHAY
AN ACT
To enact R.S. 33:9097.8, relative to the Orleans Levee District; to provide relative to parcel fees and ad valorem taxes; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 618—
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 33:4713, relative to expenses of certain service districts; to authorize and provide relative to investments of such entities; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 683—
BY REPRESENTATIVES BARROW AND RICHARDSON
AN ACT
To enact R.S. 33:9097.8, relative to the Park Forest East Crime Prevention and Improvement District in East Baton Rouge Parish; to create the district; to provide for the boundaries and governance of the district; to provide for the powers and duties of the district; to provide for the levy of a parcel fee within the district; to provide for the management of the funds of the district; to provide for dissolution of the district; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 915—
BY REPRESENTATIVE RICHARDSON
AN ACT
To amend and reenact R.S. 13:2571(A) and (B), relative to parking violations; to provide for the enforcement of certain ordinances; to provide with respect to municipalities having a population of twenty-five thousand or more; and to provide for related matters.
Reported favorably.

REPORT OF COMMITTEE ON TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

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

May 20, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 692—
BY SENATOR MORRELL
AN ACT
To enact R.S. 32:57(I) and R.S. 38:330.12.1, relative to the Orleans Levee District; to provide relative to the authority of and the disposition of penalties for citations issued by police officers employed by the Orleans Levee District; and to provide for related matters.
Reported with amendments.
SENATE BILL NO. 754—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 36:801.1(A) and R.S. 38:330.12 and to enact R.S. 36:509(P) and R.S. 38:330.12.1, relative to non-flood assets of levee districts; to provide for the management and control of such assets; to create the Non-flood Protection Asset Management Authority; to provide for the powers, duties, and functions of the authority; to provide for a board of commissioners of the authority and for the membership of the board; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 768—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 32:473.1(D) and (E), relative to motor vehicles; to provide for the presumption of responsibility for an abandoned motor vehicle; to provide for the towing and storage of an abandoned motor vehicle; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 97—
BY REPRESENTATIVES CORTEZ, ARMES, BILLIOT, HENRY BURNS, DIXON, DOERGE, GISCLAIR, SAM JONES, AND POPE
AN ACT
To amend and reenact R.S. 32:402.1(D), relative to driver's education; to allow for certain persons to participate in a portion of a driver's education course prior to their fifteenth birthday; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 118—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To amend and reenact R.S. 32:1311(1), relative to motor vehicle inspection; to exempt certain registered antique vehicles from inspection; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 152—
BY REPRESENTATIVE HARDY
AN ACT
To amend and reenact R.S. 32:415(B)(1) and 415.1(A)(1) and (C), relative to driver's license suspensions and revocations; to provide for extension of a driver's license suspension period after certain convictions; to provide for economic and medical hardship license application procedures; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 168—
BY REPRESENTATIVES HENRY BURNS, BILLIOT, CHANDLER, EDWARDS, Leger, richard, richmond, and SMILEY
AN ACT
To amend and reenact R.S. 38:214 and 218 and to enact R.S. 48:223(G), relative to drainage obstruction; to provide for the issuance of citations; to provide for enforcement of penalties; to provide for collection of fines; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 252—
BY REPRESENTATIVE LORUSSO
AN ACT
To enact R.S. 47:490.22, relative to military honor license plates; to provide for the establishment of a military honor license plate for members of the Washington Artillery; to provide for the design and issuance of the license plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 485—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact R.S. 38:301.1(A), relative to elevation reports; to require that levee elevation reports indicate the elevation based on the North American Vertical Datum of 1988; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 494—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact R.S. 38:301(1)(E) and to enact R.S. 38:301(A)(4) and (F), relative to bicycle paths and walkways adjacent to flood control levees or structures; to authorize public use of property along or adjacent to any flood control levee or structure for recreational purposes; to authorize construction or permit bicycle paths and walkways; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 584—
BY REPRESENTATIVE MILLS
AN ACT
To amend and reenact R.S. 32:300.3(D), relative to motor vehicles; to limit liability of law enforcement agencies involved in funeral processions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 585—
BY REPRESENTATIVE PERRY
AN ACT
To amend and reenact R.S. 48:231(A) and (B)(1), relative to the highway priority construction program; to provide for scheduling of public hearings; to provide for notice requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 594—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact R.S. 32:232.1, relative to inoperative traffic signals; to provide for procedures for the operator of a motor vehicle to follow when a traffic signal is inoperative at an intersection; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1107—
BY REPRESENTATIVE JOHNSON
AN ACT
To authorize the Red River, Atchafalaya, and Bayou Beouf Levee District to exchange certain property in Avoyelles Parish with the adjacent landowners; to provide for property descriptions; to provide for reservation of mineral rights; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOE MCPHERSON
Chairman
30th DAY'S PROCEEDINGS

Page 18

SENATE

May 24, 2010

REPORT OF COMMITTEE ON RETIREMENT

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

May 24, 2010

To the President and Members of the Senate:

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

HOUSE BILL NO. 229—
BY REPRESENTATIVE PEARSON

A JOINT RESOLUTION

Proposing to amend and reenact Article X, Section 29(E)(5) of the Constitution of Louisiana and to add Article X, Section 29(F) of the Constitution of Louisiana, to provide relative to benefit provisions for members of public retirement systems; to require a two-thirds vote for passage of a benefit provision having an actuarial cost; to provide for submission of the proposed amendment to the voters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 519—
BY REPRESENTATIVES CORTEZ, BOBBY BADON, BARROW, HENRY BURNS, TIM BURNS, CARTER, CONNICK, GISCRAIR, HARDY, MICHAEL JACKSON, KLECKLEY, LANDRY, LORUSSO, PEARSON, ROBIDEAUX, JANE SMITH, PATRICIA SMITH, AND TUCKER

AN ACT

To amend and reenact R.S. 11:710, relative to reemployment of retirees in the Teachers' Retirement System of Louisiana; to prohibit retirees reemployed in certain positions from receiving benefits during the period of reemployment; to provide relative to contributions during such period; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1187—
BY REPRESENTATIVE MONTOUCET

AN ACT

To enact R.S.11:1753(C) and 1923(C), relative to the Municipal Employees' Retirement System of Louisiana and the Parochial Employees' Retirement System of Louisiana; to provide with respect to calculation of benefits; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1461—
(Substitute for House Bill No. 230 by Representative Pearson)

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:62(4), 1141(A) and (C)(1)(a), and 1147(C)(2)(a)(v), relative to the Municipal Employees' Retirement System; to provide relative to benefit provisions for members of public retirement systems; to require a two-thirds vote for passage of a benefit provision having an actuarial cost; to provide for submission of the proposed amendment to the voters; and to provide for related matters.

Reported favorably.

Respectfully submitted,

D.A. "BUTCH" GAUTREAUX
Chairman

REPORT OF COMMITTEE ON REVENUE AND FISCAL AFFAIRS

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

May 24, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 432—
BY SENATOR MARIONNEAUX

A JOINT RESOLUTION

Proposing to Article VII, Section 4(B) and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxes related to natural resources and the use of such taxes; to repeal certain severance taxes; to allow certain natural resources to be subject to the levy of a tax upon hydrocarbon processing in the state imposed under the legislature's general authority to tax under the Constitution of Louisiana; to require certain dedications if such tax is levied; to provide for distribution of the revenues from such tax; and to specify an election for submission of the proposition to voters and provide a ballot proposition.

Reported without action.

SENATE BILL NO. 699—
BY SENATOR PETERSON

AN ACT

To enact Part XV of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1051, relative to local financing; to authorize public entities to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management and improvement of public properties and facilities; to exempt such public entities from limitations on property dispositions relating to surplus property in connection with the alienation or disposition of public properties and facilities to public benefit corporations created by such public entities provided that such property remains dedicated for public purposes; to authorize such public entities to enter into financing arrangements with their public benefit corporations and other private parties providing additional funds to such public benefit corporations to construct new facilities and/or to renovate existing public properties or facilities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 7—
BY REPRESENTATIVES WADDELL, KATZ, AND LEGER

AN ACT

To enact Subpart AA of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.85, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due to them to the Louisiana Chapter of the National Multiple Sclerosis Society; to authorize and provide a method for the making of other donations to the National Multiple Sclerosis Society on the income tax return; to provide for the disposition of such donated monies; to establish the Louisiana Chapter of the National Multiple Sclerosis Society Fund as a special escrow fund in the state treasury; to provide for the administration and use of monies in the fund; to authorize the secretary of the Department of Revenue to make certain deposits into the fund; to provide for reporting; and to provide for related matters.

Reported favorably.
HOUSE BILL NO. 187—
BY REPRESENTATIVE GUILLORY
AN ACT
To amend and reenact R.S. 47:1923(D), relative to tax assessors; to provide relative to the payment of premiums for group insurance for certain retirees of the Acadia Parish Assessor's Office; to increase the years of service requirement for certain retirees; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 639—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 18:1284(C) and 1285(A)(1), relative to tax elections called by political subdivisions; to provide requirements for tax propositions; to provide requirements for notice of tax elections; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT M. MARIONNEAUX, JR.
Chairman

Senate Bills and Joint Resolutions
on Second Reading

SENATE BILL NO. 803— (Substitute for Senate Bill No. 773 by Sen. Donahue)
BY SENATORS DONAHUE, CHEEK, B. GAUTREAUX, MOUNT, PETERSON AND NEVERS
AN ACT
To amend and reenact R.S. 44:4.1(B)(15) and to enact Part IX-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:215.1 through 215.6, relative to coroners; to provide for the establishment of a Coroner's Strategic Initiative for a Health Information and Intervention Program within offices of the coroner; to provide for certain services; to provide for consent; to provide for the Coroner's Strategic Initiative for a Health Information and Intervention Program advisory board; to provide for an exception to the public records law; to provide for duties of certain treatment facilities; to provide for limitations of liability; and to provide for related matters.

On motion of Senator Mount the bill was read by title, ordered engrossed and passed to a third reading.

Reconsideration

The vote by which Senate Bill No. 85 failed to pass on Wednesday, May 19, 2010, was reconsidered.

SENATE BILL NO. 85—
BY SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 11:62(8)(a) and (b), 1946, and 1966, relative to the Parochial Employees' Retirement System; to provide 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.

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

Reconsideration

The vote by which Senate Bill No. 334 failed to pass on Wednesday, May 19, 2010, was reconsidered.

SENATE BILL NO. 334—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 40:1300.253(1) and to repeal R.S. 40:1300.256(B)(5), relative to prohibiting smoking in certain places; to provide for definitions; to provide relative to exceptions; and to provide for related matters.

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

Mr. President in the Chair

Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments

SENATE BILL NO. 3—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 13:5107(D)(2), relative to service of citation and process; to clarify dismissal of a suit for failure to request service; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 3 by Senator Martiny

AMENDMENT NO. 1
On page 1, delete lines 9 through 14 in their entirety and insert the following:

"D. *          *          *"

AMENDMENT NO. 2
On page 2, delete lines 3 through 8 in their entirety and insert asterisks "*         *          *"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ligi to Engrossed Senate Bill No. 3 by Senator Martiny

AMENDMENT NO. 1
On page 2, line 2, change "who has not been served" to "upon whom service was not requested within the period required by Paragraph (1) of this Subsection"

Senator Martiny moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36
SENATE
30th DAY'S PROCEEDINGS
May 24, 2010

SENATE BILL NO. 46—
BY SENATOR APPEL
AN ACT
To amend and reenact Code of Civil Procedure Art. 4907(B), relative to procedure in parish and city courts; to provide relative to the delay for applying for a new trial; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 46 by Senator Appel

AMENDMENT NO. 1
On page 1, line 2, change "Art." to "Article"

AMENDMENT NO. 2
On page 1, line 6, change "Art." to "Article"

Senator Appel moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Erdey  Gautreaux B  Gautreaux N  Guillory  Hebert  Jackson  LaFleur  Long  Martiny  McPherson  Michot  Morrell

Morrish  Mount  Murray  Nevers  Peterson  Quinn  Riser  Shaw  Smith  Thompson  Walsworth

Total - 35

NAYS

Total - 0

ABSENT

Cheek  Heitmeier

Kostelka  Marionneau

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Appel moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 77—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 48:2074 (D)(2) and (7), relative to the Louisiana Transportation Authority; to provide that the chairman of the Senate Committee on Transportation, Highways and Public Works is chairman of the board; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 77 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 48:2074(D)(2)" and before "and" insert ", (6)"

AMENDMENT NO. 2
On page 1, line 4, after "Works" delete the remainder of the line and insert the following: "and the chairman of the House Committee on Transportation, Highways and Public Works shall rotate as chairman of the board; and to provide for related"

AMENDMENT NO. 3
On page 1, line 7, after "R.S. 48:2074(D)(2)" and before "and" insert ", (6)"

AMENDMENT NO. 4
On page 2, delete lines 3 through 5 in their entirety and insert the following:

"(6) The chairman of the House Committee on Transportation, Highways and Public Works or his designee who shall serve on a two-year rotating basis with the chairman of the Senate Committee on Transportation, Highways and Public Works.

(7) The Chairman of the Senate Committee on Transportation, Highways and Public Works Committee or his designee who shall serve as chairman on a two-year rotating basis with the chairman of the House Committee on Transportation, Highways and Public Works.

AMENDMENT NO. 5
On page 2, after line 6, add the following:

"Section 2. The chairman of the Senate Committee on Transportation, Highways and Public Works shall serve as chairman beginning on January 1, 2011 and ending on December 31, 2012. The chairman of the House Committee on Transportation, Highways and Public Works shall serve as chairman beginning on January 1, 2013 and ending on December 31, 2014. This two-year rotation shall continue unless otherwise provided by law."

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Erdey  Gautreaux B  Gautreaux N  Guillory  Hebert  Jackson  LaFleur  Long  Martiny  McPherson  Michot  Morrell

Morrish  Mount  Murray  Nevers  Peterson  Quinn  Riser  Shaw

Total - 35

NAYS

Total - 0

ABSENT

Cheek  Heitmeier

Kostelka  Marionneau

Total - 4
The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 343—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact Code of Civil Procedure Articles 283, 3061, 3228, and 3396.18(B), and R.S. 9:1514(A)(1), (2) and (4) and (B), 1551(B), 1552(C) and (D), 2156(C)(10), 2157, 2431(7) and 3839, and R.S. 23:638, and R.S. 33:1501, 4545.23, 4546.16, and R.S. 47:55(2), 1673, and 2451; and to repeal Code of Civil Procedure Articles 2951, 2953 and 2954, and R.S. 6:653.4(F), 765(C), and 767(E), and R.S. 8:814, and R.S. 9:1552(E), 2432 through 2439, and 2449(C), and R.S. 12:603(F), and R.S. 40:33(H); all relating to inheritance taxes; and to provide for related matters.

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

SENATE BILL NO. 437—
BY SENATOR APPEL
AN ACT
To amend and reenact R.S. 9:2772(H)(2), relative to contracts; to provide for recovery of attorney fees and court costs in certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 437 by Senator Appel

AMENDMENT NO. 1
On page 1, line 10, change "H.(1)" to "H."

AMENDMENT NO. 2
On page 1, line 11, delete "such"

AMENDMENT NO. 3
On page 1, line 13, change "non-residential contracts" to "an action commenced after the expiration of the five-year period provided by this Section,"

AMENDMENT NO. 4
On page 1, line 14, after "faith" delete the remainder of the line and at the beginning of line 15, delete "prescriptive period"

AMENDMENT NO. 5
On page 1, line 15 change "that party" to "the party who made the allegation"

The Chair declared the amendments proposed by the House were rejected. Senator Appel moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 514—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 40:1299.44(A)(2), (5), and (6) and (D)(1)(c) and (2)(b)(iii), relative to the Patient's Compensation Fund and the Patient's Compensation Fund Oversight Board; to provide with respect to exemption of the board and fund from rate regulation by the commissioner of insurance; to provide relative to the annual surcharge, including the manner of its determination; to provide relative to retention of monies in the fund; to provide with respect to composition of the board and to otherwise provide with respect to its authority; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Mills to Engrossed Senate Bill No. 514 by Senator Murray

AMENDMENT NO. 1
On page 1, line 15, change "In order to" to "To"
The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconvene the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 617—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 32:392.1, relative to motor vehicles; to prohibit impoundment in certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 617 by Senator McPherson

AMENDMENT NO. 1
In House Committee Amendment No.4 proposed by the House Committee on Transportation, Highways, and Public Works, on line 12 change "Part X of Chapter 40 of the Revised Statutes of Louisiana of 1950, the motor vehicle or its contents is an instrument of a crime or has evidentiary value, or when the operator is operating a motor vehicle under suspension or revocation of his driver’s license"

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 617 by Senator McPherson

AMENDMENT NO. 1
In Senate Committee Amendment No.4 proposed by the Senate Committee on Transportation, Highways, and Public Works, on line 12 change "Part X of Chapter 40" to "Part X of Chapter 4 of Title 40"
Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 1

ABSENT

Heitmeier Kostelka Marionneaux
Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Rules Suspended

Senator Donahue asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 412—
BY SENATOR DONAHUE

AN ACT

To enact R.S. 39:332.1, relative to property control; to create the State Buildings and Lands Highest and Best Use Advisory Group; to provide for duties and responsibilities; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 412 by Senator Donahue

AMENDMENT NO. 1
On page 1, line 2, after "enact" and before "R.S. 39:332.1," insert the following: "Part XI-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of"

AMENDMENT NO. 2
On page 1, delete line 6 in its entirety and insert the following: "Section 1. Part XI-A of Chapter 1 of Subtitle I of Part XI-A of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950 Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:332.1, is hereby enacted to read as follows:

Part XI-A, State Buildings and Lands Highest and Best Use Advisory Group"
Senate Concurrent Resolutions  
on Second Reading  
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 75—  
BY SENATOR MARIONNEAUX  
A CONCURRENT RESOLUTION  
To direct the Office of Mental Health to include certain requirements for contracts of a term of more than three years in duration entered into by the Department of Health and Hospitals for the privatization of services currently provided by facilities operated by the Office of Mental Health, provide the method of source selection, and evaluation factors to be included in a request for proposals, to require legislative approval, and to direct the Department of Health and Hospitals to submit certain reports to the Senate and House committees on health and welfare.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 75 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, line 2, after "the" and before "to" delete "Office of Mental Health" and insert "the Department of Health and Hospitals"

AMENDMENT NO. 2
On page 1, line 4, after "by" and before "facilities" insert "existing"

AMENDMENT NO. 3
On page 1, line 5, after "the" and before ", provide" delete 'Office of Mental Health' and insert 'office of mental health within the Department of Health and Hospitals'

AMENDMENT NO. 4
On page 1, line 6, after "proposals" delete the remainder of the line

AMENDMENT NO. 5
On page 1, line 7, before "and" delete "approval," and after "to" and before "submit" delete "direct the Department of Health and Hospitals to"

AMENDMENT NO. 6
On page 1, line 10, before "to include" delete "the Office of Mental Health" and insert "the Department of Health and Hospitals"

AMENDMENT NO. 7
On page 1, line 12, after "by" and before "facilities" insert "existing" and after "the" delete "Office of Mental Health" and insert "office of mental health within the Department of"

AMENDMENT NO. 8
On page 1, line 13, after "Health" and before "," insert "and Hospitals" and after "selection" and before "and" delete ","

AMENDMENT NO. 9
On page 1, line 14, after "proposals," delete the remainder of line

AMENDMENT NO. 10
On page 1, line 15, before "to submit" delete "Health and Hospitals"

AMENDMENT NO. 11
On page 1, line 18, after "include" and before "Eastern" delete "the" and insert "currently existing facilities at the following locations:"

AMENDMENT NO. 12
On page 2, line 5, after "Hospitals" and before "for" delete "beginning any time after April 15, 2010,"

AMENDMENT NO. 13
On page 2, line 6, after "following" and before "institutions" insert "existing"

AMENDMENT NO. 14
On page 2, line 7, before "during" delete "Office of Mental Health" and insert "office of mental health within the Department of Health and Hospitals"

AMENDMENT NO. 15
On page 2, line 10, after "Hospital" insert "." and delete the remainder of the line

AMENDMENT NO. 16
On page 2, delete lines 11 through 13 in their entirety

AMENDMENT NO. 17
On page 3, delete lines 10 through 18 in their entirety

AMENDMENT NO. 18
On page 4, delete lines 13 through 14 in their entirety

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

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

SENATE CONCURRENT RESOLUTION NO. 77—  
BY SENATOR MCPHERSON  
A CONCURRENT RESOLUTION  
To direct the Department of Health and Hospitals to investigate, study, and develop a plan or strategy to modernize and improve the state developmental disability centers, focusing particularly on an assessment of the current operation and maintenance of the existing developmental disability centers and the feasibility of replacing those existing facilities, with the resulting plan or strategy detailing how Louisiana can modernize its current facilities to reflect the best practices in care and cost savings for those with developmental disabilities.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier  Kostelka  
Total - 2
The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

**Bagneris Rule**

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

Without objection, so ordered.

**SENATE BILL NO. 13**—

**BY SENATOR B. GAUTREAUX**

**AN ACT**

To amend and reenact R.S. 11:292, 570, 930, 951.3, 952.3, 1378, 1905, 3014, 3051, 3111, 3140, 3198, 3229, 3321(A), 3345, 3389, 3408, 3440, 3470, 3513, 3608(A), 3691, 3770, 3800, and 3823, and R.S. 13:3881(D)(1), relative to garnishment or seizure of pension or retirement benefits; to provide for garnishment or seizure of benefits from public retirement or pension systems, plans, or funds; to provide relative to the applicability of certain court orders to such benefits; to provide for garnishment or seizure of such benefits to pay any fine or restitution ordered for certain felony convictions associated with service as an elected official; to provide for an effective date; and to provide for related matters.

**Floor Amendments**

Senator B. Gautreaux proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Gautreaux to Engrossed Senate Bill No. 13 by Senator B. Gautreaux

**AMENDMENT NO. 1**

On page 1, line 8, after "restitution" insert ", or any costs of incarceration, probation, or parole,"

**AMENDMENT NO. 2**

On page 1, line 9, after "official" insert "or public employee"

**AMENDMENT NO. 3**

On page 1, line 16, after "garnishment or seizure" delete the remainder of the line and delete line 17 and insert "related to felony convictions"

**AMENDMENT NO. 4**

On page 2, delete line 12 and insert the following: "restitution or fine, or any costs of incarceration, probation, or parole, imposed on such member, former member, or retiree as a"

**AMENDMENT NO. 5**

On page 2, line 15, after "official" insert "or public employee"

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

**Floor Amendments**

Senator Murray proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 13 by Senator B. Gautreaux

**AMENDMENT NO. 1**

On page 2, between lines 15 and 16, insert the following: "Notwithstanding any other provision of law to the contrary, a garnishment authorized pursuant to this Subsection shall not impinge on the community property interest of a spouse or former spouse not subject to the garnishment."

**AMENDMENT NO. 2**

On page 2, line 16, change "(2)" to "(3)"

On motion of Senator Murray, 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:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>DUPLESSIS</td>
<td>MORRELL</td>
<td></td>
</tr>
<tr>
<td>ERDEY</td>
<td>MORRISH</td>
<td></td>
</tr>
<tr>
<td>GAUTREAUX B</td>
<td>MOUNT</td>
<td></td>
</tr>
<tr>
<td>GAUTREAUX N</td>
<td>MURRAY</td>
<td></td>
</tr>
<tr>
<td>GUILLODY</td>
<td>NEVERS</td>
<td></td>
</tr>
<tr>
<td>HEBERT</td>
<td>PETERSON</td>
<td></td>
</tr>
<tr>
<td>JACKSON</td>
<td>QUINN</td>
<td></td>
</tr>
<tr>
<td>LAFLEUR</td>
<td>SHAW</td>
<td></td>
</tr>
<tr>
<td>LONG</td>
<td>SMITH</td>
<td></td>
</tr>
<tr>
<td>MARTINY</td>
<td>THOMPSON</td>
<td></td>
</tr>
<tr>
<td>MCPHERSON</td>
<td>WALSWORTH</td>
<td></td>
</tr>
<tr>
<td>MICHOT</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Total - 35

Total - 0

Total - 4

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

**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.

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

**SENATE BILL NO. 711**—

**BY SENATORS CHEEK AND LAFLEUR**

AN ACT

To enact Chapter 64 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2901, 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 certain Medicaid and disproportionate share payments to non-rural, non-state community hospitals; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Erdey  Morrish
Alario  Gautreaux B  Mount
Amedee  Gautreaux N  Murray
Appel  Guillory  Nevers
Broome  Hebert  Peterson
Chabert  Jackson  Riser
Cheek  LaFleur  Shaw
Claitor  Long  Smith
Crawe  Martyiny  Thompson
Donahue  McPherson  Walsworth
Dorsey  Michot  Total - 35

NAYS

Total - 0

ABSENT

Heitmeier  Marionneaux
Kostelka  Quinn  Total - 4

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

SENATE BILL NO. 219—

BY SENATOR APPEL

AN ACT

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Erdey  Morrish
Alario  Gautreaux B  Mount
Amedee  Gautreaux N  Murray
Appel  Guillory  Nevers
Broome  Hebert  Peterson
Chabert  Jackson  Riser
Cheek  LaFleur  Shaw
Claitor  Long  Smith
Crawe  Martyiny  Thompson
Donahue  McPherson  Walsworth
Dorsey  Michot  Total - 35

NAYS

Total - 0

ABSENT

Heitmeier  Marionneaux
Kostelka  Quinn  Total - 4

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

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.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 312 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 3, after “application;” insert “to provide for an effective date;”

AMENDMENT NO. 2

On page 2, line 6, after “1992” and before the period “.,” insert the following: “and who are not serving a sentence for the following offenses:

(i) A sex offense as defined in R.S. 15:541.
(ii) A crime of violence as defined in R.S. 14:2(B).
(iii) Any offense which would constitute a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541, regardless of the date of conviction.

AMENDMENT NO. 3

On page 2, after line 10, insert the following: “and who are not serving a sentence for the following offenses:

(i) A sex offense as defined in R.S. 15:541.
(ii) A crime of violence as defined in R.S. 14:2(B).
(iii) Any offense which would constitute a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541, regardless of the date of conviction.

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Duplessis  Morrell
Adley  Erdey  Morrish
Alario  Gautreaux B  Mount
Amedee  Gautreaux N  Murray
Appel  Guillory  Nevers
Broome  Hebert  Peterson
Chabert  Jackson  Riser
Cheek  LaFleur  Shaw
Claitor  Long  Smith
Crawe  Martyiny  Thompson
Donahue  McPherson  Walsworth
Dorsey  Michot  Total - 35

NAYS

Total - 0

ABSENT

Heitmeier  Marionneaux
Kostelka  Quinn  Total - 4

The Chair declared the bill was passed and ordered it sent to the House. Senator Appel moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 406—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 15:587.1(B) and R.S. 44:9(F), (G) and (I),
and to enact R.S. 15:587(A)(1)(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.

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. 406 by Senator
McPherson

AMENDMENT NO. 1
On page 2, line 1, following "and" and before "information" change
"said" to "such"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier Kostelka Marionneaux
Total - 3

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

SENATE BILL NO. 502—
BY SENATOR MOUNT
AN ACT
To amend and reenact R.S. 15:1352(A)(12) and to enact R.S.
15:1352(A)(20) through (29), relative to "racketeering activity";
to provide for inclusion of additional enumerated crimes to the
definition of "racketeering activity"; and to provide for related
matters.

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

ROLL CALL
The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier Kostelka Marionneaux
Total - 3

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

SENATE BILL NO. 720—
BY SENATOR MORRELL
AN ACT
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.

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

ROLL CALL
The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier Kostelka Marionneaux
Total - 3

The bill was read by title. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 797— (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.

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. 797 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 16, following "period" insert "of"

AMENDMENT NO. 2

On page 2, line 13, following "later" and before "three" insert "than"

On motion of Senator Amedee, the amendments were adopted.

The bill was read by title. Senator Morrell 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  Gautreaux N  Murray
Appel  Guillory  Nevers
Broome  Hebert  Peterson
Chabert  Jackson  Quinn
Cheek  LaFleur  Riser
Claitor  Long  Shaw
Crowe  Martin  Smith
Donahue  McPherson  Thompson
Dorsey  Michot  Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Heitmeier  Kostelka  Marionneaux
Total - 3

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

SENATE BILL NO. 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.

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. 799 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 7, following "Notwithstanding" and before "any" delete "with"

AMENDMENT NO. 2

On page 1, line 12, following "property" and before "and" insert ";"

AMENDMENT NO. 3

On page 1, line 14, following "paid" and before "to" change "bi-annually" to "biannually"

On motion of Senator Amedee, 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  Erdey  Morrish
Adley  Gautreaux B  Mount
Alario  Gautreaux N  Murray
Amedee  Guillory  Nevers
Appel  Hebert  Peterson
Broome  Jackson  Quinn
Chabert  LaFleur  Riser
Cheek  Long  Shaw
Crowe  Martin  Smith
Donahue  McPherson  Thompson
Dorsey  Michot  Walsworth
Duplessis  Morrell
Total - 35

NAYS

Total - 0

ABSENT

Claitor  Kostelka  Marionneaux
Total - 4

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

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. 800 by Senator LaFleur

AMENDMENT NO. 1

On page 3, line 14, following "(l)" change "LaFourche" to "Lafourche"

AMENDMENT NO. 2

On page 4, line 5, following "the" change "Assemblee" to "Assemblée"

AMENDMENT NO. 3

On page 4, line 6, following "des" change "parlementaires Francophones" to "Parlementaires Francophones"

AMENDMENT NO. 4

On page 4, line 24, following "Louisiana" and before "Bar" insert "State"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier  Kostelka  Marionneaux
Total - 3

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

SENATE BILL NO. 421—  AN ACT
To enact R.S. 22:1052, relative to therapeutic switching of medications under certain circumstances; 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. 421 by Senator Murray

AMENDMENT NO. 1

On page 1, line 16, following "under" insert "any of"

AMENDMENT NO. 2

On page 2, line 3, following "condition" change "; or" to "; or"

AMENDMENT NO. 3

On page 2, line 7, following "regimen" change ";" to ";" and delete line 8 in its entirety

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

NAYS

Total - 0

ABSENT

Heitmeier  Kostelka  Marionneaux
Total - 3

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House.  Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 591—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 37:970, relative to the licensure of nurses; to provide for the qualifications for licensure as a practical nurse; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Duplessis Morrell
Adley Erdey Mount
Alario Gautreaux B Murray
Amedee Gautreaux N Nevers
Appel Guillory Peterson
Broome Hebert Quinn
Chabert Jackson Riser
Cheek LaFleur Smith
Claitor Long Thompson
Crowe Martiny Walsworth
Donahue McPherson
Dorsey Michot Walsworth
Total - 36

NAYS
Total - 1

ABSENT
Heitmeier Kostelka Marionneaux
Total - 3

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. 802— (Substitute of Senate Bill No. 618 by Senator McPherson)
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 9:2716, relative to contracts; to provide for automatic renewal of contracts; to provide for disclosure of procedures regarding cancellation of such contracts; to provide for exceptions upon failure to notify consumers; to provide for applicability and exceptions; 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. 802 by Senator McPherson

AMENDMENT NO. 1
On page 2, line 5, following "demonstrates" and before "all" delete "that" and following "following" delete the remainder of the line

AMENDMENT NO. 2
On page 2, line 6, delete "business practice"

AMENDMENT NO. 3
On page 2, line 10, following "(3)" change "Where" to "When"

AMENDMENT NO. 4
On page 2, line 11, following "it" and before "provides" insert "as a matter of routine business practice,"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

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

NAYS
Morrell Total - 1

ABSENT
Heitmeier Kostelka Marionneaux
Total - 3

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

House Concurrent Resolutions
on Second Reading
Reported by Committees

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVES FANNIN, MORRIS, BOBBY BADON, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DANAHAY, DORGE, DOWNS, ELLINGTON, GEYMAN, GISCLAIR, GUIN, HARRISON, HAZEL, HENDERSON, SAM JONES, LARRUZZO, LAMBERT, LEIBAS, LECER, LILI, LORUSSO, MCVEA, MILLS, MONTOUCET, NOWLIN, PEARSON, RICHARD, ROY, SCHROERER, SIMON, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, STAES, THIBAUT, WHITE, AND WILLIAMS AND SENATORS ADLEY, LONG, AND SHAW
A CONCURRENT RESOLUTION
To request the Ground Water Resources Commission, through its chair, to prepare a report on the state's ground and surface water resources and to provide recommendations for the optimal management and protection of the state's surface water and ground water resources, to be submitted to the House Committee on Natural Resources and the Senate Committee on Environmental Quality no later than March 1, 2011.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

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

NAYS
Morrell Total - 1

ABSENT
Heitmeier Kostelka Marionneaux
Total - 3

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.
Alario  Gautreaux N  Mount  
Amedee  Guillory  Murray  
Appel  Hebert  Peterson  
Broome  Jackson  Quinn  
Chabert  LaFleur  Riser  
Cheek  Long  Shaw  
Crowe  Marionneaux  Smith  
Donahue  Martiny  Thompson  
Dorsey  McPherson  Walsworth  
Duplessis  Michot  

Total - 35

NAYS

Total - 0

ABSENT

Claitor  Kostelka  
Heitmeier  Nevers  

Total - 4

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules to reconsider the vote by which HCR 1 was adopted.

Without objection, so ordered.

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

HOUSE CONCURRENT RESOLUTION NO. 7—
BY REPRESENTATIVE LEGER  
A CONCURRENT RESOLUTION
To suspend until sixty days after final adjournment of the 2011 Regular Session of the Legislature of Louisiana the provisions of R.S. 49:214.6.6, relative to the Infrastructure Priority Program.

Reported favorably by the Committee on Natural Resources.

The concurrent resolution was read by title and referred to the Legislative Bureau.

HOUSE CONCURRENT RESOLUTION NO. 28—
BY REPRESENTATIVE DOVE  
A CONCURRENT RESOLUTION
To approve the annual state integrated coastal protection plan for Fiscal Year 2010-2011, as adopted by the Coastal Protection and Restoration Authority.

Reported favorably by the Committee on Natural Resources.

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

HOUSE CONCURRENT RESOLUTION NO. 29—
BY REPRESENTATIVE RICHARD  
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to install a red light at the intersection of North Acadia Road on Louisiana Highway 648 (Percy Brown Road) in Lafourche Parish and to reduce the speed along this route.

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

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  Erdey  Morrish  
Adley  Duplessis  Mount  
Alario  Gautreaux B  Murray  
Amedee  Guillory  Nevers  
Appel  Hebert  Quinn  
Broome  Jackson  Riser  
Chabert  LaFleur  Shaw  
Cheek  Long  Smith  
Crowe  Marionneaux  Thompson  
Donahue  McPherson  Walsworth  
Dorsey  Michot  

Total - 37

NAYS

Total - 0
ABSENT
Heitmeier Kostelka
Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE ROY
A CONCURRENT RESOLUTION
To urge and request the division of administration, state land office, in consultation with the Department of Natural Resources, office of mineral resources, to study and provide a report on the total amount of acres to which the state owns the mineral rights, the total amount of acres currently subject to a mineral lease, and the total amount of acres on which the state owns mineral rights where the property was adjudicated to the state pursuant to the Tax Adjudicated Lands Records Program from 1938 through 1962 and subsequently transferred to private ownership.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Erdey Mount
Alario Gauthreaux B Murray
Amedee Gauthreaux N Nevers
Appel Guillory Nevers
Broome Hebert Peterson
Chabert Jackson Quinn
Cheek LaFleur Riser
Claitor Long Shaw
Crowe Maryiny Smith
Donahue McPherson Thompson
Dorsey Michot Walsworth
Duplessis Morrell
Total - 34

NAYS
Total - 0

ABSENT
Adley Heitmeier Marionneaux
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 39—
BY REPRESENTATIVES ST. GERMAIN, BILLIOT, HENRY BURNS, CHAMPAGNE, FOIL, GISCCLAIR, GUINN, SAM JONES, MONTOUCEY, AND MORRIS
A CONCURRENT RESOLUTION
To approve the Atchafalaya Basin Annual Plan, as adopted by the Atchafalaya Basin Research and Promotion Board.

Reported favorably by the Committee on Natural Resources.

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 Duplessis Morrell
Adley Erdey Morrish
Alario Gauthreaux B Mount
Amedee Gauthreaux N Murray
Appel Guillory Nevers
Broome Hebert Quinn
Chabert Jackson Riser
Cheek LaFleur Shaw
Claitor Long Smith
Crowe Maryiny Thompson
Donahue McPherson Walsworth
Dorsey Michot
Total - 35

NAYS
Total - 0

ABSENT
Adley Kostelka
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 44—
BY REPRESENTATIVE HENRY
A CONCURRENT RESOLUTION
To urge and request the Coastal Protection and Restoration Authority to study the economic feasibility and practicality of the state authorizing tax credits for certain costs and expenses attributable to the mitigation of deterioration of coastal property, and to report its findings to the House ways and means and natural resources and environment committees and the Senate revenue and fiscal affairs and natural resources committees prior to the convening of the 2011 Regular Session of the Legislature.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Duplessis Morrell
Adley Erdey Morrish
Alario Gauthreaux B Mount
Amedee Gauthreaux N Murray
Appel Guillory Nevers
Broome Hebert Quinn
Chabert Jackson Riser
Cheek LaFleur Shaw
Claitor Long Smith
Crowe Maryiny Thompson
Donahue McPherson Walsworth
Dorsey Michot
Total - 35

NAYS
Total - 0
The Chair declared the Senate concurred in the House Concurrent Resolution and ordered it returned to the House.

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules to advance to the order of:

House Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator N. Gautreaux asked that House Concurrent Resolution No. 1 be called from the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES FANNIN, MORRIS, BOBBY BADON, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DANAHAY, DOERGE, DOWNS, ELLINGTON, GEYMANN, GISCLAIR, GUINN, HARRISON, HAZEL, HENDERSON, SAM JONES, LABRUZZO, LAMBERT, LEBAS, LEBER, LIGI, LITTLE, LORUSSO, MCVEA, MILLS, MONTOUCET, NOWLIN, PEARSON, RICHARD, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, THIBAUT, WHITE, AND WILLIAMS AND SENATORS ADLEY, LONG, AND SHAW

A CONCURRENT RESOLUTION

To request the Ground Water Resources Commission, through its chair, to prepare a report on the state's ground and surface water resources and to provide recommendations for the optimal management and protection of the state's surface water and ground water resources, to be submitted to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality no later than March 1, 2011.

Reported favorably by the Committee on Natural Resources.

Floor Amendments

Senator N. Gautreaux proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Concurrent Resolution No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 7, after change "2011" to "2012"

AMENDMENT NO. 2

On page 6, line 14, change "2011" to "2012"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Alario
Amedee
Appel
Broome
Chabert
Cheek
Claitor
Crowe
Donahue
Dorsey
Michot

Dorsey

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

Total - 36

NAYS

Total - 0

ABSENT

Heitmeier
Kostelka
Marionneaux

Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE LANDRY

A CONCURRENT RESOLUTION

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.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 36

NAYS

Total - 0

ABSENT

Heitmeier
Kostelka
Marionneaux

Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
HOUSE CONCURRENT RESOLUTION NO. 3—
BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION
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.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley Kostelka Marionneaux
Heitmeier LaFleur
Total - 5

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

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 by the Committee on Environmental Quality.

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

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

HOUSE BILL NO. 13—
BY REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 32:41(A)(13) and to enact R.S. 32:41(A)(14), relative to local governmental subdivision authority over traffic control on nonstate maintained roadways; to authorize local governmental subdivisions to install speed bumps on such roadways; and to provide for related matters.

The bill was read by title. Senator Adley 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 Gautreaux N Murray
Amedee Guillory Nevers
Appel Hebert Peterson
Broome Jackson Riser
Cheek Long Shaw
Claitor Martiny Smith
Crowe McPherson Thompson
Donahue Michot Walsworth
Dorsey Morrell
Duplessis Morrish
Total - 34

NAYS

Total - 0

ABSENT

Chabert Kostelka Quinn
Heitmeier Marionneaux
Total - 5

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

Senator Broome in the Chair

HOUSE BILL NO. 313—
BY REPRESENTATIVE GARY SMITH
AN ACT
To amend and reenact R.S. 3:2772(E)(introductory paragraph) and (G)(introductory paragraph), relative to kennel licenses; to provide for license fees; 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

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td></td>
</tr>
<tr>
<td>Duplessis</td>
<td></td>
</tr>
<tr>
<td>Erdey</td>
<td></td>
</tr>
<tr>
<td>Gautreaux B</td>
<td></td>
</tr>
<tr>
<td>Hebert</td>
<td></td>
</tr>
<tr>
<td>LaFleur</td>
<td></td>
</tr>
<tr>
<td>Long</td>
<td></td>
</tr>
<tr>
<td>Martin</td>
<td></td>
</tr>
<tr>
<td>McPherson</td>
<td></td>
</tr>
<tr>
<td>Total - 30</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gautreaux B</td>
<td></td>
</tr>
<tr>
<td>Kostelka</td>
<td></td>
</tr>
<tr>
<td>Marionneaux</td>
<td></td>
</tr>
<tr>
<td>Total - 9</td>
<td></td>
</tr>
</tbody>
</table>

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td></td>
</tr>
<tr>
<td>Duplessis</td>
<td></td>
</tr>
<tr>
<td>Erdey</td>
<td></td>
</tr>
<tr>
<td>Gautreaux B</td>
<td></td>
</tr>
<tr>
<td>Hebert</td>
<td></td>
</tr>
<tr>
<td>Jackson</td>
<td></td>
</tr>
<tr>
<td>Long</td>
<td></td>
</tr>
<tr>
<td>Marionneaux</td>
<td></td>
</tr>
<tr>
<td>McPherson</td>
<td></td>
</tr>
<tr>
<td>Total - 36</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kostelka</td>
<td></td>
</tr>
<tr>
<td>Marionneaux</td>
<td></td>
</tr>
<tr>
<td>Total - 3</td>
<td></td>
</tr>
</tbody>
</table>

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td></td>
</tr>
<tr>
<td>Duplessis</td>
<td></td>
</tr>
<tr>
<td>Erdey</td>
<td></td>
</tr>
<tr>
<td>Gautreaux B</td>
<td></td>
</tr>
<tr>
<td>Hebert</td>
<td></td>
</tr>
<tr>
<td>Jackson</td>
<td></td>
</tr>
<tr>
<td>Long</td>
<td></td>
</tr>
<tr>
<td>Marionneaux</td>
<td></td>
</tr>
<tr>
<td>McPherson</td>
<td></td>
</tr>
<tr>
<td>Total - 34</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kostelka</td>
<td></td>
</tr>
<tr>
<td>Marionneaux</td>
<td></td>
</tr>
<tr>
<td>Total - 5</td>
<td></td>
</tr>
</tbody>
</table>

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President  Duplessis  Morrell
Adley  Erdey  Mount
Alario  Gautreaux N  Murray
Amedee  Guillory  Nevers
Appel  Broome  Peterson
Cheek  LaFleur  Quinn
Claitor  Crowe  Shaw
Donahue  Long  Thompson
Dorsey  McPherson  Walsworth
Total - 36
NAYS
Total - 0
ABSENT
Gautreaux B  Kostelka  Walsworth
Heitmeier  Marionneaux
Total - 4

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

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.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President  Duplessis  Michot
Adley  Erdey  Morrell
Alario  Gautreaux B  Mount
Amedee  Gautreaux N  Murray
Appel  Broome  Guillory  Murray
Cheek  Chabert  LaFleur  Riser
Claitor  Crowe  Marionneaux  Shaw
Donahue  Long  Thompson
Dorsey  McPherson  Walsworth
Total - 36
NAYS
Total - 0
ABSENT
Heitmeier  Kostelka  Nevers
Total - 3

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

**HOUSE BILL NO. 495—**
**BY REPRESENTATIVE HARRISON**
**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.

**Floor Amendments**
Senator N. Gautreaux proposed the following amendments.

**SENATE FLOOR AMENDMENTS**
Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 495 by Representative Harrison

**AMENDMENT NO. 1**
On page 1, delete line 12, and insert "occurs, unless (a) contractually assigned to another party; or (b) the sequestration,"

**AMENDMENT NO. 2**
On page 1, line 16, delete "R.S. 49:214.5.4(F).” and insert "R.S. 49:214.5.4. In such instance, the monetary compensation is the property of the state."

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

The bill was read by title. Senator Chabert 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 - 34

**NAYS**
Total - 0

**ABSENT**
Amedee
Appel

Total - 5

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

**HOUSE BILL NO. 515—**
**BY REPRESENTATIVE ROBIDEAUX**
**AN ACT**
To amend and reenact R.S. 11:62(5)(c) 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 the clerk and sergeant at arms of the Louisiana House of Representatives and the secretary and sergeant at arms of the Louisiana Senate; to provide for the employee contribution rate of legislators, the governor, lieutenant governor, and certain other elected officials; to provide an effective date; and to provide for related matters.

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

Mr. President
Guatreaux B
Guatreaux N
Guatreaux B
Guatreaux N
Guillory
Guillory
Hebert
Hebert
Jackson
LaFleur
Long
Martiny
McPherson
Michot
Morrell
Morrish
Mount
Murray
Never
Peterson
Quinn
Riser
Smith
Thompson
Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**
Heitmeier
Kostelka
Marionneaux

Total - 3

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

**HOUSE BILL NO. 517—**
**BY REPRESENTATIVE PEARSON**
**AN ACT**
To amend and reenact R.S. 11:108(5)(c) and (f), relative to the Firefighters’ Retirement System, the Municipal Employees’ Retirement System, and the Municipal Police Employees’ Retirement System, provides for the organization, governance, administration, and membership of the Funding Review Panel charged with studying the funding and benefit provisions of such systems; to provide with respect to election of a chairman for each panel; to provide for reporting requirements; to provide an effective date; and to provide for related matters.

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

Mr. President
Guatreaux B
Guatreaux N
Guatreaux B
Guatreaux N
Guillory
Guillory
Hebert
Hebert
Jackson
LaFleur
Long
Martiny
McPherson

Morrell
Morrish
Mount
Murray
Never
Peterson
Quinn
Riser
Smith
Thompson
Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**
Heitmeier
Kostelka
Marionneaux

Total - 3

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

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 definition of "accumulated contributions"; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux 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 Mount
Alario Gautreaux N Murray
Amedee Guillory Nevers
Appel Hebert Peterson
Broome Jackson Quinn
Chabert LaFleur Riser
Cheek Long Shaw
Claitor Marionneaux Smith
Crowe McPherson Thompson
Donahue Michot Walsworth
Dorsey Morrell
Total - 36

NAYS
Total - 0

ABSENT
Duplessis Heitmeier Kostelka
Total - 3

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

HOUSE BILL NO. 646—
BY REPRESENTATIVE BROSSETT
AN ACT
To enact 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.

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Duplessis Heitmeier Kostelka
Total - 4

The Chair declared the bill was passed and ordered it returned to the House. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.
HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Kostelka
Heitmeier Marionneaux
Total - 4

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

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 relative to the membership and governing council of the consortium; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Kostelka
Heitmeier Marionneaux
Total - 4

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

HOUSE BILL NO. 688—
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.

The bill was read by title. Senator B. Gautreaux 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 Gautreaux N Murray
Amedee Guillory Nevers
Appel Hebert Peterson
Broome Jackson Quinn
Chabert LaFleur Riser
Cheek Long Shaw
Claitor Martiny Smith
Crowe McPherson Thompson
Donahue Michot Walsworth
Dorsey Morrell
Total - 35

NAYS

Total - 0

ABSENT

Duplessis Kostelka
Heitmeier Marionneaux
Total - 4

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

Mr. President in the Chair

HOUSE BILL NO. 870—
BY REPRESENTATIVE GEYMANN
AN ACT
To direct the Department of Public Safety and Corrections to not implement the provisions of the Federal PASS ID Act of 2009; and to provide for related matters.

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

The roll was called with the following result:

YEAS

Adley
Alario
Amedee
Appel
Broome
Chabert
Cheek
Claitor
Crowe
Donahue
Dorsey

Erdey
Gautreaux B
Gautreaux N
Guillory
Hebert
Jackson
LaFleur
Long
Martiny
McPherson
Michot

Morrish
Mount
Murray
Nevers
Peterson
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Mr. President
Duplessis

Heitmeier
Kostelka

Marionneaux
Morrell

Total - 6

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

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 649.1(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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley
Alario
Amedee
Appel
Broome
Chabert
Cheek
Claitor
Crowe
Donahue
Dorsey

Erdey
Gautreaux B
Gautreaux N
Guillory
Hebert
Jackson
LaFleur
Long
Martiny
McPherson
Michot

Morrish
Mount
Murray
Nevers
Peterson
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

Total - 28

NAYS

Total - 5

ABSENT

Crowe
Duplessis

Heitmeier
Kostelka

Marionneaux
Morrell

Total - 6

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

HOUSE BILL NO. 1126—

By Representative Pope

An ACT

To amend and reenact R.S. 11:1521(A) and (C) and 1530(K)(2)(a), relative to the Clerks' of Court Retirement and Relief Fund; to provide for retirement eligibility and calculation of retirement benefits for persons whose system membership begins on or after January 1, 2011; to provide for calculation of benefits for post-Deferred Retirement Option Plan participation; to provide an effective date; and to provide for related matters.

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

Gautreaux B
Gautreaux N
Guillory
Hebert
Jackson
LaFleur
Long
Martiny
McPherson
Michot

Mount
Murray
Nevers
Peterson
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

Total - 34

NAYS

Total - 0

ABSENT

Crowe
Duplessis

Heitmeier
Kostelka

Marionneaux
Morrell

Total - 5

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

HOUSE BILL NO. 1142—

By Representative Robideaux

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.

The bill was read by title. Senator B. Gautreaux 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  Gautreaux N  Murray
Amedee  Guillory  Nevers
Appel  Hebert  Peterson
Broome  Jackson  Quinn
Chabert  LaFleur  Riser
Cheek  Long  Shaw
Claitor  Martiny  Smith
Crowe  McPherson  Thompson
Donahue  Michot  Walsworth
Dorsey  Morrell

Total - 35

NAYS

Total - 0

ABSENT

Duplessis  Kostelka
Heitmeier  Marionneaux

Total - 4

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

HOUSE BILL NO. 1150—
BY REPRESENTATIVE ABRAMSON
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.

The bill was read by title. Senator P eterson 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  Gautreaux N  Murray
Amedee  Guillory  Nevers
Appel  Hebert  Peterson
Broome  Jackson  Quinn
Chabert  LaFleur  Riser
Cheek  Long  Shaw
Claitor  Martiny  Smith
Crowe  McPherson  Thompson
Donahue  Michot  Walsworth
Dorsey  Morrell

Total - 34

NAYS

Total - 0

ABSENT

Claitor  Heitmeier  Marionneaux
Duplessis  Kostelka

Total - 5

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Claitor  Heitmeier  Marionneaux
Duplessis  Kostelka

Total - 5

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

HOUSE BILL NO. 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 use of a portion of Interstate 49 as an alternate route for U.S. Highway No. 71 and U.S. Highway No. 167 to haul agronomic or horticultural crops on the interstate; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Crowe  Heitmeier  Marionneaux
Duplessis  Kostelka

Total - 5

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

**Rules Suspended**

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

**Message from the House**

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 24, 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. 103—
BY SENATORS N. GAUTREAUX, AMEDEE, CHABERT, GUILLORY, HEBERT, MICHOT AND MORRISH AND REPRESENTATIVE JANE SMITH

AN ACT
To enact Subpart B of Part XIII of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:1419.5 through 1419.10, relative to financial assistance to political subdivisions; creates the Alternative Fuel Vehicle Revolving Loan Fund Program within the Department of Natural Resources to provide financial assistance to political subdivisions of the state for the costs of purchasing or converting all or a portion of the political subdivisions' fleets of motor vehicles to qualified clean fuel vehicles propelled by an alternative fuel; to provide for the forms of such financial assistance; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 52—
BY SENATOR B. GAUTREAUX

AN ACT
To amend and reenact R.S. 15:574.2(A)(1), relative to the Board of Parole; to provide for minimum qualifications of members; to provide for appointment of members; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 151—
BY SENATOR ADLEY

AN ACT
To enact R.S. 37:2804(K), relative to the powers and duties of the Louisiana Board of Chiropractic Examiners; to provide for the power to enter into certain transactions involving immovable property; to provide for the authority of the board to borrow funds; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 374—
BY SENATOR MORRELL

AN ACT
To amend and reenact R.S. 15:529.1(G), relative to the habitual offender law; to provide for imprisonment at hard labor for persons sentenced under the habitual offender law; and to provide for related matters.

Reported without amendments.

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

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

SENATE RESOLUTION NO. 91—
BY SENATOR CHAISSON
A RESOLUTION
To urge and request the Department of Transportation and Development to establish a joint task force with the parish council of St. Charles Parish to study the possibility of improving safety issues on Louisiana Highway 90 through St. Charles Parish.

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

SENATE RESOLUTION NO. 92—
BY SENATOR MARIONNEAUX
A RESOLUTION
To designate Saturday, May 29, 2010 as "Shady Grove High School Class of 1980 Day".

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

Rules Suspended

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 86—
BY SENATOR LAFLEUR
A RESOLUTION
To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions made to the state with its history, culture, and people, and to proclaim May 24, 2010, as Tunica-Biloxi Day at the Senate.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 90—
BY SENATOR CROWE
A CONCURRENT RESOLUTION
To urge the President of the United States to immediately issue an emergency executive order directing all available United States Armed Forces assets to assume control for all the response operations of fighting the catastrophic oil spill in the Gulf of Mexico, declaring martial law, calling for fines to be levied against British Petroleum for damages caused by the Deepwater Horizon oil spill to pay for response efforts, and ordering all federal agencies to give Louisiana quick and helpful cooperation in its mission of protecting its coastline, and to order certain federal agencies responsible for monitoring worker safety, public health, and the environment to take aggressive action to prevent further human and ecological tragedy from this catastrophe.

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

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 24, 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. 1032    HB No. 733

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 733—
BY REPRESENTATIVE ANDERS
AN ACT
To enact R.S. 3:1221, relative to carbon sequestration; to authorize participation in greenhouse gas emission reduction programs; to provide for the state’s participation; and to provide for related matters.

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

HOUSE BILL NO. 1032—
BY REPRESENTATIVE BARROW
AN ACT
To amend and reenact R.S. 33:2740.67(C)(1), (2), and (3), relative to the Greenwell Springs-Airline Economic Development District; to change the membership of the board of commissioners of the district; to provide relative to terms of board members; 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 24, 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. 188  HCR No. 190  HCR No. 192  HCR No. 193

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 188— 
BY REPRESENTATIVE GARY SMITH  
A CONCURRENT RESOLUTION  
To urge and request the Department of Public Safety and Corrections to study the feasibility of and necessity for legislation which imposes restrictions on the residence of certain sex offenders by prohibiting sex offenders from establishing a residence in an area of high concentration of children.

The resolution was read by title. Senator Chaisson 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  
Amedee Hebert Nevers  
Appel Jackson Peterson  
Broome LaFleur Quinn  
Chabert Long Riser  
Cheek Martiny Shaw  
Claitor McPherson Smith  
Crowe Michot Thompson  
Dorsey Morrell Walsworth  
Total - 33

NAYS

Total - 0

ABSENT

Claitor Guillory Kostelka  
Duplessis Heitmeier Marionneaux  
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 190— 
BY REPRESENTATIVE CONNICK  
A CONCURRENT RESOLUTION  
To urge and request the United States Army Corps of Engineers and Barack Obama, President of the United States, to expedite permitting for the state of Louisiana’s coastal use permit application to dredge sand to be used to bolster our barrier islands in order to prevent oil from the Deepwater Horizon oil leak from entering our marshes.

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

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 Jackson Peterson  
Broome LaFleur Quinn  
Chabert Long Riser  
Cheek Martiny Shaw  
Claitor McPherson Smith  
Crowe Michot Thompson  
Dorsey Morrell Walsworth  
Total - 33

NAYS

Total - 0

ABSENT

Donahue Guillory Kostelka  
Duplessis Heitmeier Marionneaux  
Total - 6

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
Reported by Committees

Senator Nevers asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committee.

HOUSE BILL NO. 1033—  
BY REPRESENTATIVES HOFFMANN, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMOY, CARTER, CHAMPAGNE, CONNICK, GISCRAIR, HARDY, KATZ, LABRIZUZO, LIGI, NOWLIN, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To amend and reenact R.S. 17:10.1(B) and (C), Subpart A of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3881 through 3886, Subpart C of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3901 through 3905, R.S. 17:3997(D), to enact R.S. 17:10.1(D), and to repeal Subpart B of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3891 through 3895,
relative to professional employee quality development; to provide for evaluation programs for teachers and administrators; to provide for program purposes and definitions; to provide for local evaluation plans and elements required for such plans; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education and local school boards; to provide for an advisory committee to make recommendations relative to the development of a value-added assessment model; to require the state superintendent of education to make certain information available to the public; to provide conditions for the issuance of teacher and higher level certificates; to delete requirements relative to informal evaluations; to require reporting; to provide for applicability; to provide for effectiveness; to repeal provisions relative to the Teacher Assistance and Assessment Program; 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 Reengrossed House Bill No. 1033 by Representative Hoffmann

AMENDMENT NO. 1
On page 7, at the beginning of line 17, between "to" and "parents" insert "at least two"

AMENDMENT NO. 2
On page 7, delete lines 18 through 23, and insert the following:
"(f) One member appointed by the Associated Professional Educators of Louisiana.
(ii) One member appointed by the Louisiana Association of Educators.
(iii) One member appointed by the Louisiana Federation of Teachers.
(iv) One member appointed by the Louisiana Association of School Superintendents.
(v) One member appointed by the Louisiana Association of Principals.
(vi) One member appointed by the Louisiana Association of Public Charter Schools.
(vii) Two members of the Senate Committee on Education, appointed by the chairman thereof.
(viii) Two members of the House Committee on Education, appointed by the chairman thereof.
(ix) One member appointed by the chairperson of the Senate Committee on Education.

AMENDMENT NO. 3
On page 7, line 27, between "its" and "recommendations" change "final" to "initial" and between "board" and "by" insert "and the Senate and House committees on education"

AMENDMENT NO. 4
On page 8, delete lines 1 through 10, and insert the following:
"(3) Submit a written report to the Senate Committee on Education and the House Committee on Education not later than sixty days prior to the 2011 and 2012 regular sessions of the legislature regarding the status of the development of the value-added assessment model as specified in R.S. 17:3902(B)(5) and the methodology used in such development. The committees may meet separately or jointly and may develop the assessment model so presented upon majority vote of each committee, if the committees determine that the methodology is arbitrary or not evidence-based.

(4) Beginning in 2013 and thereafter, submit a written report to the Senate Committee on Education and the House Committee on Education, not later than March first of each year, and at such other times as requested by the committees, regarding the implementation, results, and effectiveness of the value-added assessment model as provided in this Part.

AMENDMENT NO. 5
On page 9, at the end of line 21, insert "The department shall submit a report to the Senate Committee on Education and the House Committee on Education which contains the details of any monitoring methods developed pursuant to this Subparagraph.

AMENDMENT NO. 6
On page 13, line 27, between "period." and "Each" insert "Such plan shall be designed to assist each teacher and administrator in meeting the standards for effectiveness, effectively addressing the social, developmental, and emotional needs of students and maintaining a classroom environment that is conducive to learning."

AMENDMENT NO. 7
On page 14, line 29, between "board" and "for" insert "for grade levels and subjects"

AMENDMENT NO. 8
On page 14, line 29, between "For" and "and subjects" change "grades" to "grade levels"

AMENDMENT NO. 9
On page 15, at the beginning of line 4, delete "Human Development Index."

AMENDMENT NO. 10
On page 18, line 23, between "teacher" and "employed" insert "and administrator" and between "school" and the period ";" insert "using the value-added assessment model and measures of student growth as determined by the State Board of Elementary and Secondary Education pursuant to R.S. 17:3902(B)(5)"

AMENDMENT NO. 11
On page 18, line 26, between "using" and "value-added" change "a" to "the"

AMENDMENT NO. 12
On page 18, line 27, between "board" and "for" insert "for grade levels and subjects"

AMENDMENT NO. 13
On page 18, at the beginning of line 28, change "grades" to "grade levels"

AMENDMENT NO. 14
On page 19, at the end of line 1, delete " Human Development" and at the beginning of line 2, delete "Index."

AMENDMENT NO. 15
On page 19, line 6, alter "school." delete the remainder of the line

AMENDMENT NO. 16
On page 19, delete line 7, and insert the following:
"(3) The state superintendent of education shall make available to the public the data specified in R.S. 17:3902(B)(5) as may be useful for conducting statistical analyses and evaluations of educational personnel, but shall not reveal information pertaining to the evaluation report of a particular employee. Beginning with the 2012-2013 school year, such public information may include school level student growth data as specified in R.S. 17:3902(B)(5).

(4)(a) The State Board of Elementary and Secondary Education may request that the state Department of Education monitor evaluation programs established pursuant to this Section as necessary. The method to be used in monitoring such programs shall be established by the department with the approval of the board and shall be sufficient to determine the extent to which any programs have been implemented, and whether such programs comply with the provisions of this Section.

(b) In conducting such monitoring, the department determines that the governing authority of a charter school has failed to implement its evaluation program or has otherwise failed to comply with the provisions of this Section, the department shall notify the
charter school governing authority of such failure, and the charter school governing authority shall correct such failure within sixty calendar days after receiving such notification. The department also shall notify the State Board of Elementary and Secondary Education of such failure, by the charter school governing authority.

(c) If the failure is not corrected within the prescribed sixty calendar days, the department shall notify the board of such continued failure and shall recommend to the board whatever sanctions against such charter school governing authority the department deems appropriate, which may include withholding funds distributed pursuant to the minimum foundation program formula until the corrections are made. The board shall act upon such recommendation within sixty calendar days after its receipt of the notification.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
FINANCE

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

May 24, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 401—
BY SENATORS THOMPSON AND NEVERS AND REPRESENTATIVE KATZ
AN ACT
To enact R.S. 40:1300.144(A)(4), relative to rural hospitals; to provide for rural hospital reimbursement; to provide for the development of payment methods that optimize federal funds to reduce or eliminate small rural hospitals’ reliance upon uncompensated care costs funding; to provide for rules and regulations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 471—
BY SENATOR MICHOT
AN ACT
To enact Chapter 64 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3881 through 3886, Subpart C of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3901 through 3905, R.S. 17:3997(D), to enact R.S. 17:10.1(D), and to repeal Subpart B of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3891 through 3895, relative to professional employee quality development; to provide for uses of the Louisiana Military Family Assistance Fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1065—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 49:259(B), relative to the Department of Justice Legal Support Fund, to increase the maximum allowable fund balance; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1267—
BY REPRESENTATIVE BROSETT
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.

Reported favorably.

Respectfully submitted,

MICHAEL J. “MIKE” MICHOT
Chairman

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 60 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 60—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 39:1401(C), relative to the State Bond Commission; to provide for the election of a chairman of the State Bond Commission by its members; and to provide for related matters.

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

Privilege Report of the Legislative Bureau

May 24, 2010

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 1033—
BY REPRESENTATIVES HOFFMANN, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, KATZ, LABRUZZO, LIGI, NOWLIN, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN
AN ACT
To amend and reenact R.S. 17:10.1(B) and (C), Subpart A of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3881 through 3886, Subpart C of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3901 through 3905, R.S. 17:3997(D), to enact R.S. 17:10.1(D), and to repeal Subpart B of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3891 through 3895, relative to professional employee quality development; to provide for uses of the Louisiana Military Family Assistance Fund; and to provide for related matters.

Reported favorably.
provide for evaluation programs for teachers and administrators; to provide for program purposes and definitions; to provide for local evaluation plans and elements required for such plans; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education and local school boards; to provide for an advisory committee to make recommendations relative to the development of a value-added assessment model; to require the state superintendent of education to make certain information available to the public; to provide conditions for the issuance of teacher and higher level certificates; to delete requirements relative to informal evaluations; to require reporting; to provide for applicability; to provide for effectiveness; to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Nevers, the Bills and Joint Resolutions were read by title and passed to a third reading.

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 24, 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. 98**
BY SENATORS MARTINY AND DUPLESSIS

AN ACT

To amend and reenact R.S. 37:1788(5) and to enact R.S. 37:1788(6), relative to certain provisions of the act of 1972, to authorize the reconstruction of certain improved structures; to provide for the issuance of building permits; and to provide for related matters.

**SENATE BILL NO. 168**
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 37:2171.2(B) and to enact R.S. 37:2171.2(C), relative to requirements for building permits; to require nonresident contractors to provide certain additional information prior to issuance of a permit; and to provide for related matters.

**SENATE BILL NO. 404**
BY SENATOR DONAHUE

AN ACT

To enact R.S. 39:248, relative to state government services; to provide for the development of a long term plan to create regional governmental service centers; to provide for the submission of the plan to the Joint Legislative Committee on the Budget for approval; to provide for annual updating of the plan; and to provide for related matters.

**SENATE BILL NO. 415**
BY SENATOR MICHOT

AN ACT

To enact R.S. 51:1427, relative to deceptive or unfair trade practices or acts; to prohibit a person from engaging in unfair or deceptive acts or practices in connection with the sale or offering to sell computer software products, whether manufactured, or services that the person develops or supplies, while knowingly using stolen or misappropriated computer software; to provide for sanctions; and to provide for related matters.

**SENATE BILL NO. 484**
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:263, relative to capital, surplus, and dividend of state banks; to require relative to state bank dividends and stock purchased or redeemed; to require capital surplus; and to provide for related matters.

**SENATE BILL NO. 540**
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 8:306, relative to the dedication of cemetery property; to provide for the protection of unmarked human burial sites; to provide for notice; and to provide for related matters.

**SENATE BILL NO. 616**
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 32:707.2(C)(2) and (3), and to enact R.S. 6:969.18(A)(5) and R.S. 32:707.2(H), relative to electronic lien and title services; to authorize financial institutions to charge consumer fees in connection with motor vehicle transactions; and to provide for related matters.

**SENATE BILL NO. 291**
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 32:707.2(B) and to enact R.S. 37:2171.2(C), relative to requirements for building permits; to require nonresident contractors to provide certain additional information prior to issuance of a permit; and to provide for related matters.

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 24, 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 Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 86—
BY SENATOR B. GAUTREAUX
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education, the division of administration, and the Department of Education to study the feasibility of appropriating directly to the state retirement systems those funds currently included in the Minimum Foundation Program (MFP) appropriation for payment of the employer contributions to the retirement systems.

SENATE CONCURRENT RESOLUTION NO. 88—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To commend Catholic High School in Baton Rouge and its athletic program for earning five separate state championships in 2009-2010.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS
May 24, 2010

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVE TUCKER AND SENATOR CHAISSON
A CONCURRENT RESOLUTION
To recognize Monday, June 7, 2010, as UNO Day at the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVE TEMPLET
A CONCURRENT RESOLUTION
To urge and request the Louisiana Public Service Commission to study and report on the feasibility of adopting the National Electrical Safety Code for the installation, operation, and maintenance of overhead and underground electrical facilities.

HOUSE CONCURRENT RESOLUTION NO. 164—
BY REPRESENTATIVE TEMPLET
A CONCURRENT RESOLUTION
To urge and request each owner or operator of a public utility or private facility, which maintains or uses utility poles in the state of Louisiana, to become a member of and participate in a statewide utility pole reporting system.

HOUSE CONCURRENT RESOLUTION NO. 165—
BY REPRESENTATIVE AUSTIN BADON
A CONCURRENT RESOLUTION
To urge and request the Board of Regents, in consultation with the public postsecondary education management boards, to study and make recommendations relative to including students who graduate from an institution in calculations for determining and for reporting on student graduation and completion rates by public postsecondary education institutions; to provide for a report to the legislative education committees of study findings and recommendations; and to provide for related matters.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVES WILLMOTT AND LIGI AND SENATOR MARTINY
A CONCURRENT RESOLUTION
To commend Arthur Tudela for his outstanding service to his country in the United States Marine Corps.

HOUSE CONCURRENT RESOLUTION NO. 168—
BY REPRESENTATIVES CARMODY AND WADDLE 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 BAKDONE
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.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVES MCVEA, EDWARDS, AND THIBAULT AND SENATOR RISER
A CONCURRENT RESOLUTION
To commend Louise Williams of Weyanoke upon the celebration of her one-hundred-tenth birthday on June 15, 2010.

HOUSE CONCURRENT RESOLUTION NO. 177—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To urge and request television cable companies to determine methods to improve customer relations for the hearing impaired.

HOUSE CONCURRENT RESOLUTION NO. 180—
BY REPRESENTATIVES GREEENE, MICHAEL JACKSON, KATZ, AND PONTI AND SENATORS BROOME AND ERDEY
A CONCURRENT RESOLUTION
To commend East Baton Rouge Parish upon winning the Sixteenth Annual Elementary Championship Fitness Meet of the Governor's Games sponsored by the Governor's Council on Physical Fitness and Sports.

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

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

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

ATTENDANCE ROLL CALL

PRESEN

Mr. President
Erdey
Morrish

Adley
Gautreaux B
Mount

Alario
Gautreaux N
Murray

Amedee
Guilory
Nevers

Appel
Hebert
Peterson

Broune
Jackson
Quinn

Chabert
LaFleur
Riser

Cheek
Long
Shaw

Claitor
Marionneaux
Smith

Crowe
Martiny
Thompson

Donahue
McPherson
Walsworth

Dorsey
Michot

Duplessis
Morrell

Total - 37
ABSENT

Heitmeier  
Total - 2  
Kostelka  

Leaves of Absence

The following leaves of absence were asked for and granted:

Heitmeier  1 Day  
Kostelka  1 Day  

Announcements

The following committee meetings for May 25, 2010, were announced:

Agriculture  10:00 A.M.  Room C  
Judiciary A  9:00 A.M.  Hainkel Rm  
Judiciary B  9:30 A.M.  Room E  
Judiciary C  10:00 A.M.  Room A  

Adjournment

On motion of Senator Thompson, at 6:25 o'clock P.M. the Senate adjourned until Tuesday, May 25, 2010, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Tuesday, May 25, 2010.

GLENN A. KOEPP  
Secretary of the Senate  

DIANE O’QUIN  
Journal Clerk