

**THE OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**
SEVENTH DAY'S PROCEEDINGS

**Thirty-Eighth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 4, 2011

The Senate was called to order at 2:10 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Guillory	Murray
Adley	Heitmeier	Nevers
Alario	Jackson	Perry
Amedee	Kostelka	Peterson
Appel	LaFleur	Riser
Broome	Long	Shaw
Chabert	Marionneaux	Smith
Claitor	Martiny	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrish	
Gautreaux	Mount	
Total - 34		

ABSENT

Cheek	McPherson	Quinn
Crowe	Morrell	
Total - 5		

The President of the Senate announced there were 34 Senators present and a quorum.

Prayer

The prayer was offered by Deacon Tommy St. Pierre, 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 Gautreaux, the reading of the Journal was dispensed with and the Journal of March 30, 2011, was adopted.

**Privilege Report of the
Legislative Bureau**

April 4, 2011

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. 9—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:3021, relative to provisions of Title 3 (Agriculture and Forestry) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population subdivisions; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 10—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 25:752, 767(A), and 1253(A)(1)(r), relative to provisions of Title 25 (Libraries, Museums, and other Scientific and Cultural Facilities) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 11—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 38:90.1(7), 345(A), 1770(B)(1), 2216(L)(2), 2225.4, 2233.1(A), and 2251(F) and to repeal R.S. 38:2212(A)(1)(d)(ii), relative to provisions in Title 38 (Public Contracts, Works and Improvements) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to repeal provisions that are outdated or obsolete; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 12—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 39:467(A)(1)(b) and 551.3(B), relative to provisions in Title 39 (Public Finance) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas based upon population classifications; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 13—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 49:149.5(C) and 214.5.8(E), relative to provisions in Title 49 (State Administration) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas based upon population classifications; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 14—
BY REPRESENTATIVES HUTTER AND DOWNS
AN ACT

To amend and reenact R.S. 2:135.2 and 347, relative to provisions of Title 2 (Aeronautics) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported without amendments.

April 4, 2011

HOUSE BILL NO. 15—
BY REPRESENTATIVES HUTTER AND DOWNS
AN ACT

To amend and reenact R.S. 32:294(A), 391(C), 393(F)(1), 398(K)(1)(b), 412(A)(1), (2), (5), (6), (B)(1), (2), (7)(e)(i)(aa), (dd)(I), (e)(ii)(aa), and (dd)(I), 429(A)(2), 1252(7)(b)(i) and (ii), and 1733(A), relative to provisions of Title 32 (Motor Vehicles and Traffic Regulations) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to adjust population categories to retain applicability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 17—
BY REPRESENTATIVES HUTTER AND DOWNS
AN ACT

To amend and reenact R.S. 48:512(C), 1309.2(A)(2), and 2106(A), relative to provisions of Title 48 (Roads, Bridges and Ferries) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 22—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Articles 161(B), 211.6(A), 324(B) and (C), 336(B)(introductory paragraph), and 404.1(A), relative to provisions of the Code of Criminal Procedure which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 23—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 14:90(B), relative to provisions of Title 14 (Louisiana Criminal Code) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to adjust population categories to retain applicability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 24—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:81(F), 542(B), 542.1.2(A)(introductory paragraph), 545(A)(1), 571.7(A), 574.5(E), 574.15(A)(1), 643(A), and 645(B) and to repeal R.S. 15:804(C), relative to provisions of Title 15 (Criminal Procedure) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to repeal provisions that are outdated or obsolete; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 25—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:93(A)(5)(introductory paragraph), 203, and 205(26), relative to provisions of Title 27 (Louisiana Gaming Control Law) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 26—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 33:103(C)(1)(j)(introductory paragraph) and (l), 112(C)(1)(a), 121, the heading of Subpart B-32 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, 130.601(4), 130.602(A)(1) and (7), the heading of Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, 130.721(A), the heading of Subpart B-41 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, 130.781(A), the heading of Subpart L of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, 140.181, 151, 172(F)(1), 365, 423.11, 423.14, 423.20, 423.21, 441.30, 447.2, 1236(60), (62)(a), and (63)(a), 1236.5, 1236.20(A)(1)(introductory paragraph) and (C)(3)(a), 1243(A)(1) and (B)(1), 1324(9), 1415(G), 1429.1, 1448(G)(1), 1521(introductory paragraph), 1573, 1967(C), 1976(introductory paragraph), 1992(D), 2213(H), 2423(A), 2536.3(introductory paragraph), 2569, 2582(A)(1) and (2), 2584(B), 2586, 2711(B) and (D)(1), 2711.7(A), 2711.16(A), 2717.18, 2721.7(A)(1), 2721.14, 2737.52(A), 2737.56(A), 2737.66(A) and (C)(1), 2737.71(A), 2737.73(A), 2737.74(A) and (B), 2738.84(A)(2) and (3), 2738.85(A)(1), 2740.18(A)(1), 2740.18.1(A), 2740.34(A), 2740.35(A)(1), 2740.36(B), 2740.37(B)(1), 2740.61, 3892(A), the heading of Part IV of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, 4159.10(B)(introductory paragraph), 4169(C), 4175(B)(1), 4305(B)(2), the heading of Subpart F of Part I of Chapter 10 of Title 33 of the Louisiana Revised Statutes of 1950, 4311, 4546.2(D), 4561.1, 4562.1(A) and (B), 4562.2(A) and (B), 4564(D), 4570.11(A) and (B)(1)(a) through (d), 4574(B)(40) and (F)(1)(b)(iii), 4574.1.1(A)(40), (42), and (45), (N)(1), (Q), and (R), 4574.2(D), 4574.19, 4579(A), 4709.21(A), 4712.15, 4717(B), 4720.161(Q)(7), 4722(B)(introductory paragraph) and (C), 4780.51(A), 4785(B), 4790, 4877, 4879(B) and (C), 5062(A), 7551, 7602(4), (8)(a), (9), (10), and (11), 7603(14), 7604(A), 9033.3(A) and (N), 9036(B), 9037.1, 9038.31(3), 9038.41(A) and (B)(introductory paragraph), 9038.55, 9038.61(A), 9053.1(A), 9073.1(A), 9076(A), and 9611(A) and to repeal Subpart B-31 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:130.591 through 130.599, 130.601(5), 1221(B), 1415(F), 1521.1(D), 1992(A)(11), 2213(I), 2625, 2740.48, and 7603(20), relative to Title 33 (Municipalities and Parishes) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to adjust population categories to retain applicability; to repeal provisions that are outdated or obsolete; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 26 by Representative Barrow

AMENDMENT NO. 1

On page 33, line 30, change "and/or" to "and"

AMENDMENT NO. 2

On page 40, line 16, following "member" and before "commission" change "said" to "the"

AMENDMENT NO. 3

On page 40, line 18, following "boundaries of" and before "governing" change "said" to "the"

AMENDMENT NO. 4

On page 40, line 18, following "that" and before "commission" change "said" to "the"

AMENDMENT NO. 5

On page 40, line 19, following "serve on" and before "commission" change "said" to "the"

AMENDMENT NO. 6

On page 40, line 20, following "president of" and before "chamber" change "said" to "the"

HOUSE BILL NO. 27—

BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 33:423.21, relative to Title 33 (Municipalities and Parishes) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population category; to specify applicability to Independence of a provision relative to the authority of the police chief to take certain personnel actions; 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 were read by title and passed to a third reading.

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

March 31, 2011

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. 11—

BY SENATOR LONG AND REPRESENTATIVES CHANDLER, NOWLIN AND FANNIN

A CONCURRENT RESOLUTION

To commend and congratulate the Winnfield Senior High School Lady Tigers basketball team on winning the Class 2A state title in the Louisiana Girls' Top 28 Tournament.

Reported without amendments.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 9—

BY SENATOR MARTINY

A RESOLUTION

To commend Pan-American Life Insurance Company upon its centennial celebration, "A Century of Promises Kept".

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

SENATE RESOLUTION NO. 10—

BY SENATOR DONAHUE

A RESOLUTION

To urge and request the Senate and Governmental Affairs Committee to recommend, and the Louisiana Senate to enact, a congressional redistricting plan that includes the entirety of St. Tammany, Tangipahoa, and Washington parishes within one congressional district.

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

Introduction of
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR LONG AND REPRESENTATIVE NOWLIN

A CONCURRENT RESOLUTION

To recognize and designate June 3-4, 2011, Cookin' on the Cane weekend in the state of Louisiana.

The concurrent resolution was read by title. Senator Long moved to adopt the Senate 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, Gautreaux, Morrish, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Total. Lists names like Crowe, Morrell, Quinn.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

April 4, 2011

To the Honorable President and Members of the Senate:

April 4, 2011

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. 29 HB No. 30

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

House Bills and Joint Resolutions on First Reading

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

HOUSE BILL NO. 29— BY REPRESENTATIVE LEGER AN ACT

To amend and reenact R.S. 18:402(C)(introductory paragraph), (D), (E)(1)(c) and (e) and (2)(c) and (e), and (F)(3) and (6), 467(3) and (4), and 514, relative to provisions of Title 18 (Louisiana Election Code) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to adjust population categories to retain applicability of provisions relative to dates of local elections and dates associated with such elections; and to provide for related matters.

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

HOUSE BILL NO. 30— BY REPRESENTATIVE LEGER A JOINT RESOLUTION

Proposing to amend Article VII, Section 25(A)(2) of the Constitution of Louisiana, relative to ad valorem property taxes; to provide relative to minimum required bids in tax sales; to specify applicability to one or more political subdivisions or local areas; to provide for submission of the proposed amendment to the electors; 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.

Message from the House ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

March 31, 2011

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. 13

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 13— BY REPRESENTATIVE BURRELL A CONCURRENT RESOLUTION

To commend Croix Sather upon his Run Across America and to welcome him to the state of Louisiana.

The resolution was read by title. Senator Jackson 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, Adley, Alario, Appel, Broome, Chabert, Cheek, Donahue, Dorsey, Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis. Total - 35.

NAYS

Amedee Total - 1

ABSENT

Claitor Total - 3 Crowe Quinn

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Neil Riser, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

April 4, 2011

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 19— BY SENATOR MURRAY AN ACT

To amend and reenact R.S. 23:66(B), relative to provisions of Title 23 of the Louisiana Revised Statutes of 1950, which deals with Labor and Workers' Compensation and which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Workforce Commission to become more efficient in correspondence.

Reported favorably.

Respectfully submitted,
NEIL RISER
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Riser asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 19—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:66(B), relative to provisions of Title 23 of the Louisiana Revised Statutes of 1950, which deals with Labor and Workers' Compensation and which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 19 by Senator Murray

AMENDMENT NO. 1

On page 1, line 3 after "which" delete "deals with" and insert "provides with respect to"

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

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

Senator Riser asked for and obtained a suspension of the rules to take up House Concurrent Resolutions just reported by Committees.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Workforce Commission to become more efficient in correspondence.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	

Total - 38

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

Special Order of the Day No. 1

SENATE BILL NO. 24—

BY SENATOR RISER

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide relative to the terms of members of congress serving on the effective date of the Act; to provide for the filling of vacancies; to provide relative to positions and offices, other than congressional, that are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

Senator LaFleur moved that Senate Bill No. 24, which is on Third Reading and Final Passage, be made Special Order of the Day No. 1 on Tuesday, April 5, 2011.

Senator Riser objected.

ROLL CALL

The roll was called with the following result:

YEAS

Broome	Marionneaux	Nevers
Chabert	Michot	Perry
Dorsey	Mills	Peterson
Gautreaux	Morrell	Smith
Heitmeier	Morrish	Willard-Lewis
Jackson	Mount	
LaFleur	Murray	

Total - 19

NAYS

Adley	Crowe	McPherson
Alario	Donahue	Shaw
Amedee	Erdey	Thompson

April 4, 2011

Appel	Kostelka	Walsworth
Cheek	Long	
Claitor	Martiny	
Total - 16		

ABSENT

Mr. President	Quinn
Guillory	Riser
Total - 4	

The Chair declared Senate Bill No. 24 was made Special Order of the Day No. 1 on Tuesday, April 5, 2011.

Explanation of Vote

Senator Riser stated he intended to vote nay on the motion by Senator LaFleur, and asked that the Official Journal so state.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 26—
BY SENATOR WALSWORTH
AN ACT

To amend and reenact the introductory paragraph of R.S. 33:1992(A), relative to provisions of Title 33 (Municipalities and Parishes) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to the city of Bastrop of a provision relative to the minimum monthly salary of firemen; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux	Morrish
Alario	Guillory	Murray
Amedee	Heitmeier	Nevers
Appel	Jackson	Perry
Broome	LaFleur	Shaw
Chabert	Long	Smith
Cheek	Marionneaux	Thompson
Claitor	Martiny	Walsworth
Crowe	McPherson	Willard-Lewis
Donahue	Michot	
Dorsey	Mills	
Total - 34		

NAYS

Total - 0

ABSENT

Kostelka	Peterson	Riser
Mount	Quinn	
Total - 5		

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

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 18—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 40:401.1, 404.1, 490(C), 531(A)(2), (B), and (C), 537(A)(3), 1241(A)(2), 1496(G)(1), 1498(E) and (F), 1501.5(A), 1502.14, 1502.15(A), and 1509 and to repeal R.S. 40:404, relative to provisions of Title 40 (Public Health and Safety) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to repeal provisions that are outdated or obsolete; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

HOUSE BILL NO. 19—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 28:53(G)(7)(introductory paragraph), 215.1, and 478(E)(introductory paragraph), relative to the provisions of Title 28 (Mental Health) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount

Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Riser
Cheek	Marionneau	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	

Total - 38

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

HOUSE BILL NO. 20—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 46:1081(A) and 1091(A)(1) and (B)(1)(b), relative to provisions of Title 46 (Public Welfare and Assistance) of the Louisiana Revised Statutes of 1950 which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to repeal provisions that are outdated or obsolete; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Riser
Cheek	Marionneau	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	

Total - 38

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 11—

BY SENATOR NEVERS

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Earle Robinson Brown, Sr.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

April 4, 2011

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 7—

BY SENATOR MARIONNEAUX

A RESOLUTION

To urge and request the Senate and Governmental Affairs Committee to recommend, and the Louisiana Senate to enact, a Senate redistricting plan that includes the entirety of East Feliciana Parish within one Senate district.

Reported favorably.

SENATE RESOLUTION NO. 8—

BY SENATOR MARIONNEAUX

A RESOLUTION

To urge and request the Senate and Governmental Affairs Committee to recommend, and the Louisiana Senate to enact, a Senate redistricting plan that includes the entirety of West Baton Rouge Parish within one Senate district.

Reported favorably.

SENATE BILL NO. 3—

BY SENATOR JACKSON

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide for the terms of members serving on the effective date of the Act; to provide for filling of vacancies; to provide with respect to positions and offices, other than congressional, which are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 23—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide relative to the terms of members of congress

April 4, 2011

serving on the effective date of the Act; to provide for the filling of vacancies; to provide relative to positions and offices, other than congressional, that are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

Senator Kostelka asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 3—
BY SENATOR JACKSON

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide for the terms of members serving on the effective date of the Act; to provide for filling of vacancies; to provide with respect to positions and offices, other than congressional, which are based upon congressional districts; to provide for the effectiveness of the Act; 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. 3 by Senator Jackson

AMENDMENT NO. 1

On page 6, lines 10, 13, 16 and 19, change "Act" to "Section"

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. 23—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide relative to the terms of members of congress serving on the effective date of the Act; to provide for the filling of vacancies; to provide relative to positions and offices, other than congressional, that are based upon congressional districts; to provide for the effectiveness of the Act; 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. 23 by Senator Marionneaux

AMENDMENT NO. 1

On page 5, lines 23, 26 and 29, change "Act" to "Section"

AMENDMENT NO. 2

On page 6, line 3, change "Act" to "Section"

AMENDMENT NO. 3

On page 6, line between lines 5 and 6 insert:

"D. This Section shall not reduce the term of office of any member of congress who was elected at the 2010 congressional election or who was elected to fill a vacancy for the remainder of a term that began on January 3, 2011.

E. A vacancy in the representation of any congressional district that is filled after January 3, 2013, shall be filled as provided by law from that district as it is described in this Section.

F. This Section shall not reduce the term of office of any person holding any position or office on January 3, 2013, for which the appointment or election is based upon a congressional district. Any position or office filled after January 3, 2013, for which the appointment or election is based on a congressional district shall be appointed or elected from that district as it is described in this Section."

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.

Motion to Make Special Order

Senator Jackson asked for a suspension of the rules to make Senate Bill No. 3, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 1 on Tuesday, April 5, 2011.

SENATE BILL NO. 3—

BY SENATOR JACKSON

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide for the terms of members serving on the effective date of the Act; to provide for filling of vacancies; to provide with respect to positions and offices, other than congressional, which are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

Senator Long objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Heitmeier, Morrish. Includes Broome, Chabert, Dorsey, Gautreaux, Guillory, Total - 18.

NAYS

Table with 3 columns: Name, Donahue, Perry. Includes Adley, Alario, Amedee, Appel, Cheek, Claitor, Crowe, Total - 19.

ABSENT

Quinn Walsworth
Total - 2

The Chair declared the Senate refused to suspend the rules.

Motion to Make Special Order

Senator Jackson asked for and obtained a suspension of the rules to make Senate Bill No. 3, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 2 on Tuesday, April 5, 2011.

SENATE BILL NO. 3—
BY SENATOR JACKSON

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide for the terms of members serving on the effective date of the Act; to provide for filling of vacancies; to provide with respect to positions and offices, other than congressional, which are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

On motion of Senator Jackson, Senate Bill No. 3 was made Special Order of the Day No. 2 on Tuesday, April 5, 2011.

Motion to Make Special Order

Senator Marionneaux asked for and obtained a suspension of the rules to make Senate Bill No. 23, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 3 on Tuesday, April 5, 2011.

SENATE BILL NO. 23—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 18:1276.1 and to repeal R.S. 18:1276, relative to congressional districts; to provide for the redistricting of Louisiana's seven congressional districts into six congressional districts; to provide relative to the terms of members of congress serving on the effective date of the Act; to provide for the filling of vacancies; to provide relative to positions and offices, other than congressional, that are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

On motion of Senator Marionneaux, Senate Bill No. 23 was made Special Order of the Day No. 3 on Tuesday, April 5, 2011.

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:

April 4, 2011

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. 7—
BY SENATOR WILLARD-LEWIS AND REPRESENTATIVE STIAES
A CONCURRENT RESOLUTION

To commend Sheila W. Seals, a Dr. Martin Luther King, Jr. Charter School for Science and Technology social worker, on being named school social worker of the year by the National Association of Social Workers, Louisiana Chapter.

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATORS MCPHERSON, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MICHOT, MILLS, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, WALSWORTH AND WILLARD-LEWIS AND REPRESENTATIVE JOHNSON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Elton C. Pody.

SENATE CONCURRENT RESOLUTION NO. 9—
BY SENATOR SMITH AND REPRESENTATIVE DANAHAY
A CONCURRENT RESOLUTION

To commend Fausto's Restaurant and owner, Fausto Mejia, on being selected Business of the Year by the DeQuincy Chamber of Commerce.

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Community and Technical College System to register all students who complete the certified nurse aide portion of the Patient Care Technician curriculum on the certified nurse aide registry and to report certain information to the Senate and House committees on health and welfare.

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

March 31, 2011

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. 12—
BY REPRESENTATIVE BROSSETT
A CONCURRENT RESOLUTION

To commend the Consulate General of Ecuador upon reopening in New Orleans.

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 Resolution contained herein was signed by the President of the Senate.

April 4, 2011

ATTENDANCE ROLL CALL**PRESENT**

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Thompson
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	
Total - 38		

ABSENT

Quinn
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Quinn 1 Day

Announcements

The following committee meetings for April 5, 2011, were announced:

Senate and Gov't Affairs At Adj. Hainkel Room

Adjournment

On motion of Senator Thompson, at 3:35 o'clock P.M. the Senate adjourned until Tuesday, April 5, 2011, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Tuesday, April 5, 2011.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk