

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

THIRTY-SEVENTH DAY'S PROCEEDINGS

**Thirty-Sixth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Friday, June 4, 2010

The Senate was called to order at 9:15 o'clock A.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Gautreaux B	Mount
Alario	Guillory	Murray
Amedee	Heitmeier	Nevers
Appel	Kostelka	Riser
Broome	Long	Shaw
Chabert	Marionneaux	Smith
Crowe	Martiny	
Donahue	Morrish	
Total - 22		

ABSENT

Adley	Gautreaux N	Morrell
Cheek	Hebert	Peterson
Claitor	Jackson	Quinn
Dorsey	LaFleur	Thompson
Duplessis	McPherson	Walsworth
Erdey	Michot	
Total - 17		

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

Prayer

The prayer was offered by Senator Nevers, 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 Hebert, the reading of the Journal was dispensed with and the Journal of June 3, 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**

June 2, 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. 9—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 32:300.5(C)(4) and R.S. 32:300.7(D), relative to texting while driving a motor vehicle; to provide for the use of certain wireless telecommunications devices for text messaging; to change the violation to a primary offense; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 440—

BY SENATORS RISER, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:490.2(B), 490.3(A), 490.5(B), 490.6(A), 490.8(A), 490.9(A), 490.10(A), 490.11(A), 490.12(A), 490.13(A), 490.14(A), 490.15(A), 490.17(A)(introductory paragraph), 490.18(B), 490.19(A), 490.20(B), and 490.21(B), relative to military honor license plates; to provide for all such license plates for motorcycles; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 635—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 32:1(1), (10) and (93.1), 2(D) and (E), 3(C), 388(A)(3), the introductory paragraph of (B)(1)(a), (B)(4)(a), (C)(3), (F) and (G), 388.1, 389, 390.23(A), and 392(A)(1), R.S. 36:408(B)(3) and 409(C)(8), R.S. 40:1379.8, and R.S. 47:511.1(B), (C), (D), and (E), 516(A), (B)(2), and (D), 718(B)(1) and (C) and 812(C), and to repeal R.S. 32:1(93) and 2(B) and (C), relative to weights and standards; to transfer the operation and maintenance of stationary weight enforcement scale locations from the Department of Transportation and Development to the Department of Public Safety and Corrections; to provide for authority of the Department of Transportation and Development; to provide for the authority of the Department of Public Safety and Corrections; to provide for definitions; to provide for penalties and payments; to provide for enforcement, payment, and collections procedures; to provide for administrative review; to provide for transition; to provide for effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 680—

BY SENATOR SHAW

AN ACT

To amend and reenact R.S. 47:287.614(A) and 287.651(A), relative to the due date of corporation income tax returns and payments for nonprofit organizations; 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

June 4, 2010

Privilege Report of the Legislative Bureau

June 4, 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.

HOUSE BILL NO. 20— BY REPRESENTATIVES SIMON, BALDONE, BARROW, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CHANDLER, CHANEY, CONNICK, CROMER, DOVE, GISCLAIR, GUILLORY, GUINN, HINES, HOWARD, KATZ, LAMBERT, LIGI, LITTLE, MILLS, NOWLIN, POPE, SMILEY, GARY SMITH, JANE SMITH, STIAES, TEMPLET, TUCKER, WADDELL, AND WOOTON

AN ACT

To amend and reenact R.S. 15:1503(2) and to enact R.S. 15:1503(13), relative to mandatory reporting of abuse of adults; to amend the definition of "abuse"; to provide for a definition of "sexual abuse"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 30— BY REPRESENTATIVE WOOTON AN ACT

To amend and reenact R.S. 15:825.2(A), relative to special agents of the Department of Public Safety and Corrections; to increase the pool of employees who are eligible to be appointed special agents; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 47— BY REPRESENTATIVE WOOTON AN ACT

To amend and reenact R.S. 27:308.1(E), relative to civil penalties for violations of the Video Draw Poker Devices Control Law; to provide for the remote shutdown of devices for failure to remit civil penalties; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 47 by Representative Wooton

AMENDMENT NO. 1 In Senate Committee Amendment No.5 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2010, on page 1, line 35 following "insert" change "(i)" to "(a)""

AMENDMENT NO. 2 In Senate Committee Amendment No.7 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2010, on page 2, line 3 following "of this" and before "in those" change "line" insert "and delete line 14 in its entirety"

AMENDMENT NO. 3 In Senate Committee Amendment No.7 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2010, on page 2, line 3 following "of this" and before "in those" change "Item shall only apply" to "Subparagraph shall apply only"

AMENDMENT NO. 4 In Senate Committee Amendment No.8 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2010, on page 2, line 7 change "(ii)" to "(b)""

HOUSE BILL NO. 52— BY REPRESENTATIVE PERRY AN ACT

To amend and reenact Code of Criminal Procedure Article 894.4, relative to probation and parole; to remove provisions authorizing the extension of a period of parole from completion of a monetary obligation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 58— BY REPRESENTATIVE TIM BURNS AN ACT

To amend and reenact R.S. 9:2087(B), relative to trusts; to provide for the delegation of certain duties by the trustee; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 66— BY REPRESENTATIVE TIM BURNS AN ACT

To amend and reenact R.S. 9:2371, relative to donations inter vivos; to provide for acceptance of donations of immovable property; to provide for recordation; to provide form requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 80— BY REPRESENTATIVE TIM BURNS AN ACT

To amend and reenact Code of Civil Procedure Article 3061, relative to judgments of possession; to provide for the automatic inclusion of the terms of a testamentary usufruct; to provide for the automatic inclusion of the terms of a testamentary trust; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 102— BY REPRESENTATIVE EDWARDS AN ACT

To amend and reenact R.S. 44:9(K)(2) and to enact R.S. 44:9(K)(3), relative to expungement of arrest records in misdemeanor and felony cases; to provide that no fee shall be charged in certain expungement cases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 108— BY REPRESENTATIVE BARRAS AN ACT

To amend and reenact Code of Civil Procedure Article 4843(F), relative to city courts; to increase the jurisdictional amount in dispute for the city courts of New Iberia and Jeanerette; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 112— BY REPRESENTATIVE LITTLE AN ACT

To enact R.S. 14:329, relative to offenses affecting the public generally; to create the crime of interfering with a law enforcement investigation; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 120—

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact Code of Criminal Procedure Article 894.1(D) and (E)(introductory paragraph), relative to sentencing; to provide for certain obligations of the sentencing court and the Department of Public Safety and Corrections; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 121—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:964(Schedule III)(E)(9) and R.S. 40:966(B)(3), (E), and (F), to enact R.S. 40:964(Schedule I)(C)(13.1), (16.1), (32), (Schedule II)(A)(1)(s), (B)(28), and (C)(7), (Schedule III)(E)(12.1), (15.1), and (44.1), (Schedule IV)(B)(4.1) and (22.1), and (Schedule V)(D)(2), and to repeal R.S. 40:964(Schedule IV)(B)(52), relative to the Uniform Controlled Dangerous Substances Law; to add certain drugs to Schedules I, II, III, IV, and V; to provide for technical changes; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 121 by Representative Mills

AMENDMENT NO. 1

On page 1, line 2, following "40:966" and before ",", change "(B)(3)" to "(B)(introductory paragraph) and (3)"

AMENDMENT NO. 2

On page 1, line 10, following "40:966" and before ",", change "(B)(3)" to "(B)(introductory paragraph) and (3)"

HOUSE BILL NO. 180—

BY REPRESENTATIVES ROY, POPE, AND JANE SMITH

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 amend provisions regarding criminal background checks; to provide entities with access to criminal history information; to provide for the type of information available to those entities; to provide for confidentiality; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 191—

BY REPRESENTATIVES PERRY, ANDERS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANEY, CONNICK, CROMER, DOERGE, DOVE, HARDY, HENDERSON, HENRY, HINES, HOFFMANN, HUTTER, JOHNSON, KATZ, LABRUZZO, LAMBERT, LEGER, LIGI, LORUSSO, MILLS, MONICA, NOWLIN, PEARSON, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, THIERRY, WHITE, AND WILLIAMS AND SENATORS ALARIO, AMEDEE, APPEL, BROOME, CROWE, DUPLESSIS, HEITMEIER, KOSTELKA, LONG, MARTINY, MICHOT, MOUNT, SHAW, AND THOMPSON

AN ACT

To amend and reenact R.S. 15:529.1(A), (C), (D), and (E), relative to the habitual offender law; to provide for increased penalties for multiple sex offenses; to repeal statutory language authorizing the use of juvenile adjudications of delinquency to enhance penalty provisions for felony offenses; to provide for technical changes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 194—

BY REPRESENTATIVE PATRICIA SMITH

AN ACT

To amend and reenact R.S. 15:571.3(A)(1) and (B)(2)(a) and 574.4(B), relative to criminal sentences of certain offenders; to provide for the earning rate of diminution of sentence for an inmate convicted of a crime of violence; to reduce the percentage of the length of sentence a person convicted of a crime of violence must serve before being eligible for parole; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 212—

BY REPRESENTATIVE WADDELL

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 232—

BY REPRESENTATIVE GEYMAN

AN ACT

To amend and reenact R.S. 14:43(A)(2), relative to simple rape; to clarify provisions regarding simple rape; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 233—

BY REPRESENTATIVE GEYMAN

AN ACT

To repeal R.S. 40:1238.1(B), relative to the sale, distribution, or possession of legend drugs without a prescription; to repeal provisions regarding Carisprodol as a legend drug.

Reported without amendments.

HOUSE BILL NO. 243—

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 15:254.9(B)(1), relative to Plaquemines Parish; to provide with respect to the witness fee fund; to provide for the payment of benefits for employees of the Plaquemines Parish Sheriff's Office; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 264—

BY REPRESENTATIVE WILLMOTT

AN ACT

To amend and reenact R.S. 40:1299.39(A)(1)(a)(ii)(introductory paragraph) and 1299.41(A)(10), relative to medical malpractice; to provide for certain persons to be included in the definition of health care provider under the private and state medical malpractice acts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 271—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 14:102.24, relative to offenses affecting the public generally; to create the crime of unlawfully supplying any product for the purpose of falsifying a screening test; to provide for penalties; to create certain presumptions; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 276—
BY REPRESENTATIVES LEGER, HINES, AND BROSSETT
A JOINT RESOLUTION

Proposing to amend Article I, Section 4(H)(1) of the Constitution of Louisiana, to provide relative to the sale of certain expropriated property; to provide an exception for the sale of property expropriated for the removal of a threat to public health or safety; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 294—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 46:2751(B)(1) and to enact R.S. 46:2751(B)(3), relative to the Juvenile Justice Reform Act Implementation Commission; to provide with respect to the composition of the commission; to provide for the chairmanship of the commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 320—
BY REPRESENTATIVE RICHARDSON
AN ACT

To enact R.S. 15:33, relative to forfeiture; to provide for the confiscation and destruction of items used in the commission of an offense; to provide for exceptions; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 357—
BY REPRESENTATIVE GALLOT
AN ACT

To enact R.S. 35:412, relative to notaries public; to provide for the appointment of certain persons licensed to practice law in Louisiana as notaries public ex officio; to provide for statewide authority; to require bond or insurance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 408—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 14:102.6(A)(2), relative to the seizure and destruction of dogs and equipment used in dogfighting; to authorize certain persons to humanely euthanize dogs seized in connection with dogfighting; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 428—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 14:102.2(C), relative to offenses affecting public sensibility; to provide with respect to the seizure of animals treated cruelly; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 429—
BY REPRESENTATIVE CHANDLER AND SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 37:2554(B) and (D), 2555(B), and 2556(A), relative to court reporters; to provide for qualifications; to provide for definitions; to provide for the appointment of court reporters; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 445—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E) and (G), relative to city courts; to increase the jurisdictional amount in dispute for the City Court of Monroe; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 462—
BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact Code of Criminal Procedure Article 648(A)(2), relative to procedures after a determination of mental capacity or incapacity; to provide for treatment after a determination of mental capacity or incapacity; to provide with respect to inpatient and outpatient treatment for persons charged with certain crimes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 473—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 33:1448(Y), relative to the premium costs of group hospital and health insurance for retired sheriffs and employees of the Bossier Parish Sheriff's Office; to provide for eligibility for payment of premium costs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 497—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 13:4688 and to repeal R.S. 9:2800.7, relative to reporting information concerning actions for offenses and quasi offenses; to provide for the reporting of actions to the judicial administrator of the supreme court; to provide for fees; to repeal provisions requiring reporting of specified information to the commissioner of insurance; to repeal the required categories for reporting monetary damages awarded; to repeal provisions requiring the commissioner of insurance to create an advisory committee; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 524—
BY REPRESENTATIVE LITTLE
AN ACT

To amend and reenact R.S. 14:35.3(G)(1), relative to domestic abuse battery; to delete the provision of law authorizing the court to determine prior convictions of domestic abuse battery; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 525—
BY REPRESENTATIVE FANNIN
AN ACT

To enact R.S. 47:299.21, relative to offset claims against individual income tax refunds; to require the Department of Public Safety and Corrections and the Board of Parole to file such a claim under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 531—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 14:46.2(A), relative to the crime of human trafficking; to amend the elements of the crime of human trafficking; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 570—

BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact Code of Criminal Procedure Article 334.2, relative to bail; to provide with respect to the prohibition of releasing a defendant arrested for a crime of violence on his own recognizance or upon the signature of another person; to provide for technical changes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 624—

BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact Code of Criminal Procedure Article 322(A) and (B) and R.S. 15:85(1), (2), (4), and (7), relative to bail; to require the inclusion of additional information on bail bonds and judgments of bond forfeiture; to provide that a bail bond or judgment of bond forfeiture shall not be set aside for the invalidity or failure to include such information; to provide for the liability of a bail agent representing a surety as an insurance agent; to provide for the reliance on this additional information with respect to judgments of bond forfeiture; to provide that a judgment of bond forfeiture containing inaccurate information shall be deemed ineffective as a judicial mortgage to third parties who rely upon the information; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 702—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact Children's Code Articles 305(A)(1)(b) and (B)(1)(b), 804(3), 841(A) and (C), 855(B)(7), 858(B), 860(A), (B), and (D), and 867(A) and (C) and to enact Children's Code Articles 841(D), 867(E), 869.3(E), and 884.1, relative to the continuous revision of the Children's Code; to provide for divestiture of juvenile court jurisdiction; to provide for criminal court jurisdiction; to provide for definitions; to provide for advice of rights; to provide for notice of a motion to transfer; to provide for sex offender registration and notification requirements; to provide for confidentiality; to provide for informal adjustment agreements; to provide for certain types of medical examinations in motions to transfer and in adjudication hearings; to provide for the report of the sanity commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 773—

BY REPRESENTATIVE ROY
AN ACT

To amend and reenact R.S. 3:17(E), relative to limitations of liability; to provide a rebuttable presumption of nonnegligence for prescribed burnings; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 795—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:587(F), relative to criminal background information; to provide relative to an employer's access to criminal background information of a potential employee; to provide for duties of the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 802—

BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact Civil Code Article 3298(E), relative to mortgages; to provide relative to mortgages securing future obligations; to provide relative to the effects of recordation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 803—

BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 9:2941.1(A), relative to bond for deed contracts; to provide relative to recordation and priority; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 805—

BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 9:4822(E)(2) and (4), relative to privileges under the Private Works Act; to authorize certain persons to sign a notice of termination of work; to provide for successors; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 805 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 13, following "contractor" and before "or" change ":", to ";

HOUSE BILL NO. 808—

BY REPRESENTATIVE TIM BURNS
AN ACT

To enact R.S. 9:5504, relative to liens and privileges; to provide relative to the recordation of liens and privileges; to require the recordation of liens and privileges in certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 825—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 15:541(12)(a), (24), and (25)(c) and to enact R.S. 14:2(B)(42) and (43) and R.S. 15:541(2)(n), relative to crimes involving trafficking; to provide for definitions; to provide with respect to sex offender registration and notification requirements; and to provide for related matters.

Reported without amendments.

June 4, 2010

HOUSE BILL NO. 830—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Civil Code Articles 2374(C) and 2375(C), relative to community property; to provide for the separation of community property; to provide for the procedure; to provide for the effectiveness of a judgment decreeing separation of property; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 834—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Civil Code Article 103.1(1)(c) and (2), relative to judgments of divorce; to provide relative to a protective order; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 896—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 30:2023(A), relative to permits, registrations, variances, and licenses; to provide for the term of a solid waste permit for certain solid waste activities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 945—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 14:68(B) and Code of Criminal Procedure Article 814(A)(26) and (27), relative to the unauthorized use of a movable; to change elements of the crime regarding the value of the movable; to provide changes in responsive verdicts regarding unauthorized use of a movable; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 986—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 46:1844(W)(1), relative to rights of victims; to provide relative to rights of minor victims and victims of sex offenses; to provide for protection of identities; to provide for penalties for violating the rights of minor victims and victims of sex offenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1007—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 13:5101(B) and to enact R.S. 13:5106(F), relative to suits against the state; to provide for applicability; to provide for limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1018—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 40:1299.39(E)(1) and 1299.39.1(A)(1)(a), relative to the Malpractice Liability for State Services Act (MLSSA); to provide for malpractice claims of prisoners; to provide for services rendered in a correctional facility; to provide for wrongful death and survival claims; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1155—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 15:541(2)(a) and (24), 542(A)(2) and (3)(a), (B), (F)(2) and (3)(a) and (c), 542.1.3(B)(2), (3), and (4), and (H), and 544(A), (B)(1), (C), (D)(1) and (2), and (E)(2) and to enact R.S. 15:541(2)(n), (12)(c), (25)(l), (31), and (32), 542(A)(3)(h), and 544(D)(4), relative to sex offender registration and notification; to provide relative to sex offender registration and notification requirements; to provide for definitions; to provide relative to sex offender registration and notification procedures; to amend provisions regarding the duration of registration and notification requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1156—
BY REPRESENTATIVES HENRY BURNS, ABRAMSON, ANDERS, ARMES, ARNOLD, BOBBY BADON, BALDONE, BILLIOT, BURFORD, TIM BURNS, CARMODY, CHANDLER, CHANEY, CROMER, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, GUINN, HARRISON, HAZEL, HILL, HOFFMANN, HOWARD, SAM JONES, KATZ, LIGI, LORUSSO, MILLS, MORRIS, RICHARD, RICHARDSON, GARY SMITH, JANE SMITH, TEMPLET, TUCKER, WADDELL, WHITE, AND WILLIAMS
AN ACT

To enact Subpart H of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:359 through 359.13, relative to child custody; to provide for the Military Parent and Child Custody Protection Act; to provide for definitions; to provide for temporary modifications of custody orders; to provide for evidence; to provide duties to disclose certain information; to provide for the appointment of counsel; to provide for attorney fees; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1156 by Representative Henry Burns

AMENDMENT NO. 1
On page 1, line 18, and before "As" delete "A."

HOUSE BILL NO. 1237—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact Code of Criminal Procedure Articles 580 and 709, relative to criminal procedure; to provide relative to time limitations for commencement of a criminal trial; to provide for the suspension of time limitations; to provide for continuances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1261— (Substitute for House Bill No. 17 by Representative Ligi)
BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact Code of Civil Procedure Articles 925(A)(2) and 1672(C) and to enact Code of Civil Procedure Article 3955, relative to procedures for divorce; to provide for the filing of a declinatory exception; to provide for the dismissal of an action; to provide for service of an Article 102 divorce petition; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1272—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 40:1379.3(H)(2) and to enact R.S. 40:1379.3(D)(3), relative to concealed handgun permits; to increase the period of time in which a concealed handgun permit

is valid; to provide with respect to costs and fees; to provide with respect to the adoption of rules for certain permits; to authorize the use of fixed-case marking projectiles for handgun competency training; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1286—
BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact R.S. 36:4(B)(1)(dd), 801.1(A), and 802.3 and R.S. 40:1299.44(A)(1) and (5)(d), (e), and (f) and (D)(1)(a), relative to the Patient's Compensation Fund and the Patient's Compensation Fund Oversight Board; to provide for the organization of the executive branch of government; to provide for the deposit and investment of the Patient's Compensation Fund; to provide that the Patient's Compensation Fund and the Patient's Compensation Fund Oversight Board shall not be budget units of the state; to provide for the submission of an annual budget to certain legislative committees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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 tobaccoconists; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1322—
BY REPRESENTATIVES BARROW, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, LAMBERT, AND WILLIAMS
AN ACT

To enact R.S. 30:2415(H), relative to recycling; to require certain state agencies to adopt solid waste reduction and recycling programs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1324—
BY REPRESENTATIVE RICHMOND
AN ACT

To repeal R.S. 38:301(C)(2)(e), relative to compensation in expropriation proceedings; and to repeal certain procedures for obtaining compensation in expropriation proceedings.

Reported without amendments.

HOUSE BILL NO. 1361—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:321(D) and 323(A) and (B) and to enact R.S. 15:323(G), relative to the Louisiana Sentencing Commission; to provide for evaluation of sentencing structure; to provide for membership of the commission; to provide for the appointment of a proxy; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1412—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 15:571.36, relative to electronic monitoring equipment; to require the Department of Public Safety and Corrections to develop policies and procedures for the availability, storage, and use of the equipment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1435—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Children's Code Article 311(A)(1)(introductory paragraph) and (B)(1)(introductory paragraph), R.S. 13:1401(A)(1) and 1621(A)(3), and R.S. 46:236.2(A)(2) and (B)(2), and to repeal R.S. 13:1621(B) and (C), relative to jurisdiction; to provide for the exclusive jurisdiction of the East Baton Rouge Parish Family Court; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1459— (Substitute for House Bill No. 533 by Representative Mills)
BY REPRESENTATIVE MILLS
AN ACT

To enact Code of Criminal Procedure Article 573.1, relative to time limitations for initiating prosecutions; to provide relative to time limitations in which to institute prosecution for the crime of exploitation of the infirmed; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1476— (Substitute for House Bill No. 1258 by Representative Harrison)
BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 30:2154(B)(9) and to repeal R.S. 30:2157 and 2157.1, relative to providing for permits, licenses, registrations, variances, or compliant schedules issued by the Department of Environmental Quality; to provide for emergency response standards; to provide for certification of certain abilities of local fire departments; to provide for the emergency response standards of certain solid waste facilities; and to provide for related matters.

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.

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

June 3, 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. 981	HB No. 1388	HB No. 1488
HB No. 971	HB No. 1171	HB No. 1363
HB No. 1457	HB No. 1489	HB No. 1491
HB No. 57	HB No. 1423	HB No. 287

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HB No. 389	HB No. 1008	HB No. 1011
HB No. 1262	HB No. 1371	HB No. 1490
HB No. 1453		

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

**House Bills and Joint Resolutions
on First Reading**

HOUSE BILL NO. 57—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 37:3521(B), relative to private investigators; to provide for increased penalties; and to provide for related matters.

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

HOUSE BILL NO. 287—
BY REPRESENTATIVE CORTEZ
AN ACT

To enact R.S. 46:1427, relative to child care facilities and child-placing agencies; to provide with respect to licensure; to provide for an exception for certain religious organizations; and to provide for related matters.

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

HOUSE BILL NO. 389—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 33:4071(A) and to repeal R.S. 33:4072, relative to Orleans Parish; to provide relative to the sewerage and water board of New Orleans; to change the membership of the board; to provide relative to the terms and removal of board members; and to provide for related matters.

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

HOUSE BILL NO. 971—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 40:16.3, relative to state property; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease the John J. Hainkel, Jr., Home and Rehabilitation Center to the New Orleans Home for the Incurables; to specify certain terms and conditions of the lease; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease property at Southeast Louisiana Hospital to Beacon Behavioral Health; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 981—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

To enact R.S. 51:933, relative to economic development; to require any business that receives a monetary incentive from the state to secure its presence in this state to enter into a cooperative endeavor agreement with the state; to provide for the minimum content of the cooperative endeavor agreement; and to provide for related matters.

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

HOUSE BILL NO. 1008—
BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 9:2800.17, relative to property and casualty insurance claims payment; to provide for damages for the diminution in the value of a motor vehicle after an accident; and to provide for related matters.

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

HOUSE BILL NO. 1011—
BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 22:1892(B)(5), relative to property and casualty insurance claims payment; to provide for the adjustment and settlement of first-party motor vehicle total losses; to provide a definition; and to provide for related matters.

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

HOUSE BILL NO. 1171—
BY REPRESENTATIVES TUCKER, ARNOLD, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HINES, HOFFMANN, KATZ, LABRUZZO, LIGI, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN
AN ACT

To amend and reenact R.S. 17:3386(A) and (D) and to enact R.S. 17:3139 and 3386(E), relative to public postsecondary education; to provide for the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide for performance agreements between the Board of Regents and public postsecondary education institutions; to provide for the effectiveness, review, revocation, and renewal of such agreements; to provide for autonomies granted to institutions that enter into such agreements; to require specified performance objectives to be met as part of such agreements; to provide for monitoring and reporting by the Board of Regents; to exempt certain institutions from requirements relative to the use of surplus funds and the carrying forward of certain state general funds; and to provide for related matters.

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

HOUSE BILL NO. 1262—
BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact R.S. 37:922(A) and to enact R.S. 37:918(21), relative to the Louisiana State Board of Nursing; to provide for hearings; to provide for records sharing; and to provide for related matters.

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

HOUSE BILL NO. 1363—
BY REPRESENTATIVE KLECKLEY
AN ACT

To enact R.S. 33:2481.4 and 2541.1, relative to the municipal police civil service; to authorize the municipal governing authority to create the position of deputy chief of police; to provide that the position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to the qualifications, duties, and responsibilities for such position; to provide relative to resignation from the position and return to the classified police service; and to provide for related matters.

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

HOUSE BILL NO. 1371—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 46:153.3.1, relative to medication therapy management; to provide for legislative findings; to provide for consideration of a Medicaid medication therapy management program; to provide for authority for the Department of Health and Hospitals to promulgate rules and regulations if the department implements a Medicaid medication therapy management program to provide for consideration of minimum requirements of the rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1388—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 37:3273(B) and to enact R.S. 37:3272(A)(20) and (21) and 3286(E), relative to private security; to define part-time event security employee; to define special event; to provide for membership on the Louisiana State Board of Private Security Examiners; to authorize a maximum fee charged to businesses that employ part-time event security employees; and to provide for related matters.

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

HOUSE BILL NO. 1423—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 9:1121.104, relative to condominiums; to provide for attorney fees in 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. 1453—

BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 40:1299.39(A)(1)(a)(iv)(dd) and 1299.41(K), relative to medical malpractice; to exclude health care providers performing elective abortions from coverage under the Medical Malpractice Act and the Medical Malpractice Act for State Services; and to provide for related matters.

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

HOUSE BILL NO. 1457—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 9:2347(M), R.S. 39:996, and R.S. 51:1160 and to enact R.S. 39:1002, relative to payments in lieu of taxes, fees, and charges paid by a lessee to a political subdivision, industrial development board, or certain public trust; to provide that certain payments, fees, and charges paid by a lessee to a political subdivision, industrial development board, or certain public trust under certain circumstances shall be statutory impositions; and to provide for related matters.

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

HOUSE BILL NO. 1488— (Substitute for House Bill No. 532 by Representative Lorusso)

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 24:513(A)(1)(b)(iv), relative to not-for-profit organizations; to provide relative to the powers and duties of the legislative auditor; 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.

HOUSE BILL NO. 1489— (Substitute for House Bill No. 1151 by Representative Johnson)

BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 32:1264.1, relative to the distribution and sale of motor vehicles; to require that a notice regarding recalls be given to a prospective buyer prior to the purchase of a new motor vehicle; and to provide for related matters.

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

HOUSE BILL NO. 1490— (Substitute for House Bill No. 200 by Representative Connick)

BY REPRESENTATIVES CONNICK, GISCLAIR, LABRUZZO, LIGI, LOPINTO, LORUSSO, AND TALBOT AND SENATOR QUINN

AN ACT

To enact R.S. 38:2212.8 and Chapter 24 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2181 and 2182, relative to procurement; to allow for the prohibition of certain convicted felons from participating in the contract and procurement process; and to provide for related matters.

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

HOUSE BILL NO. 1491— (Substitute for House Bill No. 1399 by Representative Downs)

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(introductory paragraph), (iii), (vi), (viii), (xii), and (xiii), relative to academic standards for a Taylor Opportunity Program for Students award; to provide relative to the high school core curriculum requirements for certain students to be eligible for an Opportunity, Performance, or Honors award; to provide applicability; to provide effectiveness; 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.

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 3, 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. 215

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVES BURRELL, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN,

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HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLOREY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, AND WALSWORTH

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to direct available federal funding and resources for the purpose of enhancing the monetary and workforce values to investors or manufacturers who may be interested in utilizing the existing facilities and workforce at the General Motors/Motors Liquidation Assembly Facility.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Alario, Amedee, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Erdey and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Adley, Dorsey, Duplessis and their corresponding counts.

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

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 28— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 18:435(A), relative to poll watchers; to provide that candidates for certain elective offices are entitled to have "super watchers" who shall be admitted to any precinct in the designated parish or district where the office the candidate seeks is voted on in a primary or general election; to provide for qualifications, powers, and duties of "super watchers"; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 28 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, delete "have "super watchers"" and insert "a "super watcher""

AMENDMENT NO. 2

On page 1, line 4, after "parish" delete "or district"

AMENDMENT NO. 3

On page 1, line 6, delete "of "super watchers"" and insert "of a "super watcher""

AMENDMENT NO. 4

On page 2, delete lines 9 through 23 and insert the following:

"(2) In addition to the watchers provided for in Paragraph (1), each candidate in a parish containing a municipality with a population of four hundred seventy-five thousand or more may designate one watcher as a "super watcher" who shall have the qualifications, powers, and duties of watchers provided for by R.S. 18:427, and who shall be admitted as a watcher in every precinct in the designated parish where the office the candidate seeks is on the ballot in the primary and general election. The selection of the super watcher shall be made in the same manner as for watchers set forth in this Section."

AMENDMENT NO. 5

On page 2, line 24, change "(4)" to "(3)"

AMENDMENT NO. 6

On page 3, line 2, change "(5)" to "(4)"

AMENDMENT NO. 7

On page 3, after line 4, insert

"Section 2. This act shall become effective on January 1, 2011."

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

SENATE BILL NO. 238— BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 46:2521, 2525(B)(1), (C) and (D)(1) through (12), and to repeal R.S. 46:2525(D)(13), and R.S. 49:210.1, relative to the organization of the executive branch of state government; to provide relative to the governor's office on women's policy; to provide relative to the Louisiana Women's Policy and Research Commission; and to provide for related matters.

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 44—

BY REPRESENTATIVES KLECKLEY AND ABRAMSON

AN ACT

To enact R.S. 22:2317, relative to property insurance; to require that insurers include certain information relative to refund of certain surcharges, market equalization charges, or other assessments levied by the Louisiana Citizens Property Insurance Corporation with policies sent to insureds; and to provide for related matters.

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

HOUSE BILL NO. 140—

BY REPRESENTATIVE LITTLE

AN ACT

To amend and reenact R.S. 32:297.1 and R.S. 47:462(A)(introductory paragraph) and (1) and (B)(3)(a)(introductory paragraph) and to enact R.S. 47:462(D), relative to mini-trucks; to remove restrictions on the use of mini-trucks on state roads and highways; to require the office of motor vehicles to register mini-trucks; to provide for the definition of mini-truck; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 140 by Representative Little

AMENDMENT NO. 1

On page 1, delete lines 2 through 6 and insert the following:
"To enact R.S. 32:299.2 and to repeal R.S. 32:297.1, relative to off-road vehicles; to provide relative to mini-trucks; to provide for registration of mini-trucks; to authorize operation of mini-trucks on certain highways of this state under certain circumstances; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 8 through 20 and delete page 2 and on page 3, delete lines 1 through 14, and insert the following:

"Section 1. R.S. 32:299.2 is hereby enacted to read as follows:

§299.2. Off-road vehicles; mini-trucks

A. A mini-truck may be operated upon a highway of this state where the posted speed limit is fifty-five miles per hour or less except an interstate or controlled access highway or a multi-lane divided highway which has partial or no control of access.

B. Subject to Subsection A of this Section, a mini-truck operated upon a highway of this state shall be equipped with head lamps, front and rear turn signal lamps, tail lamps, stop lamps, an exterior mirror mounted on the driver's side of the vehicle and either an exterior mirror mounted on the passenger's side of the vehicle or an interior mirror, a parking brake, a windshield wiper, speedometer, odometer, braking for each wheel, a seat belt assembly installed at each designated seating position, and a vehicle identification number.

C. Any mini-truck operated upon a highway of this state shall register as an off-road vehicle and shall display a decal issued by the office of motor vehicles. The office of motor vehicles may require presentation of a notarized translation of a mini-truck title presented in a foreign language, if necessary. The translation shall be provided at the expense of the applicant.

D. No mini-truck shall be operated upon a highway of this state by an unlicensed driver.

E. Any mini-truck operated upon a highway of this state shall have liability insurance with the same minimum limits as required by the provisions of R.S. 32:900(B).

F. As used in this Section, "mini-truck" shall mean any four-wheeled, reduced dimension truck that may not have a National Highway Safety Administration classification, with a top speed of sixty-five miles per hour, equipped with a truck bed or compartment for hauling, and having an enclosed passenger cab.

G. The Department of Public Safety and Corrections, office of motor vehicles, shall adopt rules and regulations in accordance with the Administrative Procedure Act, subject to oversight by the House and Senate committees on transportation, highways, and public works, as necessary to implement the provisions of this Section.

H.(1) Nothing contained in this Section shall be construed to prohibit the Department of Transportation and Development from prohibiting the operation of any mini-truck upon any state highway under its jurisdiction if the department determines that such prohibition is necessary for the safety of the motoring public.

(2) Nothing contained in this Section shall be construed to prohibit parish or municipal governments from prohibiting the operation of any mini-truck upon any parish or municipal road or highway under its jurisdiction if such parish or municipal government

determines that such prohibition is necessary for the safety of the motoring public.

Section 2. R.S. 32:297.1 is hereby repealed."

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

HOUSE BILL NO. 239—

BY REPRESENTATIVE KLECKLEY

AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and to enact R.S. 22:572.1 and 572.2, relative to company-produced insurance anti-fraud plans; to require each authorized insurer and health maintenance organization to produce and maintain such a plan; to provide for minimum requirements of such plans; to provide for the authority of the commissioner of insurance to review, investigate, and order modification of such plans; to authorize summary reports; to provide for confidentiality; to provide for certain statistical reports; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 239 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 2, after "R.S.22:572.1", delete "and 572.2"

AMENDMENT NO. 2

On page 1, lines 7 and 8, delete "to provide for certain statistical reports;"

AMENDMENT NO. 3

On page 1, line 10, delete "and 572.2 are" and insert "is"

AMENDMENT NO. 4

On page 3, line 18, after "subpoena", insert a period "." and delete the remainder of the line in its entirety.

AMENDMENT NO. 5

On page 3, delete lines 19 through 29 in their entirety.

AMENDMENT NO. 6

On page 4, delete lines 1 through 11 in their entirety.

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

HOUSE BILL NO. 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.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 244 by Representative Kleckley

AMENDMENT NO. 1

On page 5, line 16, after "March" change "30" to "23".

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AMENDMENT NO. 2

On page 5, line 21, after "September" change "1" to "23" and after "2010," delete the remainder of the line and lines 22 through 25 in their entirety.

AMENDMENT NO. 3

On page 6, line 2, after "grandchild" delete "until" and insert "under".

AMENDMENT NO. 4

On page 6, line 3, after "are no" delete "dependents" and insert "dependent children".

AMENDMENT NO. 5

On page 6, delete line 11 and insert in lieu thereof the following: "days beginning on September 23, 2010 to include a child or grandchild under the".

AMENDMENT NO. 6

On page 6, line 26, after "grandchild" delete "until" and insert "under".

AMENDMENT NO. 7

On page 6, line 29 after "grandchildren" change "until" to "under".

AMENDMENT NO. 8

On page 7, line 5, after "March" change '30' to "23".

AMENDMENT NO. 9

On page 7, at the end of line 10, after "September" change "1" to "23".

AMENDMENT NO. 10

On page 7, line 11, after "2010," delete the remainder of the line and lines 12 through 14 in their entirety.

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

HOUSE BILL NO. 261—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 49:191(4)(f) and to repeal R.S. 49:191(3)(n), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 262—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 49:191(4)(f) and to repeal R.S. 49:191(3)(m), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 284—

BY REPRESENTATIVE KLECKLEY

AN ACT

To amend and reenact R.S. 22:584(D)(1), relative to domestic insurers; to provide with respect to investment in securities by such insurers; and to provide for related matters.

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

HOUSE BILL NO. 309—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 43:31(B)(2) and to enact R.S. 43:31(B)(3), relative to public printing; to impose certain restrictions on public printing; to limit certain exemptions from certain public printing requirements; to require certain reports; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 318—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 43:31.1, relative to public printing; to provide relative to needs assessments for printed matter; to require certain information in the needs assessment; and to provide for related matters.

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

HOUSE BILL NO. 351—

BY REPRESENTATIVES CONNICK AND WOOTON AND SENATOR ALARIO

AN ACT

To designate Leo Kerner/Lafitte Parkway on Louisiana Highway 3134 in Jefferson Parish from the intersection with Barataria Boulevard in Marrero to the Jean Lafitte Tourist Information Center as a Blue Star Memorial Highway.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 351 by Representative Connick

AMENDMENT NO. 1

On page 1, line 6, after "Development" delete the remainder of the line and delete lines 7 and 8 and insert the following: "shall designate the Leo Kerner/Lafitte Parkway on Louisiana Highway 3134 in Jefferson Parish from its intersection with Barataria Boulevard in Marrero to the Jean Lafitte Tourist Information Center as a Blue Star Memorial Highway.

Section 2. The Department of Transportation and Development is hereby authorized to place a Blue Star Memorial Highway monument along this route as designated in Section 1 of this Act, to honor all veterans who have served, are serving, or will serve in the armed forces of the United States."

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

HOUSE BILL NO. 364—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 4:251(C), relative to Horsemen's Workers' Compensation Insurance Program; to provide for a reporting date for the annual audited financial statement due to the commissioner of insurance; and to provide for related matters.

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

HOUSE BILL NO. 435—

BY REPRESENTATIVE PUGH

AN ACT

To enact R.S. 37:1464(C)(4), relative to the Real Estate Research and Education Fund; to authorize additional use of monies in the Real Estate Research and Education Fund; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 436—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 37:842(A)(1), 848(C), and 872(B)(1), relative to licenses issued by the Louisiana State Board of Embalmers and Funeral Directors; to repeal the licensure requirement that a funeral director be a resident of Louisiana; to repeal the licensure requirement that a crematory retort operator be a resident of Louisiana; to require funeral directing or embalming businesses to be licensed Louisiana establishments; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 440—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 37:796(E) and (F), relative to the Louisiana State Board of Dentistry; to establish a deadline for the adoption of rules by the Louisiana State Board of Dentistry; to provide for the removal of board members for the failure to timely adopt rules relating to the provision of dental services at mobile dental clinics and locations other than the dental office; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 440 by Representative Mills

AMENDMENT NO. 1

On page 1, line 2, after "37:796(E)" and before ", relative" delete "and (F)"

AMENDMENT NO. 2

On page 1, delete lines 4 through 6 in their entirety and insert "Dentistry; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 8, after "37:796(E)" and before "hereby" delete "(F) are" and insert "is"

AMENDMENT NO. 4

On page 1, delete lines 15 through 18 in their entirety

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

HOUSE BILL NO. 451—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 37:831(11), (40), and (72) and 846(A)(introductory paragraph), (2), and (3), relative to solicitation by funeral homes; to define "capper", "steerer", or "runner"; to define "funeral goods and services"; to define "solicitation"; to authorize the imposition of sanctions or fines;

to prohibit solicitation by funeral home directors; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 472—

BY REPRESENTATIVE MONTUCET

AN ACT

To enact R.S. 38:2212.8 and Chapter 24 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2181 and 2182, relative to procurement; to prohibit public entities from contracting with dealers who do not possess a valid dealer license issued by the Louisiana Motor Vehicle Commission; to require proof of certain dealers licenses; and to provide for related matters.

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

HOUSE BILL NO. 590—

BY REPRESENTATIVE KLECKLEY

AN ACT

To amend and reenact R.S. 40:1568(B) and to enact R.S. 40:1568(D), relative to the state fire marshal; to provide the state fire marshal with the authority to issue subpoenas, summon witnesses, and administer oaths and affirmations when investigating fires of suspicious origin; to require fire marshal employees to serve any process that is issued by the state fire marshal when investigating fires of suspicious origin; to provide that a person who fails to properly answer a subpoena issued by the state fire marshal shall be punishable by the judge as contempt; to authorize the judge to enforce obedience by fine, imprisonment, or both; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Re-Engrossed House Bill No. 590 by Representative Kleckley

AMENDMENT NO. 1

On page 2, line 18, change "shall" to "may"

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

HOUSE BILL NO. 619—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 22:1046(C), (F), and (H), relative to group health and accident insurance policies; to provide with respect to state continuation of such group health and accident insurance coverage upon termination of employment, including determining whether dependents are covered under continuation, extending the timeframe for election of continuation, and providing with respect to the notification of election of continuation; and to provide for related matters.

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

HOUSE BILL NO. 631—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 18:564(B)(5)(b) and 1309.3(B)(4)(b), relative to assistance in voting; to provide procedures for assisting certain voters on election day and during early voting;

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to repeal the requirement that a person assisting such a voter present certain identification; and to provide for related matters.

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

HOUSE BILL NO. 698—
BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 22:1892.1, relative to automobile insurance; to provide with respect to the use of arbitration or any other type of binding mediation by automobile insurers for certain purposes; and to provide for related matters.

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

HOUSE BILL NO. 706—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 22:2302(A), relative to the Louisiana Citizens Property Insurance Corporation; to require such corporation to provide certain information to applicants for coverage; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 706 by Representative Abramson

AMENDMENT NO. 1
On page 1, line 2, between "R. S. 22:2302(A)" and the comma ",", insert the following: "and to enact R.S. 22:1335(C)"

AMENDMENT NO. 2
On page 1, line 4, between "coverage;" and "and to provide" insert the following: "to require a producer to provide a list of entities writing homeowner's insurance in a locality under certain circumstances;"

AMENDMENT NO. 3
On page 1, line 6, between "reenacted" and "to" insert the following: "and R.S. 22:1335(C) is hereby enacted"

AMENDMENT NO. 4
On page 1, between lines 6 and 7, insert the following:
"§1335. Homeowner's insurance; cancellation, nonrenewal
* * *

C. If a producer does not renew a homeowner's insurance policy and is suggesting that the insured seek coverage from the Louisiana Citizens Property Insurance Corporation, the producer shall provide the insured a list, from the website of the Department of Insurance, of those producers and insurers who are writing homeowner's insurance in the same locality.
* * *

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

HOUSE BILL NO. 722—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 24:173(A) and R.S. 25:125(A), relative to the distribution of Acts of the legislature by the secretary of state; to remove certain entities from the distribution list; to modify the number of copies distributed; and to provide for related matters.

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

HOUSE BILL NO. 797—
BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 46:2625(A)(2) and (E)(2) and to enact R.S. 22:1856(F) and R.S. 37:1241(A)(23), relative to the payment and collection of Medicaid provider fees on prescription drugs; to clarify the responsibility of insurers and other third parties to pay the provider fees on prescription drugs; to provide for penalties for noncompliant pharmacies; to provide for penalties for noncompliant insurers and third-party providers; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 797 by Representative LeBas

AMENDMENT NO. 1
On page 1, line 4, after "parties" and before "to" insert "with respect"

AMENDMENT NO. 2
On page 1, line 5, before "the provider" delete "pay" and insert "the payment of"

AMENDMENT NO. 3
On page 1, line 13, after "shall" delete the remainder of the line and insert the following: "include a listing of out-patient prescription fees described in R.S. 46:2625 (A)(1)(c) on the remittance advice provided to pharmacies as provided in Subsection (C) of this Section."

AMENDMENT NO. 4
On page 1, delete line 14 in its entirety

AMENDMENT NO. 5
On page 2, line 19, after "shall be" delete the remainder of the line and insert "shown in the remittance advice provided"

AMENDMENT NO. 6
On page 2, line 20, before "to the" delete "rate"

AMENDMENT NO. 7
On page 2, line 21, after "provider." insert "Nothing herein shall be construed to require an insurer or other third-party provider that includes such prescription fees in its total reimbursement to a pharmacy to pay any additional amount for such prescription fees."

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

HOUSE BILL NO. 944—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 40:1629(A)(introductory paragraph) and (C), relative to cigarettes; to require certification to the attorney general of compliance with the "Cigarette Fire Safety and Firefighter Protection Act"; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 960—
BY REPRESENTATIVE BURFORD
AN ACT

To amend and reenact R.S. 37:2504(F), relative to fees and costs which may be imposed by the Board of Examiners for Nursing Facility Administrators; to provide for the process by which the board may establish fees and costs; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 960 by Representative Burford

AMENDMENT NO. 1

On page 1, delete lines 10 through 20 in their entirety and insert the following:

"F. The board is authorized to establish fees and costs to be imposed for the purpose of implementing and enforcing the provisions of this Chapter. Notwithstanding any other provision of this Chapter, the fees and costs established by the board shall not be less nor more than the range created by the following schedule:

(1) Miscellaneous fees and costs:	Minimum	Maximum
(a) Photocopies of documents/page	\$50	\$2.00
(b) Administrator address labels/page	\$1.50 <u>4.00</u>	\$4.00 <u>8.00</u>
(c) Handling and mailing per page	\$1.00 <u>2.00</u>	\$4.00 <u>6.00</u>
(d) Certification of document as true copy	\$5.00 <u>10.00</u>	\$10.00 <u>15.00</u>
(e) Directory of administrators	\$5.00 <u>15.00</u>	\$10.00 <u>20.00</u>
(f) Seminars (per hour of instruction)	\$30.00	\$45.00 <u>50.00</u>
(g) Rules and regulations book	\$10.00 <u>15.00</u>	\$20.00 <u>30.00</u>
(h) Continuing education sponsor(per CEU)	\$15.00	\$30.00 <u>40.00</u>
(i) Continuing education provider	\$500.00 <u>600.00</u>	\$1,000.00 <u>1200.00</u>
(j) Request for CEU approval (vendor)	<u>\$50.00</u>	<u>\$80.00</u>
(k) Request for CEU approval (applicant)	<u>\$25.00</u>	<u>\$75.00</u>
(2) Licenses, registrations, and examinations for administrator:		
(a) Application packet	\$30.00 <u>50.00</u>	\$50.00 <u>100.00</u>
(b) Application fee	\$250.00 <u>500.00</u>	\$500.00 <u>1000.00</u>
(c) State exam fee	\$50.00 <u>100.00</u>	\$100.00 <u>200.00</u>
(d) Annual registration fee	\$200.00 <u>350.00</u>	\$375.00 <u>700.00</u>
(e) Delinquent fee	\$25.00 <u>150.00</u>	\$150.00 <u>300.00</u>
(f) Reciprocity fee (to Louisiana)	\$125.00	\$225.00
(g) Reciprocity fee (to another state)	<u>\$25.00</u>	<u>\$50.00</u>
(h) Initial registration fee	\$125.00 <u>225.00</u>	\$225.00 <u>400.00</u>
(i) Replace license	\$25.00	\$75.00 <u>100.00</u>
(j) Replace registration certificate or second copy	\$5.00	\$25.00
(k) Replace license care card	\$3.00 <u>5.00</u>	\$15.00 <u>25.00</u>
(l) Failure to maintain current information	<u>\$50.00</u>	<u>\$100.00</u>
(m) NSF fee	<u>\$25.00</u>	<u>\$50.00</u>

AMENDMENT NO. 2

On page 2, delete lines 1 through 21 in their entirety

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

HOUSE BILL NO. 1042—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 32:1720.1, relative to stored motor vehicles; to provide that a hold harmless agreement between a holder of a lien on a motor vehicle and a storage facility or a repair or body shop shall not require notarization; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1047—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 22:1574, relative to insurance; to create the Bail Bond Apprentice Program; to provide for oversight; to provide for apprenticeship; to provide for maintenance of records; to provide for qualifications and requirements; to provide for notification; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1047 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 16 delete "twelve" and insert "six"

AMENDMENT NO. 2

On page 1, line 18, delete "twelve." and insert "six."

AMENDMENT NO. 3

On page 1, line 19, delete "thirty" and insert "twenty-four"

AMENDMENT NO. 4

On page 2, line 7, delete "twelve" and insert "six"

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

HOUSE BILL NO. 1058—

BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 6:969.18(G), relative to motor vehicles; to require disclosure of certain fees not required by law charged upon the sale of a motor vehicle; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1058 by Representative Greene

AMENDMENT NO. 1

On page 1, line 13, after "type" and before the colon ":" insert "in the same type and font as all other disclosures"

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

HOUSE BILL NO. 1096—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 32:1728(D)(3), (4), and (5) and 1728.2(D)(introductory paragraph), (F)(introductory paragraph), and (G)(2) and (6) and to enact R.S. 32:1728(D)(6), relative to the disposal of stored motor vehicles; to require a receipt of certificate of mailing to show proof of mailing of notices; to require submission of a photograph of the vehicle prior to disposal; to provide for the inspection of a stored motor vehicle prior to disposal; to require applications for crushing vehicles to be completed in a format specified by the Department of Public Safety and Corrections; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1125—

BY REPRESENTATIVE WILLIAMS
AN ACT

To enact R.S. 32:202 and R.S. 47:463.141, relative to special prestige license plates; to provide for the creation and issuance of the "Share the Road" license plate; to provide for fees and distribution of fees; to provide for the promulgation of rules and regulations; to create the Louisiana Bicycle and Pedestrian Safety Fund; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1125 by Representative Williams

AMENDMENT NO. 1

On page 1, line 12, after "shall be" change "a" to "that"

AMENDMENT NO. 2

On page 1, line 13, after "imposed" insert "and dedicated to the fund" and after "47:463.141" insert ", and"

AMENDMENT NO. 3

On page 1, line 15, after "safety" insert "and which are appropriated to the fund"

AMENDMENT NO. 4

On page 2, at the end of line 2, delete "or the" and on line 3, delete "governing authority"

AMENDMENT NO. 5

On page 2, at the end of line 4, delete "or the governing" and on line 5, delete "authority"

AMENDMENT NO. 6

On page 2, delete lines 27 and 28, and insert:
"(3) The standard motor vehicle license tax imposed by Article VII, Section 5 of the Constitution of Louisiana."

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

HOUSE BILL NO. 1137—

BY REPRESENTATIVES WILLIAMS, AUSTIN BADON, BARROW, BURRELL, CARMODY, DIXON, GISCLAIR, GUINN, HINES, ROSALIND JONES, LAFONTA, NORTON, RICHMOND, SIMON, ST. GERMAIN, STIAES, AND WADDELL

AN ACT

To amend and reenact R.S. 17:270(A), R.S. 32:1(48) and (65), 76.1(B), 106, 197(A), 296(A), and 300.2, and R.S. 48:21(B), 163.1(A), (B), (D), (E)(introductory paragraph), (F), (G), and (H), to enact R.S. 32:1(95) through (100), 197(D) and (E), 202, and 300.8, and R.S. 48:1 (24), and to repeal R.S. 32:197(C) and 283 and R.S. 48:163.1(C), relative to bicycles; to revise provisions relative to bicyclists and traffic; to provide for definitions; to provide for construction of bicycle facilities; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1137 by Representative Williams

AMENDMENT NO. 1

On page 1, line 2, at the end of line after "197(A)," insert "283,"

AMENDMENT NO. 2

On page 1, line 5, at the beginning of the line delete "202, and 300.8" and insert "and 203" and on line 5, after "32:197(C)" delete "and 283"

AMENDMENT NO. 3

On page 5, line 17, change "edge" to "shoulder" and after "practicable" insert "when preparing for a left turn"

AMENDMENT NO. 4

On page 5, line 19, at the beginning of the line change "§202" to "§203"

AMENDMENT NO. 5

On page 6, between lines 10 and 11 insert:
"§283. ~~Opening and closing~~ Improper opening or leaving open of vehicle doors

A. No person shall open the any door of a motor vehicle on the side available to moving traffic unless and until it is reasonably safe to do so, nor shall any person leave a door open on the side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers, located on a highway without first taking due precaution to ensure that his act shall not interfere with the movement of traffic or endanger any other person or vehicle.

B. No person shall leave open any door of a motor vehicle located on a highway for a period of time longer than necessary to load or unload passengers.

* * *

AMENDMENT NO. 6

On page 7, delete lines 10 through 15

AMENDMENT NO. 7

On page 9, line 27, after "32:197(C)" delete "and 283"

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

HOUSE BILL NO. 1139—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 47:463.102, relative to the Rotary District 6200 special prestige license plate; to provide for the name; to provide for eligibility; to provide for distribution and use of royalty fees; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1139 by Representative Greene

AMENDMENT NO. 1

On page 1, line 7, delete the "s" on "plates"

AMENDMENT NO. 2

On page 2, line 3, after "license" change "fee" to "tax"

AMENDMENT NO. 3

On page 2, line 6, change "monies" to "money"

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

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 of 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.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1143 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 2, after "and (C)(1), (2)," insert "(3)(a),"

AMENDMENT NO. 2

On page 1, line 3, after "and (5)," insert "and 1142(E)," and after "R.S. 42:1141(C)(4)(f)" delete "and (g)"

AMENDMENT NO. 3

On page 1, line 15, after "and (C)(1), (2)," insert "(3)(a),"

AMENDMENT NO. 4

On page 1, line 16, after "and (5)" insert "and 1142(E)" and after "R.S. 42:1141(C)(4)(f)" delete "and (g)"

AMENDMENT NO. 5

On page 3, delete line 11 and insert the following:

"(3)(a) If the board determines following an investigation that a public hearing should be conducted, the board shall issue charges in a letter sent by certified mail to the person accused of one or more violations. A public hearing shall be conducted to receive evidence relative to the facts alleged in the charges and to determine whether any violation of any provision of law within the jurisdiction of the board has occurred. The public hearing on such charges shall be conducted by the Ethics Adjudicatory Board in accordance with the Administrative Procedure Act and this Part.

* * *

AMENDMENT NO. 6

On page 4, delete lines 27 through 29

AMENDMENT NO. 7

On page 5, delete lines 1 through 12

AMENDMENT NO. 8

On page 5, between lines 21 and 22, insert the following:
"§1142. Appeals

* * *

E. A decision of the Ethics Adjudicatory Board or a panel thereof is a final decision that may be appealed under this Section in the same manner as a decision of the Board of Ethics within thirty days after the mailing of the notice of the decision, or if a rehearing is requested, within thirty days after mailing of the decision on the rehearing.

* * *

AMENDMENT NO. 9

On page 6, line 3, after "violation" insert "which four year period is a preemptive period that may not be interrupted"

AMENDMENT NO. 10

On page 6, between lines 9 and 10, insert the following:

"Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

AMENDMENT NO. 11

On page 6, line 10, change "Section 4." to "Section 5."

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

HOUSE BILL NO. 1162—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 18:1300.2(C)(3), 1300.3(C), 1402(C), 1403, 1405(F), 1406(A) and (D), 1409(A)(1), 1410, and 1411, and to enact R.S. 18:1401(E) and 1404(D), relative to procedures for recall elections; to require certain notifications; to provide for actions contesting the certification of a recall petition; and to provide for related matters.

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

HOUSE BILL NO. 1168—

BY REPRESENTATIVE SCHRODER
AN ACT

To enact R.S. 18:55(F) and 59(M); relative to the compensation of registrars of voters and certain employees of the registrar; to prohibit certain increases during certain time periods; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1189—

BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 32:781(13)(a)(i), 783(F)(3) and (6) and (G), 784(A)(4), 791(A)(1), (B)(1) and (4)(a), (G)(1), and (J), 792(A)(introductory paragraph) and (B)(introductory paragraph), and 802(D), (F), and (G) and to enact R.S. 32:781(17) and (18), 784(A)(5) and (D), and 794, relative to the Louisiana Used Motor Vehicle Commission; to define "used motor vehicle dealer"; to define "public or retail motor vehicle auction"; to define "wholesale motor vehicle auction"; to provide for the sale of a used motor vehicle "as is"; to provide for the commission's power to hold hearings; to establish a license for rental motor vehicle dealers; to authorize off-premises permits; to provide for the Louisiana Used Motor Vehicle Commission Fund; to provide for application procedures; to provide for expiration of licenses; to provide for a bond requirement; to provide for education requirements; to repeal expired provisions; to provide for denial of a license; to authorize revocation or suspension of a license, issuance of a civil fine or penalty, or injunction for certain acts; to provide for wholesale motor vehicle auction violations; to provide for suspension, revocation, or refusal of a license or permit for committing an unlawful action during a wholesale motor vehicle auction; to authorize an injunction or civil fines and penalties for

committing an unlawful action during a wholesale motor vehicle auction; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1189 by Representative Waddell

AMENDMENT NO. 1

On page 1, line 2, change "32:781(13)(a)(i)" to "32:781(7) and (13)(a)(i)"

AMENDMENT NO. 2

On page 1, line 5, change "784(A)(5) and (D)" to "784(A)(5), (D) and (E)"

AMENDMENT NO. 3

On page 2, line 1, change "32:781(13)(a)(i)" to "32:781(7) and (13)(a)(i)"

AMENDMENT NO. 4

On page 2, line 4, change "784(A)(5) and (D)" to "784(A)(5), (D) and (E)"

AMENDMENT NO. 5

On page 2, between line 7 and 8, insert the following:
"(7) "Place of business" means the place owned or leased and regularly occupied by a person, firm, or partnership, corporation, limited liability company, or other entity licensed under the provisions of this Chapter for the principal purpose of selling used motor vehicles, crushing, or compacting used motor vehicles and selling the crushed or compacted vehicle for scrap, or engaging in the business of a dismantler and parts recycler, where the products for sale are displayed and offered for sale, and where the books and records required for the conduct of the business are maintained and kept.

* * *

AMENDMENT NO. 6

On page 4, between lines 25 and 26, insert the following:
"E. A public or retail motor vehicle auction shall not be required to obtain an off-premises permit to auction, via an internet site, a used motor vehicle for a third party which is in the possession of the third party."

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

HOUSE BILL NO. 1200—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 18:103(B)(1), (2), (3)(b), and (4), and (C)(1), (2), (3)(b), and (4), 154(C), 1306(A)(1) and (4) and (B)(1), 1308(A)(2), 1308.2, 1310(A), and 1313(F)(1), (2), (5), (6), and (8) and to enact R.S. 18:1316(C) and 1319, relative to procedures for voter registration and voting for persons in the United States Service and persons residing outside the United States; to provide relative to electronic transmission of certain registration and election materials; to provide procedures for the execution and counting of transmitted election materials; to provide for use of the Federal Write-In Absentee Ballot; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1243—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 38:2214(A), relative to public contracts; to remove the requirement that a public entity include the time and place for bids in its resolution; and to provide for related matters.

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

HOUSE BILL NO. 1268—
BY REPRESENTATIVE BROSSETT
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 distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1292— (Substitute for House Bill No. 718 by Representative Hines)

BY REPRESENTATIVES HINES, ABRAMSON, ARNOLD, AUSTIN, BADON, BALDONE, BILLIOT, TIM BURNS, CARMODY, CONNICK, GISCLAIR, HARDY, HAZEL, HENRY, HOWARD, LABRUZZO, LEGER, LIGI, LORUSSO, NORTON, POPE, PUGH, RICHARD, SCHRODER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, THIERRY, TUCKER, WADDELL, AND WILLMOTT
AN ACT

To enact R.S. 38:2227, relative to bidders on public projects; to provide for persons performing pre-bid services; to prohibit certain contractors from bidding on public projects; to provide for disqualifying crimes; to provide for proof of false attestations; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1292 by Representative Hines

AMENDMENT NO. 1

On page 1, lines 2 and 3, delete "to provide for persons performing pre-bid services;"

AMENDMENT NO. 2

On page 1, line 8, delete "persons performing pre-bid" and delete line 9

AMENDMENT NO. 3

On page 1, line 11, after "require" delete "each person performing pre-bid services and"

AMENDMENT NO. 4

On page 1, line 15, after "Section." delete the remainder of the line and on line 16, delete "and each" and insert "Each"

AMENDMENT NO. 5

On page 2, line 4, at the end of the line delete "from" and on line 5, delete "participating in any pre-bid services"

AMENDMENT NO. 6

On page 2, line 12, delete "from participating in any" and on line 13, delete "pre-bid services"

AMENDMENT NO. 7

On page 3, line 4, delete "prima facie"

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

HOUSE BILL NO. 1321—

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 9:1105, relative to storage tanks; to provide for certain rights relative to the placement of certain storage tanks; to provide for an exemption; to provide for preemption; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1321 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, delete line 9, and insert "propane on his property to function"

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

HOUSE BILL NO. 1339—

BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 32:405.1 and 407(A)(3), (4), and (5), to enact R.S. 32:407(A)(6), and to repeal R.S. 32:407(E), relative to driver's licenses for minors; to provide additional requirements and restrictions for driver's licenses for minors; and to provide for related matters.

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

HOUSE BILL NO. 1347—

BY REPRESENTATIVE DIXON AND SENATORS MCPHERSON AND B. GAUTREAUX
AN ACT

To amend and reenact R.S. 51:61, 64, and 65, relative to foreign trade zones; to provide for a board making an application to be designated as a foreign trade zone; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1350—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 9:3514(B), relative to the Louisiana Consumer Credit Law; to require disclosure of applicable fees in written consumer credit contracts and agreements; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1418—

BY REPRESENTATIVE FOIL
AN ACT

To enact R.S. 32:1735.1, relative to storage of motor vehicles; to allow law enforcement agencies to place holds on motor vehicles stored at a licensed storage facility; to provide for notification; to provide for payment of the storage of the motor vehicle; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1418 by Representative Foil

AMENDMENT NO. 1

On page 1, line 11, change "ten" to "fourteen"

AMENDMENT NO. 2

On page 1, line 17, after "company" insert ", provided that the storage facility has complied with the provisions of R.S. 32:1719 and R.S. 32:1720"

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

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.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1443 by Representative Edwards

AMENDMENT NO. 1

On page 1, line 8, after "contract" delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete lines 9 in its entirety

AMENDMENT NO. 3

On page 1, line 10, before "entered" delete "duration including extensions and renewals,"

AMENDMENT NO. 4

On page 1, line 13, before "during" delete "office of mental health" and insert "Department of Health and Hospitals"

AMENDMENT NO. 5

On page 1, line 15, after "Hospital," and before "Central" delete "and"

AMENDMENT NO. 6

On page 1, line 16, after "Hospital," and before "which" insert "the Pines Treatment Center, and the Red River Treatment Center,"

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AMENDMENT NO. 7

On page 2, after line 26, insert the following:

"Section 3. The department shall not issue a request for proposals prior to securing approval of the House and Senate committees on health and welfare."

AMENDMENT NO. 8

On page 2, at the beginning of line 27, change "Section 3." to "Section 4."

AMENDMENT NO. 9

On page 3, at the beginning of line 3, change "Section 4." to "Section 5."

AMENDMENT NO. 10

On page 3, at the beginning of line 26, change "Section 5." to "Section 6."

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

HOUSE BILL NO. 1467— (Substitute for House Bill No. 1216 by Representative Gallot)

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact Code of Civil Procedure Article 2593, Code of Criminal Procedure Articles 512 and 513, R.S. 3:3501, 3502(1), (4), (11), (15), and (21), 3503(E) and (F)(introductory paragraph), 3504, 3506, 3507, 3508(A), (B), and (C)(2), 3509(A), (C), (D), (F), (G), and (I), 3510(A), (C)(3), (F), (K)(1), and (M), 3511, 3512(E) and (F)(3), 3513(A), (F), (H), (I), (L), and (M)(2), 3514(H), (N), (P), and (Q), 3515(A) and (B)(introductory paragraph), 3517(A) and (B)(introductory paragraph), 3519(A), (C)(2), and (D), 3520(B), 3521(B), 3522(C), 3523(C) and (D), 3524(A), 3525(B), (C), (D), (H), (O), and (P), 3531(introductory paragraph), 3532, 3533(E)(1) and (6), 3534(E) and (F), 3535(C) and (D), 3541(introductory paragraph), 3542, 3543(D)(1) and (3), 3544(A)(3), (C), and (D), 3545(C) and (D), 3551, 3553(A), (B), (C), and (E), 3554(C) and (D), 3555, and 3556, R.S. 11:42(B)(1), (2), (3), (6), (7), (8)(a), and (9), 102(B)(3)(d)(v), (vi), (vii), and (viii), 103(B)(1) and (3)(d) and (e)(i)(bb) and (C)(introductory paragraph), 105(C)(1), 106(C)(1), 247(A)(2) and (3)(b) and (C), 413(3), 446(A)(5)(j) and (E), 542.1.1(E), 701(5)(c)(iii) and (33)(a)(viii) and (xii), 783(A)(3)(e), (C), (D)(1)(b)(ii), (F), (G)(1)(b)(ii), and (I)(1)(b)(ii), 883.3(E), and 1481(1)(a)(iii)(aa), R.S. 12:202.1(D), R.S. 14:67.21(F) and 403.6(A), R.S. 15:574.7(A) and (B)(2)(a), R.S. 17:7(28)(c) and (d), 17.5(D)(1) and (2), 24.10(I)(1)(a)(iii), 53(A), 170.4(C)(2), 183.3(B)(2)(b) and (D)(1)(b)(iii)(cc), 270(A), 416(A)(1)(c)(ii)(cc) and (2)(c), 1206.2(A)(1), 1518.1(I)(3), 1519.17, 1874(D) and (E), 2047(B), 2048.51(C)(14), 2922, 2923(A), 2924(A), 2926(A), 2927(A), 2928(A)(1) and (B), 2929, 2930(A) and (C), 2932(B), 3161, 3165(A)(1), 3983(A)(2)(b) and (3)(b) and (D), 3995(A)(6)(a), 3997(B)(2)(b) and (c)(i) and (ii)(aa), 4012(1), 4020(B), and 4024, R.S. 22:1078(A)(1), R.S. 24:7, 31.4(B)(1), 31.5(A)(4)(a) and (b) and (5) and (C)(1)(a), 52, 55(D)(2) and (E)(2)(a), 101, 107(A), 653(K)(1) and (3), R.S. 27:381(D) and (E), R.S. 29:653, R.S. 30:10.1(B)(3) and 213(A)(2) and 2117(E), R.S. 32:318(F), R.S. 33:322, 2740.52(B), 4710.3(A)(8), 9024(E)(2), 9206(5), 9602(C), and 9614(C), R.S. 35:406(B), R.S. 36:4(B)(1)(a), (b), (c), (d), (e), (j), (k), (l), (m), (q), and (z) and (15), 4.1(D)(14), 209(C)(2), (G), and (P), 254(A)(10)(h), 259(C)(1), (9), (10), (11), (12), and (16), (L), and (O), 509(B), 610(B)(2), 628(C)(1), 642(B) and (D)(1), 651(D)(1), (J), and (Q), 744(D), and 769(F)(2), R.S. 42:1118.1(A) and 1123(13)(a)(i)(dd), R.S. 44:4.1(B)(6) and (7), R.S. 46:56(B)(1), 61(B), 932(10), and 2132(3), and R.S. 49:220.23(A)(1), 220.24(J), and 965.4(4), to enact R.S. 11:701(33)(a)(xiii) and R.S. 36:4(B)(1)(r), (s), and (aa), 259(K), (N), (R), and (BB)(1), 359(B) and (C), 409(K), 610(G), 629(H) and (M), 651(D)(5), (O), and (V), 706(B), 769(K) and (L), R.S. 42:4.1.1, and R.S. 44:1.1, and to repeal

R.S. 11:701(33)(c), R.S. 36:4(B)(10), 259(E)(18), (F)(6), (7), (11), (13), (14), and (17), 409(C)(6) and (I), 651(S) and (T), and 802.11 and R.S. 42:1141(B)(3), relative to the various codal provisions and provisions of the Louisiana Revised Statutes of 1950; to provide for technical corrections to certain codal provisions; to provide for technical corrections to certain Louisiana Revised Statutes; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1467 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "Children's Code Article 310,"

AMENDMENT NO. 2

On page 2, line 5, after "R.S. 32:318(F)" insert "and 808"

AMENDMENT NO. 3

On page 2, between lines 21 and 22, insert the following:

"Section 1. Children's Code Article 310 is hereby amended and reenacted to read as follows:

Art. 310. Jurisdiction under the Uniform Child Custody Jurisdiction and Enforcement Act

A. Unless declined, a court exercising juvenile court jurisdiction shall have exclusive original jurisdiction over cases subject to the provisions of the Uniform Child Custody Jurisdiction and Enforcement Act, pursuant to R.S. ~~13:1701~~ 13:1801 et seq., when in such interstate custody disputes any of the following occur:

(1) A claim of emergency jurisdiction is made pursuant to R.S. ~~13:1702(A)(3)~~ 13:1816.

(2) A petition alleges that a child is in need of care as defined by Title VI.

(3) A petition otherwise alleges facts that would may bring the proceedings within the exclusive original jurisdiction of the juvenile courts pursuant to this Code.

B. The district courts shall have exclusive original jurisdiction over all other claims of jurisdiction under the Uniform Child Custody Jurisdiction and Enforcement Act and claims of emergency jurisdiction when declined by the juvenile court."

AMENDMENT NO. 4

On page 2, at the beginning of line 22, change "Section 1." to "Section 1A."

AMENDMENT NO. 5

On page 3, line 21, after "R.S." and before "141" insert "15:"

AMENDMENT NO. 6

On page 7, line 21, after "R.S." and before "3516" insert "3:"

AMENDMENT NO. 7

On page 8, line 6, after "R.S." and before "3513" insert "3:"

AMENDMENT NO. 8

On page 68, line 5, after "R.S. 32:318(F)" delete "is" and insert "and 808 are"

AMENDMENT NO. 9

On page 68, between lines 16 and 17, insert the following:

"§808. Salvage pools; record keepers

~~A.—D. Repealed by Acts 2007, No. 257, §2.~~

E. A. (1) The owner, manager, or person in charge of a salvage pool or salvage disposal sale shall keep a register of all sales of motor vehicles for three years from the date of sale, showing the make, model, year, body style, vehicle identification number, odometer reading, and the name and address of the seller and buyer.

(2) The register shall be made available for inspection by identified law enforcement officers of the state, parish, or municipality or agents of the commission at the salvage pool or salvage disposal sale business location during regular business hours on business days.

F. B. In the event a bid card is not required in order to purchase a vehicle, a transaction fee of five dollars shall be collected and remitted monthly, electronically or otherwise, and transmitted to the commission by the owner or operator of the salvage pool in connection with the sale of each vehicle."

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

HOUSE BILL NO. 1473— (Substitute for House Bill No. 984 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 40:2133(C), 2133.1, and 2136(C), relative to ambulatory surgical centers; to provide for a definition of a use agreement; to provide authorization for ambulatory surgical centers to enter into use agreements; to provide for promulgation of rules, regulations, and minimum standards; and to provide for related matters.

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

Reconsideration

The vote by which Senate Bill No. 593 failed to pass on Thursday, June 3, 2010, was reconsidered.

SENATE BILL NO. 593—

BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 44:5, relative to public records; to provide for the application of public records law to records of the office of the governor; to provide exceptions; and to provide for related matters.

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

Reconsideration

The vote by which Senate Bill No. 786 failed to pass on Thursday, June 3, 2010, was reconsidered.

SENATE BILL NO. 786—

BY SENATOR QUINN
AN ACT

To enact R.S. 22:1892(E), relative to payment and adjustment of claims for policies other than life and health and accident; to provide relative to payment of certain claims; to provide certain procedures and conditions; to provide for penalties under certain circumstances; and to provide for related matters.

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

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

SENATE RESOLUTION NO. 78—

BY SENATOR MORRELL
A RESOLUTION

To amend and readopt Senate Rule 13.78(B) of the Rules of Order of the Senate relative to testifying before committee hearings.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

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.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**Senate Concurrent Resolutions
to be Adopted, Subject to Call**

Called from the Calendar

Senator Smith asked that Senate Concurrent Resolution No. 8 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATORS SMITH AND ADLEY AND REPRESENTATIVE ELLINGTON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support expansion and use of domestic natural gas and alternative energies, and to urge agencies to operate vehicles using compressed natural gas.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Murray
Alario	Gautreaux N	Nevers
Amedee	Guillory	Peterson
Appel	Hebert	Quinn
Broome	Heitmeier	Riser
Chabert	Kostelka	Shaw
Cheek	Marionneaux	Smith
Claitor	Martiny	Thompson
Crowe	Morrell	Walsworth
Donahue	Morrish	
Erdey	Mount	
Total - 31		

NAYS

Total - 0

ABSENT

Adley	Jackson	McPherson
Dorsey	LaFleur	Michot
Duplessis	Long	
Total - 8		

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

June 4, 2010

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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 electors and provide a ballot proposition.

Motion to Make Special Order

On motion of Senator Marionneaux Senate Bill No. 432 was made Special Order of the Day No. 1 on Tuesday, June 8, 2010.

SENATE BILL NO. 547—

BY SENATOR MARIONNEAUX

AN ACT

To enact Civil Code Article 2315.8, relative to offenses and quasi offenses; to provide for exemplary damages; 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.

SENATE BILL NO. 642—

BY SENATOR MORRELL

AN ACT

To enact Code of Criminal Procedure Art. 334.3(A)(4), relative to bail; to provide for release on bail; to provide for forfeiture or revocation of bail; to provide for procedure; and to provide for related matters.

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

SENATE BILL NO. 807— (Substitute of Senate Bill No. 657 by Senator Hebert)

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 39:1308 and 1310 and to enact R.S. 39:1309(E), relative to local government budgets; to require certain budgetary information to be published on the official Internet website or portal of the district attorney for the Sixteenth Judicial District; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario, Amedee, Appel, Broome, Chabert, Claitor, Crowe, Donahue, Gautreaux N, Guillory, Hebert, Heitmeier, Kostelka, Long, Marionneaux, Martiny, Nevers, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth

Erdey, Gautreaux B, Total - 28

Mount, Murray

NAYS

Total - 0

ABSENT

Mr. President, Adley, Cheek, Dorsey, Total - 11

Duplessis, Jackson, LaFleur, McPherson

Michot, Morrell, Morrish

The Chair declared the bill was passed and ordered it sent to the House. Senator Hebert 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

Senator N. Gautreaux in the Chair

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE SAM JONES

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study reducing the size of the Department of Transportation and Development, rectifying inequities in the distribution of state highway miles among parishes, and empowering local governments through the "right-sizing" of the state highway system.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Concurrent Resolution No. 38 by Representative Sam Jones

AMENDMENT NO. 1

On page 2, line 28, delete "2012" and insert "2011"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Alario, Amedee, Appel, Broome, Chabert, Cheek, Claitor, Donahue, Erdey, Total - 29

Gautreaux B, Gautreaux N, Guillory, Hebert, Heitmeier, Jackson, Kostelka, Long, Marionneaux, Martiny

Morrell, Morrish, Mount, Murray, Nevers, Peterson, Riser, Shaw, Thompson

NAYS

Total - 0

ABSENT

Adley	LaFleur	Smith
Crowe	McPherson	Walsworth
Dorsey	Michot	
Duplessis	Quinn	
Total - 10		

The Chair declared the Senate had concurred in the amended 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.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Appel	Guillory	Nevers
Broome	Hebert	Riser
Chabert	Heitmeier	Shaw
Cheek	Kostelka	Smith
Claitor	Long	Thompson
Crowe	Marionneau	Walsworth
Donahue	Martiny	
Erdey	Morrell	
Total - 28		

NAYS

Murray
Total - 1

ABSENT

Mr. President	Jackson	Peterson
Adley	LaFleur	Quinn
Dorsey	McPherson	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 192—
BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the governor and the attorney general of the state to hastily determine who is at fault and then timely pursue actions against those responsible for the resulting oil spill caused by the explosion that occurred on the rig Deepwater Horizon.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original House Concurrent Resolution No. 192 by Representative Hardy

AMENDMENT NO. 1

On page 1, line 2, delete "urge and request" and insert "direct"

AMENDMENT NO. 2

On page 2, line 16, delete "urge and request" and insert "direct"

On motion of Senator N. Gautreaux, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Erdey	Marionneau
Amedee	Gautreaux B	Martiny
Appel	Gautreaux N	Morrell
Broome	Guillory	Mount
Chabert	Hebert	Nevers
Cheek	Kostelka	Quinn
Crowe	Long	Thompson
Total - 21		

NAYS

Total - 0

ABSENT

Mr. President	Heitmeier	Murray
Adley	Jackson	Peterson
Claitor	LaFleur	Riser
Donahue	McPherson	Shaw
Dorsey	Michot	Smith
Duplessis	Morrish	Walsworth
Total - 18		

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

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 Transportation, Highways and Public Works.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gautreaux N	Mount
Amedee	Guillory	Murray
Appel	Hebert	Quinn
Broome	Heitmeier	Riser
Chabert	Kostelka	Shaw
Cheek	Long	Smith

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Claitor	Marionneaux	Thompson
Crowe	Martiny	Walsworth
Erdey	Morrell	
Gautreaux B	Morrish	
Total - 28		

NAYS

Total - 0

ABSENT

Mr. President	Duplessis	Michot
Adley	Jackson	Nevers
Donahue	LaFleur	Peterson
Dorsey	McPherson	
Total - 11		

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

HOUSE CONCURRENT RESOLUTION NO. 45—

BY REPRESENTATIVE HENRY

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development to study the potential economic impact on barge line, towing, and water transportation companies if the legislature authorized an income and corporation franchise tax credit for ad valorem taxes assessed against such company's public service properties paid to political subdivisions.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gautreaux N	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Chabert	Kostelka	Riser
Cheek	Long	Shaw
Claitor	Marionneaux	Smith
Crowe	Martiny	Thompson
Erdey	Morrell	Walsworth
Gautreaux B	Morrish	
Total - 29		

NAYS

Total - 0

ABSENT

Mr. President	Duplessis	Michot
Adley	Jackson	Peterson
Donahue	LaFleur	
Dorsey	McPherson	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 99—

BY REPRESENTATIVE GUILLORY

A CONCURRENT RESOLUTION

To urge and request all cable and satellite television providers serving the citizens of Louisiana to provide access to all three Louisiana Public Broadcasting channels to their customers.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gautreaux N	Morrish
Amedee	Guillory	Mount
Broome	Hebert	Murray
Chabert	Heitmeier	Nevers
Cheek	Kostelka	Peterson
Claitor	Long	Quinn
Crowe	Marionneaux	Shaw
Erdey	Martiny	Smith
Gautreaux B	Morrell	Thompson
Total - 27		

NAYS

Total - 0

ABSENT

Mr. President	Dorsey	McPherson
Adley	Duplessis	Michot
Appel	Jackson	Riser
Donahue	LaFleur	Walsworth
Total - 12		

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

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE ELLINGTON

A CONCURRENT RESOLUTION

To oppose measures which would require health-related warning labels on wireless devices and packaging or require disclosure of any health-related information about wireless devices at the point of sale.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Guillory	Nevers
Appel	Hebert	Peterson
Broome	Heitmeier	Quinn
Chabert	Kostelka	Riser
Cheek	Long	Smith
Claitor	Marionneaux	Thompson
Crowe	Martiny	Walsworth
Donahue	Morrell	
Erdey	Morrish	
Total - 31		

NAYS

Total - 0

ABSENT

Mr. President	Jackson	Michot
Dorsey	LaFleur	Shaw
Duplessis	McPherson	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVE MICHAEL JACKSON
A CONCURRENT RESOLUTION

To urge and request the Office of Financial Institutions to study the feasibility of creating a state-owned bank and report any findings or recommendations to the legislature prior to the start of the 2011 Regular Session of the Legislature.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original House Concurrent Resolution No. 111 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 2, after "the" and before "Office" insert "Department of Economic Development and the" and after "study the" and before "feasibility" insert "advisability and"

AMENDMENT NO. 2

On page 1, line 8, after "secured bank" and before the semi-colon ";", insert the following: "in 1919, due to the lack of available credit to the state's farmers at that time"

AMENDMENT NO. 3

On page 1, line 14, after "the" and before "Office" insert "Department of Economic Development and the" after "study the" and before "feasibility" insert "advisability and"

AMENDMENT NO. 4

On page 1, line 18, before "commissioner" insert "secretary of the Department of Economic Development and the"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Appel	Morrell	Murray
Broome	Morrish	Peterson
Erdey	Mount	Quinn
Total - 9		

NAYS

Adley	Donahue	Martiny
Alario	Gautreaux B	Nevers
Amedee	Gautreaux N	Riser
Chabert	Hebert	Shaw
Cheek	Heitmeier	Smith
Claitor	Long	Thompson
Crowe	Marionneaux	Walsworth
Total - 21		

ABSENT

Mr. President	Guillory	LaFleur
Dorsey	Jackson	McPherson
Duplessis	Kostelka	Michot
Total - 9		

The Chair declared the Senate failed to concur in the amended House Concurrent Resolution.

Notice of Reconsideration

Senator Broome moved to reconsider on the next Legislative Day the vote by which the amended resolution failed to pass.

Rules Suspended

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

**Senate Resolutions on
Second Reading, Subject to Call**

Mr. President in the Chair

Called from the Calendar

Senator Morrell asked that Senate Resolution No. 78 be called from the Calendar.

SENATE RESOLUTION NO. 78—

BY SENATOR MORRELL
A RESOLUTION

To amend and readopt Senate Rule 13.78(B) of the Rules of Order of the Senate relative to testifying before committee hearings.

Reported favorably by the Committee on Senate and Governmental Affairs.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Original Senate Resolution No. 78 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 3, after "**witness card**" insert "**swearing or**"

On motion of Senator Claitor, the amendments were adopted.

The resolution was read by title. Senator Morrell moved to adopt the amended Senate Resolution to which there was objection.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Martiny
Amedee	Gautreaux B	Morrell
Appel	Gautreaux N	Morrish
Broome	Hebert	Murray
Chabert	Heitmeier	Nevers
Cheek	Jackson	Peterson
Claitor	Kostelka	Quinn

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Crowe Donahue Total - 27	LaFleur Marionneaux	Riser Thompson
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NAYS

Adley Alario Erdey Total - 8	Long Mount Shaw	Smith Walsworth
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ABSENT

Duplessis Guillory Total - 4	McPherson Michot
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The Chair declared the Senate had adopted the amended Senate Resolution.

Rules Suspended

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

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 642 be called from the Calendar.

SENATE BILL NO. 642—
BY SENATOR MORRELL

AN ACT

To enact Code of Criminal Procedure Art. 334.3(A)(4), relative to bail; to provide for release on bail; to provide for forfeiture or revocation of bail; to provide for procedure; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 642 by Senator Morrell

AMENDMENT NO. 1

On page 1, between lines 4 and 5, insert "Be it enacted by the Legislature of Louisiana:"

AMENDMENT NO. 2

On page 1, lines 16-17, following "**shall**" and before "**at**" change "**only be available**" to "**be available only**"

On motion of Senator Marionneaux, 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 Adley	Gautreaux B Gautreaux N	Morrish Mount
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Alario Appel Broome Chabert Cheek Claitor Crowe Donahue Dorsey Erdey Total - 34	Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny Morrell	Murray Nevers Peterson Quinn Riser Shaw Thompson Walsworth
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NAYS

Total - 0

ABSENT

Amedee Duplessis Total - 5	McPherson Michot	Smith
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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.

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

Senator Adley 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. 7—

BY REPRESENTATIVES WADDELL, KATZ, AND LEGER AND SENATORS ADLEY, DORSEY, ERDEY, N. GAUTREAUX, MARIONNEAUX, MORRISH, RISER, AND SHAW
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Appel Broome Chabert Cheek	Gautreaux B Guillory Heitmeier Jackson Kostelka LaFleur Long	Murray Nevers Peterson Quinn Riser Shaw Smith
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Crowe	Marionneaux	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	
Erdey	Mount	
Total - 31		

NAYS

Claitor
Total - 1

ABSENT

Amedee	Hebert	Michot
Duplessis	Martiny	
Gautreaux N	McPherson	
Total - 7		

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

HOUSE BILL NO. 118—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 32:1311(B), relative to motor vehicle inspection; to exempt certain registered antique vehicles from inspection; 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	Mount
Adley	Gautreaux B	Murray
Alario	Guillory	Nevers
Appel	Heitmeier	Peterson
Broome	Jackson	Quinn
Chabert	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Amedee	Hebert	Michot
Duplessis	Martiny	
Gautreaux N	McPherson	
Total - 7		

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.

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.

The bill was read by title. Senator Guillory 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	Guillory	Nevers
Appel	Heitmeier	Quinn
Broome	Jackson	Riser
Chabert	Kostelka	Shaw
Cheek	LaFleur	Smith
Claitor	Long	Thompson
Crowe	Marionneaux	Walsworth
Donahue	Morrell	
Dorsey	Morrish	
Total - 31		

NAYS

Total - 0

ABSENT

Amedee	Hebert	Michot
Duplessis	Martiny	Peterson
Gautreaux N	McPherson	
Total - 8		

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

HOUSE BILL NO. 223—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 33:3819(I), relative to waterworks districts in Calcasieu Parish; to provide for the per diem paid to waterworks district commissioners; to authorize the parish governing authority to authorize an increase in per diem upon request from such a district; 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	Dorsey	Morrell
Adley	Erdey	Mount
Alario	Gautreaux B	Nevers
Appel	Guillory	Peterson
Broome	Heitmeier	Quinn
Chabert	Jackson	Riser
Cheek	Kostelka	Shaw
Claitor	LaFleur	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Total - 30		

NAYS

Total - 0

ABSENT

Amedee	Hebert	Michot
Duplessis	Martiny	Morrish
Gautreaux N	McPherson	Murray
Total - 9		

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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. 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.

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 Morrish
Adley Gautreaux B Mount
Alario Guillory Murray
Appel Heitmeier Nevers
Broome Jackson Peterson
Chabert Kostelka Quinn
Cheek LaFleur Riser
Claitor Long Shaw
Crowe Marionneaux Smith
Donahue Michot Thompson
Dorsey Morrell Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Amedee Gautreaux N Martiny
Duplessis Hebert McPherson
Total - 6

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. 253—
BY REPRESENTATIVES MONTOUCET AND GUILLORY AND SENATOR MORRISH
AN ACT

To enact R.S. 25:215(B)(17), relative to the Acadia Parish Library; to transfer responsibility for accounting and management of library funds to the Acadia Parish Library Board of Control; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Adley Gautreaux B Mount
Alario Guillory Murray
Appel Heitmeier Nevers
Broome Jackson Peterson
Chabert Kostelka Riser
Cheek LaFleur Shaw

Claitor Long Smith
Crowe Marionneaux Thompson
Donahue Michot Walsworth
Dorsey Morrell
Total - 32

NAYS

Total - 0

ABSENT

Amedee Hebert Quinn
Duplessis Martiny
Gautreaux N McPherson
Total - 7

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

HOUSE BILL NO. 413—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 33:405(C), relative to meetings of the board of aldermen in a Lawrason Act municipality; to remove prohibitions on business discussed at special meetings; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed House Bill No. 413 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 14, after "42:7." insert the following: "Notwithstanding any other law to the contrary and pursuant to Act 131 of the 2008 Regular Session, an item which is not on the meeting agenda may be considered by the mayor and the board of alderman only after a unanimous vote of consent by the board and only after announcing the purpose of the item and allowing anyone in the audience to speak on the item."

On motion of Senator Morrell, 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 Gautreaux B Mount
Adley Guillory Murray
Alario Heitmeier Nevers
Appel Jackson Peterson
Broome Kostelka Quinn
Chabert LaFleur Riser
Cheek Long Shaw
Claitor Marionneaux Smith
Crowe Michot Thompson
Dorsey Morrell Walsworth
Erdey Morrish
Total - 32

NAYS

Total - 0

ABSENT

Amedee	Gautreaux N	McPherson
Donahue	Hebert	
Duplessis	Martiny	
Total - 7		

The Chair declared the amended 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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Hebert	Peterson
Duplessis	Martiny	
Gautreaux N	McPherson	
Total - 7		

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

HOUSE BILL NO. 46—

BY REPRESENTATIVES HUTTER, ARNOLD, BARROW, BILLIOT, BROSSETT, DIXON, GISCLAIR, HOFFMANN, LAFONTA, LEGER, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, WADDELL, AND WHITE AND SENATORS APPEL, DONAHUE, DORSEY, DUPLESSIS, LAFLEUR, LONG, AND NEVERS

AN ACT

To enact R.S. 17:81(T) and 3996(B)(24), relative to instruction to students in public schools concerning dating violence; to provide applicability; to provide guidelines for such instruction; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Mount
Adley	Guillory	Murray
Alario	Hebert	Nevers
Appel	Heitmeier	Peterson
Broome	Jackson	Quinn
Chabert	Kostelka	Riser
Cheek	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Michot	Walsworth
Erdey	Morrell	
Total - 32		

NAYS

Morrish
Total - 1

ABSENT

Amedee	Duplessis	Martiny
Claitor	Gautreaux N	McPherson
Total - 6		

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

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 taking of spotted sea trout; to provide that the open season for such taking shall close each year when the maximum annual quota is reached; and to provide for related matters.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed House Bill No. 545 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 2, after "(A)(1)" insert "and 327(A)(2)" and after "taking" insert ", importation or sale"

AMENDMENT NO. 2

On page 1, line 4, after "reached;" insert "to prohibit the commercial taking of spotted sea trout in certain waters; to regulate the importation and sale of spotted sea trout;"

AMENDMENT NO. 3

On page 1, line 12, after "pounds." insert "The commercial taking or harvesting of spotted sea trout shall be prohibited within Louisiana waters west of Mermentau River."

AMENDMENT NO. 4

On page 2, after line 9, insert the following:
"§327. Sale or purchase of freshwater or saltwater game fish prohibited; commercial sales and purchases, commercial license required; commercial fingerlings and certified mariculture and aquaculture fish excepted; penalties

A. * * *
(2) The commission shall promulgate rules and regulations in accordance with the Administrative Procedure Act to regulate the

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importation, possession, or sale of game fish species and spotted sea trout. Red drum, hybrid striped bass, or any other game fish species, or spotted sea trout approved by the commission, which are legally taken, possessed, or sold commercially outside of the state, and aquaculturally raised game fish, may be imported, sold, or purchased by properly licensed wholesale/retail seafood dealers. Prior to each shipment into this state of any game fish or spotted sea trout, the buyer or handler of such shipment shall notify the secretary or his designated agent of its pending arrival and shall possess a bill of lading therefor. The bill of lading shall state the species of fish contained in each shipment, the number of fish or parts thereof, the origin of the shipment, the destination of the shipment, the consignee and consignor, and where applicable, the grower's name and fish farmer's license number. Wholesalers, their agents, and commercial transporters delivering the shipment or portions thereof to retail dealers shall provide each dealer with a copy of their bill of lading and shall indicate thereon the date of delivery to the retailer, the species of fish delivered, and the number of fish or parts thereof delivered. Both wholesale and retail dealers shall maintain a file of such bills of lading which shall be open to inspection by the secretary, his agents, or any enforcement agents. Regulations adopted by the commission may utilize a confirmation number system in lieu of copies of bills of lading provided by wholesale/retail seafood dealers to retail seafood dealers.

* * *

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux B Morrish
Alario Guillory Mount
Appel Heitmeier Murray
Broome Heitmeier Nevers
Chabert Jackson Peterson
Cheek Kostelka Quinn
Claitor LaFleur Riser
Crowe Long Smith
Donahue Martiny Thompson
Dorsey Michot Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Amedee Gautreaux N McPherson
Duplessis Hebert Shaw
Total - 6

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

HOUSE BILL NO. 583—

BY REPRESENTATIVES EDWARDS, ANDERS, ARMES, ARNOLD, AUSTIN BADON, BALDONE, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, ELLINGTON, FANNIN, GALLOT, GISCLAIR, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HINES, HUTTER, GIROD JACKSON, SAM JONES, KATZ, LABRUZZO, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MILLS, MONTTOUCET, PONTI, PUGH, RICHARD, RICHMOND, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ALARIO, MICHOT, NEVERS, THOMPSON, AND WALSWORTH

AN ACT

To enact R.S. 46:121(4), 122(B)(5), and 123(L), relative to Louisiana Military Family Assistance; to provide for definitions; to provide for uses of the Louisiana Military Family Assistance Fund; 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 Guillory Murray
Appel Heitmeier Nevers
Broome Jackson Peterson
Chabert Kostelka Quinn
Cheek LaFleur Riser
Claitor Long Shaw
Crowe Martiny Smith
Donahue Michot Thompson
Dorsey Morrell Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Amedee Gautreaux N Marionneaux
Duplessis Hebert McPherson
Total - 6

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.

HOUSE BILL NO. 519—

BY REPRESENTATIVES CORTEZ, BOBBY BADON, BARROW, HENRY BURNS, TIM BURNS, CARTER, CONNICK, GISCLAIR, 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.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 519 by Representative Cortez

AMENDMENT NO. 1

On page 5, at the beginning of line 8, change "has" to "have"

On motion of Senator Claitor, the amendments were adopted.

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

HOUSE BILL NO. 569—

BY REPRESENTATIVES CARMODY AND HAZEL
AN ACT

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Gautreaux N	Smith
Duplessis	McPherson	
Total - 5		

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

Rules Suspended

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

Messages from the House

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 4, 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. 102—
BY SENATOR CHEEK

A CONCURRENT RESOLUTION

To recognize and pay tribute to those fallen police officers and firefighters that have served with distinction and have sacrificed their all unselfishly for the sake of others.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 103—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of installing paved highway shoulders with bicycle paths along that portion of US Highway 190 between the town of Livingston and the city of Denham Springs in Livingston Parish.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 104—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of widening Florida Boulevard to six travel lanes with shoulders from downtown Baton Rouge to the town of Livingston in East Baton Rouge and Livingston parishes and to design and implement the use of "reversible" traffic lanes to relieve congestion and enhance traffic movements during peak traffic commuter hours.

Reported without amendments.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

June 4, 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:

HOUSE BILL NO. 3—

BY REPRESENTATIVE GREENE

AN ACT

To enact the Omnibus Bond Authorization Act of 2010, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

HOUSE BILL NO. 1358—

BY REPRESENTATIVE FANNIN

AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2009-2010; and to provide for related matters.

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

**House Bills and Joint Resolutions
on First Reading**

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

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HOUSE BILL NO. 3—
BY REPRESENTATIVE GREENE
AN ACT

To enact the Omnibus Bond Authorization Act of 2010, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1358—
BY REPRESENTATIVE FANNIN
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2009-2010; and to provide for related matters.

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

Message to the Governor

SIGNED SENATE BILLS

June 4, 2010

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 19—
BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 13:1222(A), relative to motor vehicles for the office of the clerk of the civil district court for Orleans Parish; to increase the number of motor vehicles the clerk of the civil district court is authorized to purchase or lease; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 68—
BY SENATOR MCPHERSON
AN ACT

To authorize and provide for the transfer of certain state property in Rapides Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 162—
BY SENATOR ADLEY
AN ACT

To enact R.S. 29:732(F)(3), relative to price gouging during a declared state of emergency; to specify additional actions which would result in a violation; and to provide for related matters.

SENATE BILL NO. 172—
BY SENATOR N. GAUTREAUX
AN ACT

To authorize and provide for the transfer of certain state property in Vermilion Parish; to provide for the property descriptions; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 188—
BY SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 26:82(A)(2), relative to requirements for the issuance of wholesale alcoholic beverage permits; to provide

for requirements of delivery equipment; and to provide for related matters.

SENATE BILL NO. 194—
BY SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 23:921(A)(1), relative to employment contracts; to provide for enforceability of restraint contracts which meet certain exceptions; and to provide for related matters.

SENATE BILL NO. 199—
BY SENATORS MARTINY, APPEL, MORRELL AND QUINN AND REPRESENTATIVES BILLIOT, CONNICK, GISCLAIR, LABRUZZO AND TALBOT
AN ACT

To repeal R.S. 33:1236(49)(f)(ix), relative to the Twenty-Fourth Judicial District Court; to remove authorization for additional compensation from Jefferson Parish for the judge of Division "J"; and to provide for related matters.

SENATE BILL NO. 210—
BY SENATORS MOUNT, MORRISH AND SMITH
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Calcasieu Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 208—
BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 13:1904(C) and (D), relative to city courts; to provide relative to destruction of records; to provide for the destruction of certain records in the city court of Lake Charles; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destruction of records; to provide for requirements prior to destruction; and to provide for related matters.

SENATE BILL NO. 127—
BY SENATOR ADLEY
AN ACT

To authorize and provide for the transfer of certain state properties; to provide for the acceptance of certain properties by the Department of Wildlife and Fisheries; to provide for the property descriptions; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 297—
BY SENATORS DONAHUE, APPEL, CROWE, DUPLESSIS, MARTINY AND QUINN AND REPRESENTATIVES BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, HOFFMANN, KATZ, LABRUZZO, LIGI, NOWLIN, RICHARD, ROBIDEAUX, SIMON, SMILEY, WILLIAMS AND WOOTON
AN ACT

To amend and reenact R.S. 17:221(I) and R.S. 36:649(D), to enact R.S. 17:1871(B)(8) and 3217.1(D), and to repeal R.S. 17:14, relative to adult education; to provide for the school attendance of certain students in adult education programs; to eliminate the division of adult and community education within the Department of Education; to transfer the responsibility for the provision of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors for Community and Technical Colleges and to provide with respect thereto; to provide for the powers, duties, and functions of the Board of Supervisors of Community and Technical Colleges; to provide for an effective date of such transfer; and to provide for related matters.

SENATE BILL NO. 397—

BY SENATOR RISER

AN ACT

To authorize and provide for the transfer of certain state properties in Caldwell Parish; to provide for the acceptance of certain properties by the Department of Wildlife and Fisheries; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 89—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:1963(C), relative to the Louisiana School of Math, Science, and the Arts; to remove statutory placement of the school within the Department of Education; and to provide for related matters.

SENATE BILL NO. 111—

BY SENATOR LONG

AN ACT

To amend and reenact R. S. 17:1967, relative to the Louisiana School for Math, Science, and the Arts; to allow the school to admit high school sophomores on the same basis as juniors and seniors; and to provide for related matters.

SENATE BILL NO. 107—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 23:1035(A), relative to persons covered by workers' compensation; to provide with respect to corporate officers, members of a limited liability company, and sole proprietors to elect not to be covered by workers' compensation; and to provide for related matters.

SENATE BILL NO. 34—

BY SENATOR MARTINY AND REPRESENTATIVE KATZ

AN ACT

To enact R.S. 37:775(13), relative to the practice of dentistry; to provide for advertisements by dentists; to provide for disclosure requirements in advertisements; and to provide for related matters.

SENATE BILL NO. 182—

BY SENATORS N. GAUTREAUX, ADLEY, APPEL, DONAHUE, DORSEY, DUPLESSIS, LONG, MARIONNEAUX, MURRAY, NEVERS, RISER, SHAW AND THOMPSON AND REPRESENTATIVES AUBERT, CARMODY, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, ELLINGTON, GISCLAIR, HOFFMANN, KATZ, MCVEA, MONICA, RITCHIE, SCHRODER, THIBAUT AND THIERRY

AN ACT

To amend and reenact R.S. 17:3048.1(O)(1), (2) and (3), relative to the Taylor Opportunity Program for Students; to provide for certain awards and payments for Louisiana National Guardsmen; and to provide for related matters.

SENATE BILL NO. 376—

BY SENATORS MORRELL, CROWE AND DORSEY AND REPRESENTATIVES ABRAMSON, BALDONE, HENRY BURNS, GISCLAIR, HINES, GIROD JACKSON, MICHAEL JACKSON, LAMBERT, LEGER, LORUSSO, GARY SMITH, JANE SMITH, PATRICIA SMITH, WHITE AND WILLIAMS

AN ACT

To amend and reenact R.S. 46:1844(W)(1)(b) and to enact R.S. 46:1844(W)(1)(c), relative to criminal procedure; to provide for confidentiality of minors who are crime victims; and to provide for related matters.

SENATE BILL NO. 40—

BY SENATOR LONG

AN ACT

To repeal R.S. 13:997 and Act No. 492 of the 1962 Regular Session of the Legislature, relative to the Natchitoches Parish Law Library Commission; to abolish such commission; to transfer the property, assets, and revenues of the commission to the Tenth Judicial District Court; and to provide for related matters.

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.

SENATE BILL NO. 118—

BY SENATOR LONG

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E) and (F), relative to city courts; to increase the civil jurisdictional amount in dispute in the city court of Winnfield and the city court of Monroe; and to provide for related matters.

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.

SENATE BILL NO. 342—

BY SENATORS MARIONNEAUX AND THOMPSON

AN ACT

To enact R.S. 51:1423(F) and to repeal R.S. 51:1423(D)(3), relative to gift certificates; to repeal a certain exemption; and to provide for related matters.

SENATE BILL NO. 105—

BY SENATOR RISER

AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(g), relative to the Louisiana Workforce Commission; to provide for the re-creation of the Louisiana Workforce Commission and the statutory entities made a part of the commission 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.

SENATE BILL NO. 503—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 15:1177(A)(1)(b), relative to judicial review of certain administrative actions; to provide that the Department of Public Safety and Corrections is the only proper party defendant involving the judicial review of department's administrative decisions; and to provide for related matters.

SENATE BILL NO. 36—

BY SENATORS THOMPSON, LONG, NEVERS, RISER, SMITH AND WALSWORTH

AN ACT

To enact R.S. 3:2093(10) and 2095.1, relative to the Louisiana Board of Animal Health; to require the board to adopt rules and regulations establishing standards governing the care and well-being of bovine, equine, ovine, caprine, porcine, and poultry; to prohibit local ordinances, laws, subdivision restrictions or regulations establishing standards applicable to the care and well-being of bovine, equine, ovine, caprine, porcine, and poultry; and to provide for related matters.

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SENATE BILL NO. 590—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:2418(F)(2) and to enact R.S. 37:2418(F)(4), relative to physical therapist assistants; to provide for supervision requirements; and to provide for related matters.

SENATE BILL NO. 103—

BY SENATORS N. GAUTREUX, AMEDEE, CHABERT, GUILLORY, HEBERT, MICHOT AND MORRIS AND REPRESENTATIVES BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, CARMODY, CHAMPAGNE, CORTEZ, DOVE, DOWNS, FOIL, GISCLAIR, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HOFFMANN, SAM JONES, KATZ, LITTLE, MONTOUCET, MORRIS, NOWLIN, RICHMOND, RITCHIE, ROBIDEAUX, ROY, JANE SMITH, ST. GERMAIN, THIBAUT, WADDELL 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; 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.

SENATE BILL NO. 605—

BY SENATOR MARTINY AND REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LIGI, LOPINTO AND TEMPLET

AN ACT

To amend and reenact R.S. 13:967(C)(1), (J) and (L), to enact R.S. 13:967(M), and to repeal Act No. 77 of the 2009 Regular Session of the Legislature, relative to the Twenty-Fourth Judicial District; to provide for the establishment of an indigent transcript fund; to provide for court reporter fees; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 239—

BY SENATOR BROOME AND REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 40:1299.141(1) and (5), 1299.142(A)(1) and (B)(5) and 1299.143(1) and (2), relative to acquired immune deficiency syndrome; to correct certain terminology to ensure consistency with other statutes and the Louisiana Sanitary Code; to provide for definitions; to provide for blood and tissue storage facilities; and to provide for related matters.

SENATE BILL NO. 285—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:100.1(C), relative to certain adjudicated students and students in the custody of the office of juvenile justice; to provide that students educated in secure care facilities under the jurisdiction of the office of juvenile justice are provided for and included in the minimum foundation program; to provide for the allocation of state and local minimum foundation program formula funds attributable to such inclusion; and to provide for related matters.

SENATE BILL NO. 378—

BY SENATORS MORRELL AND DORSEY

AN ACT

To amend and reenact R.S. 46:1844(C)(3), relative to criminal procedure; to provide that a parent may refuse to allow their minor children to be interviewed by certain persons; to provide penalties for willful disregard of rights; and to provide for related matters.

SENATE BILL NO. 527—

BY SENATORS BROOME AND THOMPSON

AN ACT

To enact R.S. 17:252(D), relative to student behavior and discipline; to provide relative to the model master plan for improving behavior and discipline within schools; to require certain classroom management training be provided to certain school personnel; and to provide for related matters.

SENATE BILL NO. 209—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 13:2080.1(A), relative to city courts; to provide relative to the collection and disposition of court costs for the city court of Lake Charles; and to provide for related matters.

SENATE BILL NO. 246—

BY SENATOR MCPHERSON AND REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 22:885(B), relative to cancellation of an insurance policy by the insured; to provide with respect to the prohibition by the insurer to assess a penalty against the insured for cancellation prior to the expiration of any policy; and to provide for related matters.

SENATE BILL NO. 260—

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 13:783(D)(7), relative to certain elected officials in St. Tammany Parish, Tangipahoa Parish, and Washington Parish; to provide an automobile expense allowance for the clerk of the district court; and to provide for related matters.

SENATE BILL NO. 38—

BY SENATOR MARTINY

AN ACT

To enact R.S. 14:102.24, relative to cockfighting; to create the crime of participation in cockfighting; to provide for elements of the crime; to provide for definitions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 577—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 15:574.11(D), relative to judicial review of certain administrative decisions; to provide that the Board of Parole is the only proper defendant in petitions for judicial review of administrative decisions by the board; and to provide for related matters.

SENATE BILL NO. 112—

BY SENATOR LONG

AN ACT

To enact R.S. 17:10.1(D), relative to the Louisiana school and district accountability system; to prohibit inclusion of certain student performance data in calculating school and district performance scores; and to provide for related matters.

SENATE BILL NO. 35—

BY SENATORS THOMPSON, LONG, NEVERS, RISER, SMITH AND WALSWORTH AND REPRESENTATIVES BURFORD, HENRY BURNS, CHANEY, GISCLAIR, GUILLORY, GUINN, HAZEL, HOWARD, LEBAS, LITTLE, MILLS, RITCHIE AND THIBAUT

AN ACT

To enact R.S. 3:1(5), relative to agriculture definitions; to provide for the definition of sustainable agriculture; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

June 4, 2010

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

June 4, 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. 96—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to consider recommendations to amend the Stafford Act regarding disaster recovery for Louisiana.

SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATOR PETERSON

A CONCURRENT RESOLUTION

To commend the Louisiana Cancer Control Partnership and their efforts to develop the Comprehensive Cancer Control Plan for Louisiana.

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to establish a task force to review statutory provisions relative to student discipline and make recommendations for revisions that will result in student discipline laws that are comprehensive, fair, consistent, and designed to promote a conducive learning environment.

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

June 3, 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. 1—

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

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, 2012.

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.

HOUSE CONCURRENT RESOLUTION NO. 48—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To urge and request the Judicial Council to study and make recommendations for inclusion by the Supreme Court of Louisiana in the uniform rules of state court guidelines for the qualifications and standards governing the use of interpreters in the courts for non-English-speaking principal parties in interest, defendants, and witnesses in proceedings before the court.

HOUSE CONCURRENT RESOLUTION NO. 205—

BY REPRESENTATIVES BROSETT, SAM JONES, AND GARY SMITH

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to adopt and enact the Restoring Ecosystem Sustainability and Protection on the Delta (The RESPOND) Act currently before the congress.

HOUSE CONCURRENT RESOLUTION NO. 208—

BY REPRESENTATIVES LEGER AND RICHMOND

A CONCURRENT RESOLUTION

To urge and request British Petroleum to implement a transparency agenda and to publicly disclose any information deemed to be useful in estimating the spill flow rate and the total amount of oil leakage that are contributing daily to the damage caused by this massive release of oil into the Gulf of Mexico.

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.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

June 3, 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 Bills and Joint Resolutions:

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 health insurance for retired sheriffs and retired deputy sheriffs in Webster Parish; to provide for eligibility for payment of premium costs; and to provide for related matters.

HOUSE BILL NO. 10—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(b), relative to the Department of Public Safety and Corrections, including provisions to provide for the re-creation of the Department of Public Safety and Corrections and 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.

HOUSE BILL NO. 14—

BY REPRESENTATIVE MONTOUCET
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(C), (D), (E), (F), and (G), relative to the civil jurisdiction of city courts; to increase the civil jurisdictional amount in dispute in the City Court of Baker, in the City Court of Baton Rouge, in the City Court of Crowley, in the City Court of Rayne, and in the City Court of Zachary; and to provide for related matters.

HOUSE BILL NO. 28—

BY REPRESENTATIVE WOOTON AND SENATOR MARTINY
AN ACT

To enact Code of Criminal Procedure Article 957, relative to emergency sessions of court; to authorize the release of certain defendants on bail through an unsecured personal surety without proof of security interest under certain conditions; to provide for the conditions and criteria for the release of defendants without proof of security; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 31—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact the heading of Part III-E of Title 19 of the Louisiana Revised Statutes of 1950, R.S. 19:134, 134.1(A), and 134.2(3)(b) and (c), relative to expropriation by a declaration of taking; to authorize the city of Lake Charles to expropriate property by a declaration of taking for certain purposes; to provide procedures for the expropriation by a declaration of taking; and to provide for related matters.

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 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.

HOUSE BILL NO. 113—

BY REPRESENTATIVE CHANDLER
AN ACT

To enact R.S. 13:783(F)(7), relative to the expenses of the clerk's office; to provide with respect to expenses of the offices of clerks of court in Caldwell Parish, Franklin Parish, Grant Parish, LaSalle Parish, and Winn Parish; to require the payment of medical insurance premium costs for certain retired personnel; to provide for eligibility; and to provide for related matters.

HOUSE BILL NO. 114—

BY REPRESENTATIVE MILLS
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.

HOUSE BILL NO. 135—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 2164, relative to appeals; to provide relative to sanctions for frivolous appeals and writ applications; to provide for attorney fees; and to provide for related matters.

HOUSE BILL NO. 137—

BY REPRESENTATIVE ABRAMSON
AN ACT

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

HOUSE BILL NO. 142—

BY REPRESENTATIVE ABRAMSON AND SENATOR WALSWORTH
AN ACT

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

HOUSE BILL NO. 150—

BY REPRESENTATIVES LIGI AND WILLMOTT
AN ACT

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

HOUSE BILL NO. 153—

BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 40:2018.1(G), relative to the Louisiana Commission on HIV, AIDS, and Hepatitis C; to provide for a termination date; and to provide for related matters.

HOUSE BILL NO. 197—

BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact R.S. 40:1005(A)(5) and 1013(C) and to enact R.S. 40:1003(6)(e) and 1005(A)(26), 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.

HOUSE BILL NO. 204—

BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 22:972(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.

HOUSE BILL NO. 285—

BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 22:446, relative to surplus lines insurance; to exempt approved unauthorized insurers delivering such insurance in this state from laws regarding form and rate filing and approval; and to provide for related matters.

HOUSE BILL NO. 312—

BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact R.S. 40:1097, relative to the donation of blood by certain minors; to provide for the criteria that must be met in order for certain minors to donate blood; to provide for consent; to provide restrictions upon compensation for blood donation by certain minors; and to provide for related matters.

HOUSE BILL NO. 319—

BY REPRESENTATIVE LANDRY
AN ACT

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

HOUSE BILL NO. 324—

BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(a) 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.

HOUSE BILL NO. 372—

BY REPRESENTATIVE PEARSON
AN ACT

To repeal R.S. 32:63.1, relative to speed limits; to repeal provisions relative to speed limits on Interstate 10 in St. Tammany Parish.

HOUSE BILL NO. 380—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 40:1300.143(7)(a)(xiii)(introductory paragraph), relative to the Rural Hospital Preservation Act; to provide for the definition of certain rural hospitals; and to provide for related matters.

HOUSE BILL NO. 397—

BY REPRESENTATIVE LANDRY
AN ACT

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

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.

HOUSE BILL NO. 581—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 22:361(7) and (8) and 364(introductory paragraph) and to enact R.S. 22:361(9) and (10) and 364(B), relative to vehicle mechanical breakdown insurers; to provide a definition of road hazard and vehicle component coverage contracts; to provide an exception to the licensing requirements for vehicle mechanical breakdown insurers; and to provide for related matters.

HOUSE BILL NO. 614—

BY REPRESENTATIVE PONTI
AN ACT

To enact R.S. 37:1490, relative to home inspections; to prohibit the performance of both home inspection services and real estate professional services by the same person in a transaction; and to provide for related matters.

HOUSE BILL NO. 615—

BY REPRESENTATIVE KATZ
AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(j), 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.

HOUSE BILL NO. 640—

BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 15:544(D)(3)(e), relative to sex offender registration and notification; to provide with respect to the duration of sex offender registration and notification periods; to amend the definition of "clean record"; and to provide for related matters.

HOUSE BILL NO. 645—

BY REPRESENTATIVES ABRAMSON AND TIM BURNS
AN ACT

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

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.

HOUSE BILL NO. 766—

BY REPRESENTATIVE TUCKER AND SENATOR CHEEK
AN ACT

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.

HOUSE BILL NO. 782—

BY REPRESENTATIVE CROMER
AN ACT

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

HOUSE BILL NO. 828—

BY REPRESENTATIVE CORTEZ
AN ACT

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

HOUSE BILL NO. 870—

BY REPRESENTATIVE GEYMAN
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.

June 4, 2010

HOUSE BILL NO. 892—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 30:2153(5), relative to solid waste management; to provide for the definition of a solid waste disposal facility; and to provide for related matters.

HOUSE BILL NO. 894—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 30:2154(B)(2)(a) and to enact R.S. 30:2154(B)(9), relative to regulatory permits; to authorize the secretary of the Department of Environmental Quality to develop regulatory permits for solid waste; to provide for limitations on such authority; to provide for delegation of authority; and to provide for related matters.

HOUSE BILL NO. 898—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(h), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 907—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 26:273(A)(2), relative to wholesaler dealer's permits; to provide for limitations of issuance of wholesaler dealer's permits; to provide with respect to exceptions; and to provide for related matters.

HOUSE BILL NO. 1150—

BY REPRESENTATIVES ABRAMSON AND LEGER
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.

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.

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

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

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

Petitions, Memorials and Communications

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

SENATE
STATE OF LOUISIANA

MEMORANDUM

To: President Joel Chaisson
From: Sen. Nick Gautreaux
Date: June 4, 2010

Please be advised that I will be absent on the afternoon of June 4, 2010, from the Senate chamber in order to attend to Senate business involving a meeting with the Louisiana High School Association Executive Office being held here in Baton Rouge. Thank you!

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Amedee	Gautreaux N
Duplessis	McPherson
Total - 4	

Leaves of Absence

The following leaves of absence were asked for and granted:

Duplessis	1 Day	Gautreaux, N.	½ Day
McPherson	1 Day		

Announcements

The following committee meetings for June 7, 2010, were announced:

Finance	9:30 A.M.	Room A
Retirement	10:30 A.M.	Room E
Revenue & Fiscal Affairs	10:00 A.M.	Hainkel Rm

Adjournment

On motion of Senator Thompson, at 11:15 o'clock A.M. the Senate adjourned until Monday, June 7, 2010, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Monday, June 7, 2010.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk