

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

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, May 10, 2011

The Senate was called to order at 3:05 o'clock P.M. by Hon. Sharon Broome, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Gautreaux	Murray
Alario	Guillory	Nevers
Amedee	Jackson	Perry
Appel	Kostelka	Peterson
Broome	LaFleur	Riser
Chabert	Long	Shaw
Cheek	Michot	Smith
Crowe	Mills	Thompson
Donahue	Morrell	Walsworth
Dorsey	Morrish	Willard-Lewis
Erdey	Mount	
Total - 32		

ABSENT

Adley	Marionneau	Quinn
Claitor	Martiny	
Heitmeier	McPherson	
Total - 7		

The President Pro Tempore of the Senate announced there were 32 Senators present and a quorum.

Prayer

The prayer was offered by Rabbi Arnold S. Task, 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 Thompson, the reading of the Journal was dispensed with and the Journal of May 9, 2011, was adopted.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 24—
BY SENATOR CHAISSON

A RESOLUTION

To commend and congratulate Sherri Breaux upon her receipt of the 2011 Kevin B. Harrington Award for Excellence in Democracy Education presented by the National Conference of State Legislatures.

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

SENATE RESOLUTION NO. 25—
BY SENATOR JACKSON

A RESOLUTION

To commend Karen Eubanks Jackson, Founder & CEO of Sisters Network, Inc., for her efforts in education and support of African American women diagnosed with breast cancer.

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

Message from the House

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

May 9, 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 Bills and Joint Resolutions:

HB No. 69	HB No. 76	HB No. 174
HB No. 249	HB No. 383	

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

House Bills and Joint Resolutions

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. 69—
BY REPRESENTATIVE LIGI

AN ACT

To amend and reenact R.S. 40:1299.44(A)(1)(b) and to enact R.S. 40:1299.44(D)(2)(b)(xvi) and 1299.44.1, relative to the Patient's Compensation Fund; to provide for the investment of fund monies by the board; and to provide for related matters.

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

HOUSE BILL NO. 76—
BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 32:387(B)(2) and to repeal R.S. 32:387.2, 387.3, 387.13, 387.15, and 387.18, relative to oversized vehicles; to provide authority to the Department of Transportation and Development to issue permits for oversized loads or vehicles; and to provide for related matters.

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

HOUSE BILL NO. 174—
BY REPRESENTATIVE HENRY BURNS

AN ACT

To enact R.S. 32:408(B)(7), relative to commercial driver's licenses; to provide for a waiver of certain requirements for certain commercial drivers; and to provide for related matters.

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

HOUSE BILL NO. 249—
BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 32:127.1, relative to highway right-of-way crossings; to authorize golf carts to cross Louisiana Highway 90 and Louisiana Highway 99 in the town of Welsh; and to provide for related matters.

May 10, 2011

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

HOUSE BILL NO. 383—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 40:1749.12(4), 1749.13(B)(2) and (5), 1749.14(B) and (C)(1)(b)(iii) and (v), 1749.15, and 1749.20(C) and to enact R.S. 40:1749.12(15) and 1749.20(D), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to define "emergency"; to define "agricultural excavator"; to provide for a delay period following notification before the commencement of any excavation or demolition activity; to specify who shall receive a notice of intent to excavate; to define the period of time that markings shall be deemed good; to require certification of immediate action in a notice of emergency excavation; to provide for violations; to provide for penalties; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

May 10, 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. 79 HCR No. 80 HCR No. 81

HCR No. 82

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 79—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to institute mandatory continuing legal education for judges on family law topics, including child custody and the child support guidelines.

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

HOUSE CONCURRENT RESOLUTION NO. 80—
BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION

To urge and request the Louisiana Association of Tax Administrators to conduct a survey of local governmental taxing authorities regarding the collection of sales and use tax on transactions occurring over the Internet.

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

HOUSE CONCURRENT RESOLUTION NO. 81—
BY REPRESENTATIVE MORRIS
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to begin the process to designate Caddo Lake as a National Heritage Area.

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

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To commend Dr. David E. Crosby upon the celebration of his fifteenth anniversary as pastor of First Baptist Church of New Orleans.

The resolution was read by title. Senator Heitmeier 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, Dorsey, Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Riser, Shaw, Smith, Thompson, Walsworth, Willard-Lewis.

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists names: Adley, Marionneaux, McPherson, Quinn.

Total - 4

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

AGRICULTURE, FORESTRY, AQUACULTURE, AND
RURAL DEVELOPMENT

Senator Francis C. Thompson, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, submitted the following report:

May 10, 2011

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

SENATE BILL NO. 89—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3406(A)(2), 3419(D) and 3423(D)(1), relative to the Agricultural Commodity Dealer and Warehouse Law; to provide relative to powers of the commissioner; to provide relative to records; to transfer the authority of determining the expenses of the Agricultural Commodity Dealers and Warehouse Fund from the commission to the commissioner; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
FRANCIS C. THOMPSON
Chairman

REPORT OF COMMITTEE ON

FINANCE

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

May 9, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 31—
BY SENATOR SMITH

AN ACT

To enact R.S. 33:448(D), relative to mayor's courts; to increase authorized court costs for municipal ordinance violations in the mayor's court of the town of New Llano; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 52—
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 39:98.1(A)(3), (B), (C), and (D) and 98.3(A), all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; to provide for the uses of monies in the fund; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 53—
BY SENATORS ALARIO AND THOMPSON
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.8(A)(1)(c), (A)(2), (3), and (4), and (C)(1) of the Constitution of Louisiana, all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 81—
BY SENATOR MILLS

AN ACT

To enact R.S. 3:266(23) and 284, relative to establishing a monetary incentive program to promote purchases of Louisiana agricultural products; to authorize the development and establishment of the Louisiana Buy Local Purchase Incentive Program Fund within the state treasury; to authorize an incentive payment for certain purchases of Louisiana agricultural products by certain restaurant establishments; to provide for the administration of the incentive payment; to provide with respect to financing; to provide for definitions; to provide for certain requirements and termination of the program and fund; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 90—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:1615(A)(3) and (B)(1) and to enact R.S. 3:1615(A)(4), relative to the Boll Weevil Eradication Fund; to provide relative to monies received from assessments; to transfer unexpended monies received from assessments to the Louisiana Agricultural Finance Authority; to provide relative to expenses of the program; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 131—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 39:75(C)(2)(b), relative to avoidance of budget deficits; to provide for an increase in the authority of the governor to reduce certain appropriations or allocations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 137—
BY SENATOR LONG

AN ACT

To enact R.S. 39:75(C)(2)(f) and (F), relative to avoidance of budget deficits; to provide for the use of interest earnings from certain statutorily dedicated funds to reduce a mid-year budget deficit; to provide for additional avoidance measures relative to the occurrence of a budget deficit in the next fiscal year; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MICHAEL J. "MIKE" MICHOT
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

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

May 10, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 39—
BY SENATORS LAFLEUR AND RISER

AN ACT

To repeal Part III of Chapter 9 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1801 through 1804,

May 10, 2011

relative to the purchasing of certain weapons or ammunition; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 102—
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 26:93(E) and 290(E), relative to the alcoholic beverage control law; to provide for suspension of permits; to provide for emergency procedure; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 115—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 26:80(H) and 280(H), relative to alcohol permits; to require spouses of persons submitting alcohol permit applications to submit their fingerprints in their spouses application; to require partners, stockholders and members of limited liability companies and their spouses to submit their fingerprints with the alcohol permit applicant's application; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 182—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 15:833.3, relative to the duties of the Department of Public Safety and Corrections; to prohibit any inmate incarcerated in a correctional institution operated by the department to establish an account on any Internet-based social networking website; to prohibit any other person to establish such accounts for incarcerated inmates; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 202—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 15:572.1(A) and (F), 572.2, 574.1, and 574.2(D)(4) and to enact R.S. 15:572.1(G) and 574.2(A)(5) and (H), relative to the Board of Pardons and the Board of Parole; to provide relative to the membership of the Board of Pardons; to provide for an ex officio, nonvoting member of the Board of Pardons; to provide relative to the duties and obligations of the Board of Parole; to require training for the members of the Board of Parole; to require annual reporting by the Board of Parole; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

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

May 9, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 13—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:297.10(A), relative to income tax deductions; to authorize a deduction for the amount of certain tuition and fees paid to certain elementary and secondary schools; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 21—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:305(D)(1)(c), relative to exemptions from the sales and use taxes of the state and political subdivisions of the state; to provide an exemption for bottled water; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 40—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:6021(A), (B)(1), (D)(2)(a)(i) and (b)(i), H, the introductory paragraph of (I), (I)(6), and (J) and to enact R.S. 47:6021(B)(6), relative to income tax credits; to provide income tax credits for certain brownfields investors; to clarify the applicability of such credit to remediation of public lands; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 54—

BY SENATOR AMEDEE

AN ACT

To enact R.S. 47:1713, relative to ad valorem property tax; to authorize the prohibition of certain property from being considered exempt in certain parishes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 63—

BY SENATOR MURRAY

AN ACT

To enact R.S. 47:6019(C), relative to income and corporation franchise tax; to provide with respect to income and corporation franchise tax credits for costs associated with the rehabilitation of historic structures; to provide for certain taxable periods; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 112—

BY SENATOR ADLEY

AN ACT

To enact R.S. 47:305.66, relative to the sales and use tax of the state; to exempt the state sale and use tax of parish councils on aging; to provide for definitions; to require the secretary of the Department of Revenue to provide rules and regulations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 123—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 47:6022(A), (C)(4)(c)(i), (5), (10)(b), and (14), (D)(2), and (E) through (J), and to repeal R.S. 47:6022(K), relative to tax credits; to provide for the name and applicability of the digital interactive media producer tax credit; to provide for a refundable tax credit; to provide for rebates of tax credits

under certain circumstances; to provide for definitions, limitations, and program administration; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT M. MARIONNEAUX, JR.
Chairman

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Julie Quinn, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 10, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 22—
BY SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Articles 3421, 3431, 3432 and 3434, relative to successions; to provide relative to small successions; to provide certain definitions, terms, procedures, conditions, requirements, and effects; to provide for conveyance of certain ownership interest in immovable property by a small succession; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 24—
BY SENATOR ALARIO

AN ACT

To enact R.S. 9:5166, relative to mortgages and vendor's liens; to provide relative to cancellation of mortgage and vendor's lien inscriptions; to create and authorize the use of a uniform cancellation affidavit for cancellation of mortgage and vendor's lien inscriptions; to provide for the contents and effects of such affidavit; to provide relative to liability; to provide certain terms, conditions, procedures, and requirements, and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 36—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:512(1) and 17(b)(vi) and R.S. 37:212(A)(2)(d), relative to abstracts of title; to provide definitions; to provide relative to title insurance; to provide relative to abstracts of title and title examination and opinions; to provide relative to the practice of law; to provide definitions, terms, procedures, conditions, and requirements; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 85—
BY SENATOR GAUTREAUX

AN ACT

To enact Part XI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:361 through 368, relative to expropriation by St. Mary Parish; to authorize the governing

authority of the parish to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of expropriation; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JULIE QUINN
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 34—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to provide relative to the payment of certain insurance premiums for certain retired assessors and assessors' employees in Catahoula Parish; and to provide for related matters.

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

SENATE BILL NO. 48—
BY SENATOR LONG

AN ACT

To enact R.S. 36:359(L) and R.S. 38:3097.7 and to repeal Section 4 of Act No. 446 of the 2001 Regular Session of the Legislature and Section 5 of Act No. 49 of the 2003 Regular Session of the Legislature, relative to the Ground Water Management Advisory Task Force; to provide for the membership of the task force; to provide powers, duties, terms and conditions; to provide for the meeting requirements of the task force; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 48 by Senator Long

AMENDMENT NO. 1

On page 2, line 21, delete "**state soil and water conservation**" and insert "**State Soil and Water Conservation Commission or his designee.**"

AMENDMENT NO. 2

On page 2, delete lines 22 through 24, and insert "**(11) The director of the United States Geological Survey, Louisiana Water Science Center or his designee.**"

AMENDMENT NO. 3

On page 3, line 8, delete "**Cotton Producers**" and insert "**Louisiana Cotton and Grain**"

AMENDMENT NO. 4

On page 3, line 18, after "**Pontchartrain**" insert "**Basin**"

AMENDMENT NO. 5

On page 3, line 27, delete "**reservoir**" and insert "**water resources management**"

AMENDMENT NO. 6

On page 3, line 29, after "**Geology**" and before the period, insert "**and Geophysics**"

AMENDMENT NO. 7

On page 4, line 3, delete "**Public**" and insert "**Electric**"

May 10, 2011

AMENDMENT NO. 8

On page 4, line 6, delete "Louisiana Independent" and insert "the Louisiana"

AMENDMENT NO. 9

On page 4, line 7, after "Shreveport" insert ", Red River"

AMENDMENT NO. 10

On page 4, delete line 9

AMENDMENT NO. 11

On page 4, line 10, change "(39)" to "(38)"

AMENDMENT NO. 12

On page 4, line 11, change "(40)" to "(39)"

AMENDMENT NO. 13

On page 4, line 12, change "(41)" to "(40)"

AMENDMENT NO. 14

On page 4, line 13, change "(42)" to "(41)"

AMENDMENT NO. 15

On page 4, line 15, change "(43)" to "(42)"

AMENDMENT NO. 16

On page 4, line 16, change "(44)" to "(43)"

AMENDMENT NO. 17

On page 4, line 18, change "(45)" to "(44)"

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

SENATE BILL NO. 58—

BY SENATORS ADLEY, ERDEY, HEITMEIER, MCPHERSON, MOUNT AND SHAW

AN ACT

To amend and reenact R.S. 47:490.22(C), relative to the United States Armed Forces military honor license plate; to remove the handling fee from such plate; and to provide for related matters.

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

SENATE BILL NO. 78—

BY SENATORS MURRAY, PETERSON AND WILLARD-LEWIS

AN ACT

To enact R.S. 40:456.1, relative to the Housing Authority of New Orleans; to provide for the appointment, compensation, duties, and powers of its peace officers; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 78 by Senator Murray

AMENDMENT NO. 1

On page 1, line 3, delete "compensation,"

AMENDMENT NO. 2

On page 1, at the beginning of line 9, delete "compensation."

AMENDMENT NO. 3

On page 2, line 7, delete "Certified peace officers shall be"

AMENDMENT NO. 4

On page 2, delete lines 8 and 9 in their entirety

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

SENATE BILL NO. 91—

BY SENATOR LONG AND REPRESENTATIVE NOWLIN

AN ACT

To authorize and provide for the transfer of certain local and state property; to authorize the transfer of certain local and state property in Natchitoches 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..

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

SENATE BILL NO. 94—

BY SENATOR NEVERS

AN ACT

To enact R.S. 38:2213.1, relative to public works; to provide for a preference for materials produced, manufactured, or fabricated in Louisiana used in public works; to provide for definitions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 94 by Senator Nevers

AMENDMENT NO. 1

On page 1, between lines 8 and 9 insert the following:

"A. This Section shall be known and may be referred to as the "Louisiana First Act"."

AMENDMENT NO. 2

On page 1, line 9, at the beginning of the line change "A." to "B."

AMENDMENT NO. 3

On page 1, delete lines 15 and 16 in their entirety and insert "meet bid specifications."

AMENDMENT NO. 4

On page 2, line 3, at the beginning of the line change "B." to "C."

AMENDMENT NO. 5

On page 2, line 11, at the beginning of the line change "C." to "D."

AMENDMENT NO. 6

On page 2, after line 14 insert the following:

"E. For purposes of this Section, the requirement that the materials be produced, manufactured, or fabricated in Louisiana is met if the company providing the materials has a substantial economic investment in Louisiana by having five hundred or more employees who are Louisiana residents and who work for the company in Louisiana."

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

SENATE BILL NO. 100—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2295(C), relative to letting of public contracts; to provide for plans and specifications; to increase the number of working days prior to the opening of bids within which a potential supplier must submit a request for approval of a product other than that specified in the contract documents for

public works projects of the New Orleans Sewerage and Water Board; and to provide for related matters.

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

SENATE BILL NO. 104—
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 17:273.2, relative to the teaching of foreign languages in elementary and secondary schools; to provide with respect to a program to recognize excellence in foreign language immersion education; to provide for minimum criteria; to provide for rules; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 104 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 3, after "respect to a" delete the remainder of the line and insert "process to certify"

AMENDMENT NO. 2

On page 1, line 4, between "education" and the semicolon ";" insert "programs"

AMENDMENT NO. 3

On page 1, line 8, after "**programs**;" delete the remainder of the line, and at the beginning of line 9, delete "**excellence**;" and insert in lieu thereof "**certification process**;"

AMENDMENT NO. 4

On page 1, line 11, between "a" and "foreign" change "**program to recognize excellence in**" to "**process to certify**"

AMENDMENT NO. 5

On page 1, line 12, between "**education**" and "**as**" insert "**programs**"

AMENDMENT NO. 6

On page 1, line 17, after "**shall**" delete the remainder of the line, and on page 2, delete lines 1 through 3 in their entirety, and insert in lieu thereof "**designate any foreign language immersion program that consistently meets the criteria listed below as a "Certified Foreign Language Immersion Program."**

AMENDMENT NO. 7

On page 2, delete lines 23 through 27 and insert the following:
"**(2) Notice of receipt of State Board of Elementary and Secondary Education designation as a "Certified Foreign Language Immersion Program" shall be included on the school's annual report card compiled by the Department of Education and in the academic records of each student enrolled in the program.**"

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

SENATE BILL NO. 120—
BY SENATOR MURRAY

AN ACT

To amend and reenact the heading of Part V of Chapter 16 of Title 25 of the Louisiana Revised Statutes of 1950, and R.S. 25:796, 797(A)(5) and (B), 798(1) and (3), 799(A)(1), (B), (C)(1)(b), (g), (j), and (k), (D)(2)(b), (F), (I), and (K)(2) and to repeal R.S. 25:799(J)(3), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to the name, boundaries, purpose, powers, governance, and funding of the district; to remove authority for special ad valorem tax and

parcel fee; to provide for the creation of subdistricts; and to provide for related matters.

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

SENATE BILL NO. 132—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 48:261(A)(2) and 756(A)(1) and to repeal R.S. 48:756(A)(4), to add application of the latest federal decennial census to determine population relative to contracts for maintenance work and distribution of monies in the Parish Transportation Fund; and to provide for related matters.

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

SENATE BILL NO. 145—

BY SENATORS CLAITOR, ADLEY, AMEDEE, CHABERT, MICHOT, MORRISH AND SMITH

AN ACT

To amend and reenact R.S. 49:1 and 2, and to enact R.S. 49:3.1, relative to the gulfward boundary and coastline of Louisiana; to provide for such gulfward boundary and coastline; to provide relative to state ownership and sovereignty; to provide certain definitions, terms, conditions, and requirements; to provide relative to legislative intent and purpose; and to provide for related matters.

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

SENATE BILL NO. 153—

BY SENATOR MURRAY

AN ACT

To enact R.S. 38:2212(A)(8), relative to the letting of public contracts by the New Orleans Sewerage and Water Board; to provide for advertisement and letting of lowest responsible bidder; to provide for inclusion of addenda containing pricing information; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 153 by Senator Murray

AMENDMENT NO. 1

On page 1, line 8, between "R.S. 38:2212" and "(8)" insert "(A)"

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

SENATE BILL NO. 180—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 15:86.1, relative to unclaimed cash bail bonds being deposited in Plaquemines Parish; to provide relative to the liability for such bonds; to provide for the return to the owner of an unclaimed cash bail bond; and to provide for related matters.

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

May 10, 2011

SENATE BILL NO. 199—

BY SENATOR CLAITOR AND REPRESENTATIVE GREENE
AN ACT

To enact R.S. 33:9097.12, relative to crime prevention districts; to create the Jefferson Place/Bocage Crime Prevention District in East Baton Rouge Parish; to provide for the powers and duties of the district and its board of commissioners; to provide for a parcel fee; to provide with respect to termination of the district; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 199 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 3, after "Prevention" and before "District" insert "and Improvement"

AMENDMENT NO. 2

On page 1, line 10, after "Prevention" and before "District" insert "and Improvement"

AMENDMENT NO. 3

On page 1 line 14, after "Prevention" and before "District" insert "and Improvement"

AMENDMENT NO. 4

On page 2, line 1, after "Bocage Estates," delete the remainder of the line and insert "Filings 1 through 5 of Jefferson Place"

AMENDMENT NO. 5

On page 2, line 2, delete "Place, Jefferson Place IV, Jefferson Place V"

AMENDMENT NO. 6

On page 2, line 4, after "district" insert "and promoting and encouraging the beautification and overall betterment of the district"

AMENDMENT NO. 7

On page 4, line 27, after "hundred" insert "and forty", and after "parcel" insert " , starting with five hundred dollars for the first calendar year"

AMENDMENT NO. 8

On page 5, line 5, after "fee" insert "of five hundred dollars"

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

SENATE BILL NO. 222—

BY SENATORS MILLS, ADLEY, ERDEY, HEITMEIER, MCPHERSON,
MOUNT AND SHAW
AN ACT

To amend and reenact R.S. 17:270(A) and 271(A)(2) and R.S. 32:402.1(A)(1) and (2), 402.2, and 408(A)(1) and (3); and to enact R.S. 32:402.1(A)(3)(c), relative to requiring driver education courses, training programs, and preclicensing training courses for children and adults to include teaching the economic effects of littering; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 222 by Senator Mills

AMENDMENT NO. 1

On page 1, line 6, at the beginning of the line, before "and" insert "to name this Act the "Louisiana Increases Tourism Through Environmental Responsibility Act of 2011" or "LITTER Act of 2011;"

AMENDMENT NO. 2

On page 1, between lines 7 and 8, insert the following:
"Section 1. This Act shall be known as the "Louisiana Increases Tourism Through Environmental Responsibility Act of 2011" or "LITTER Act of 2011"."

AMENDMENT NO. 3

On page 1, line 8, after "Section" change "1" to "2"

AMENDMENT NO. 4

On page 3, line 15, after "Section" change "2" to "3"

AMENDMENT NO. 5

On page 6, line 29, after "Section" change "3" to "4"

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

House Bills and Joint Resolutions
on Second Reading
Reported by Committees

HOUSE BILL NO. 245—

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 56:437 and to repeal R.S. 40:5.3.1, relative to harvest and sale of oysters for raw consumption; to require a time limit on transportation of such oysters from harvest to refrigeration; and to provide for related matters.

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

Senate Bills and Joint Resolutions on
Third Reading and Final Passage

SENATE BILL NO. 55—

BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 26:359(A), the introductory paragraph of (B)(1), (B)(1)(h), (C)(2) and (3), and (D) relative to distribution of alcoholic beverages; to provide for direct shipment of certain alcoholic beverages to consumers; and to provide for related matters.

Floor Amendments

Senator Amedee sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee on behalf of the Legislative Bureau to Engrossed Senate Bill No. 55 by Senator Murray

AMENDMENT NO. 1

On page 3, line 9, following "All excise and" and before "taxes" change "sales or use" to "sales and use"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Guillory	Murray
Amedee	Heitmeier	Nevers
Appel	Kostelka	Perry
Chabert	LaFleur	Quinn
Cheek	Long	Riser
Claitor	Martiny	Smith
Donahue	Michot	Thompson
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 29		

NAYS

Jackson	Peterson
Total - 2	

ABSENT

Mr. President	Crowe	Mount
Adley	Marionneaux	Shaw
Broome	McPherson	
Total - 8		

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

SENATE BILL NO. 161—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 13:621.21 and 1138, and Section 1 of Act No. 873 of the 2008 Regular Session of the Legislature, and to repeal R.S. 13:1139(A), relative to courts and judicial procedure; to provide relative to district courts and district court judges; to dedicate certain judgeships in certain judicial districts and provide for divisions with certain limited or specialized subject matter jurisdiction; to provide for compensation of such judges; to provide for elections and terms of office; to provide certain terms, conditions, procedures, and requirements; to provide certain effective dates; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 and insert: "To amend and reenact R.S. 13:621.21, relative to courts"

AMENDMENT NO. 2

On page 1, line 11, after "13:621.21" delete "and 1138 are" and insert "is"

AMENDMENT NO. 3

On page 2, delete lines 9 through 29

AMENDMENT NO. 4

On page 3, delete lines 1 through 29

AMENDMENT NO. 5

On page 4, delete lines 1 through 10

AMENDMENT NO. 6

On page 4, delete lines 20 through 24

AMENDMENT NO. 7

On page 4, change "Section 4" to "Section 2", "Section 5" to "Section 3", "Section 6" to "Section 4" and "Section 7" to "Section 5"

Senator Murray moved the adoption of the amendments.

Senator Quinn objected.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee	Gautreaux	Morrell
Broome	Heitmeier	Murray
Cheek	Jackson	Peterson
Dorsey	Kostelka	Willard-Lewis
Total - 12		

NAYS

Mr. President	Erdey	Perry
Adley	Guillory	Quinn
Alario	Long	Riser
Appel	Martiny	Shaw
Chabert	Michot	Smith
Claitor	Mills	Thompson
Crowe	Morrish	Walsworth
Donahue	Mount	
Total - 23		

ABSENT

LaFleur	McPherson
Marionneaux	Nevers
Total - 4	

The Chair declared the amendments were rejected.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

On page 4, line 22, after "division," insert "**and shall have the same staff and resources as other judges in that district court.**"

On motion of Senator Morrell, the amendments were adopted.

Senator Peterson moved to place the amended bill on the Involuntary Calendar.

Senator Quinn objected.

ROLL CALL

The roll was called with the following result:

YEAS

Broome	Jackson	Perry
Cheek	Kostelka	Peterson
Dorsey	Morrell	Willard-Lewis
Gautreaux	Murray	
Total - 11		

May 10, 2011

NAYS

Adley	Erdey	Morrish
Alario	Guillory	Mount
Amedee	Heitmeier	Quinn
Appel	LaFleur	Riser
Chabert	Long	Shaw
Claitor	Martiny	Smith
Crowe	Michot	Thompson
Donahue	Mills	Walsworth
Total - 24		

ABSENT

Mr. President	McPherson
Marionneau	Nevers
Total - 4	

The Chair declared the Senate refused to place the amended bill on the Involuntary Calendar.

Floor Amendments

Senator Peterson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

On page 2, delete lines 23 through 29 and insert
"(2) Two divisions of the court shall have limited or specialized subject matter jurisdiction as follows:

(a) Effective January 1, 2015, the subject matter jurisdiction of Division E shall be limited, under the provisions of Article V, Section 15(A) of the Constitution of Louisiana, to family matters as provided by law, including the domestic relations matters set forth in this Section; and additionally

(b) In any other division, the division of the first judgeship becoming vacant for any reason on or after March 1, 2012, shall as of January 1, 2015, be limited, under the provisions of Article V, Section 15(A) of the Constitution of Louisiana, to family matters as provided by law, including the domestic relations matters set forth in this Section."

AMENDMENT NO. 2

On page 3, delete lines 1 through 13

On motion of Senator Peterson, the amendments were adopted.

Explanation of Vote

Senator Crowe stated he wanted to object to the adoption of the amendment by Senator Peterson to Senate Bill No. 161, but the amendment was adopted before he could make his objection.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Quinn
Broome	LaFleur	Riser
Chabert	Long	Shaw
Cheek	Martiny	Smith
Claitor	Michot	Thompson

Crowe	Mills	Walsworth
Donahue	Morrell	Willard-Lewis
Dorsey	Morrish	
Erdey	Mount	
Total - 37		

NAYS

Total - 0

ABSENT

Marionneau	McPherson
Total - 2	

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

Mr. President in the Chair

SENATE BILL NO. 208—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 19:201, relative to expropriation; to provide relative to expropriation suits; to provide relative to attorney fees and certain costs and expenses; to provide relative to attorney fees and certain costs and expenses for unsuccessful or abandoned suits; to provide certain terms and conditions; and to provide for related matters.

Floor Amendments

Senator Amedee sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee on behalf of the Legislative Bureau to Engrossed Senate Bill No. 208 by Senator Perry

AMENDMENT NO. 1

On page 1, line 9, following "201." and before "fees" change "Attorneys" to "**Attorney**"

AMENDMENT NO. 2

On page 1, line 12, following "acquire" and before "property" change "real" to "immovable"

AMENDMENT NO. 3

On page 1, line 13, following "such" change "real" to "immovable"

AMENDMENT NO. 4

On page 1, line 17, before "property" change "real" to "immovable"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Murray
Adley	Gautreaux	Nevers
Alario	Guillory	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Quinn
Chabert	Long	Riser
Cheek	Michot	Shaw
Claitor	Mills	Smith
Crowe	Morrell	Thompson

Donahue Morrish Walsworth
Dorsey Mount Willard-Lewis
Total - 33

NAYS

LaFleur
Total - 1

ABSENT

Broome Marionneaux McPherson
Heitmeier Martiny
Total - 5

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

SENATE BILL NO. 207—
BY SENATOR MOUNT

AN ACT

To enact Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.21 through 1300.23, relative to Medicaid; to require the Department of Health and Hospitals to submit an annual report to the legislature on the Coordinated Care Network Medicaid initiative; to provide for a sunset date; and to provide for related matters.

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

House Concurrent Resolutions
on Second Reading
Reported by Committees

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVE LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to add rifles capable of firing .35 Whelen ammunition to the list of firearms authorized to use during the special deer hunting season for primitive firearms.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Murray
Adley Gautreaux Nevers
Alario Guillory Perry
Amedee Jackson Peterson
Appel Kostelka Quinn
Broome LaFleur Riser
Chabert Long Shaw
Cheek Michot Smith
Claitor Mills Thompson
Crowe Morrell Walsworth
Donahue Morrish Willard-Lewis
Dorsey Mount
Total - 35

NAYS

Total - 0

ABSENT

Heitmeier Martiny
Marionneaux McPherson
Total - 4

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

Rules Suspended

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

Privilege Report of the
Legislative Bureau

May 10, 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.

HOUSE BILL NO. 245—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 56:437 and to repeal R.S. 40:5.3.1, relative to harvest and sale of oysters for raw consumption; to require a time limit on transportation of such oysters from harvest to refrigeration; 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 Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 26—
BY SENATOR LAFLEUR

A RESOLUTION

To recognize Tuesday, May 3, 2011, as Louisiana Society of Professional Surveyors Day at the Louisiana State Capitol.

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

SENATE RESOLUTION NO. 27—
BY SENATOR BROOME

A RESOLUTION

To commend Camelot College on the occasion of its twenty-fifth anniversary.

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

May 10, 2011

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 10, 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 Bills and Joint Resolutions:

- HB No. 262 HB No. 310 HB No. 273
HB No. 536 HB No. 505 HB No. 607
HB No. 107 HB No. 110 HB No. 113
HB No. 122 HB No. 137 HB No. 131

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

House Bills and Joint Resolutions

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. 107— BY REPRESENTATIVES TALBOT, BILLIOT, CONNICK, HENRY, LABRUZZO, LIGI, LOPINTO, TEMPLET, AND WILLMOTT AND SENATORS APPEL, MARTINY, MORRELL, AND QUINN AN ACT

To amend and reenact R.S. 22:1923(introductory paragraph) and to enact R.S. 22:1923(1)(j), relative to fraudulent insurance acts; to define certain activity toward a self-insured governmental entity that maintains a self-insured loss fund or risk pool as such an act; and to provide for related matters.

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

HOUSE BILL NO. 110— BY REPRESENTATIVE WOOTON AN ACT

To enact R.S. 15:574.45, relative to probation and parole; to provide relative to the Interstate Compact for Adult Offender Supervision; to provide for fees; to provide for the use of the fees; to provide for rulemaking; and to provide for related matters.

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

HOUSE BILL NO. 113— BY REPRESENTATIVE ST. GERMAIN AN ACT

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

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

HOUSE BILL NO. 122— BY REPRESENTATIVE WOOTON AN ACT

To enact Code of Criminal Procedure Article 875(A)(4), relative to sentencing; to provide relative to presentence investigations; to provide for fees; to provide for the use of the fees; and to provide for related matters.

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

HOUSE BILL NO. 131— BY REPRESENTATIVE TEMPLET AN ACT

To enact R.S. 15:542.1.4(C), relative to sex offenders; to provide relative to sex offender registration and notification requirements; to provide relative to failure to register; to provide relative to drivers' licenses and state identification cards issued to sex offenders; to provide for criminal penalties; and to provide for related matters.

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

HOUSE BILL NO. 137— BY REPRESENTATIVE CORTEZ AN ACT

To enact R.S. 22:1567, relative to producer compensation; to authorize producers and certain insurers or policyholders to negotiate any combination of commissions, fees, or fees in lieu of commissions, for certain insurance coverages; and to provide for related matters.

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

HOUSE BILL NO. 262— BY REPRESENTATIVES RICHARDSON AND TIM BURNS AN ACT

To amend and reenact Code of Civil Procedure Article 2636(5), relative to authentic evidence for executory proceedings; to provide for certain documentary evidence deemed to be authentic; and to provide for related matters.

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

HOUSE BILL NO. 273— BY REPRESENTATIVE HUTTER AN ACT

To enact R.S. 40:1730.23(F), relative to the state uniform construction code; to authorize the use of an affidavit to meet the requirement of windblown debris storm shutters; and to provide for related matters.

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

HOUSE BILL NO. 310— BY REPRESENTATIVE HENRY AN ACT

To amend and reenact R.S. 39:551.1 and 997(A) and R.S. 51:1157.1, relative to bonds to encourage industrial enterprises and bonds issued by municipal and parish industrial development boards; to delete the approval requirement of the State Board of Commerce and Industry or its successor; to provide with respect to the State Bond Commission; to delete the approval requirement of the secretary of the Department of Economic Development; 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. 505—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 32:378.2(H), relative to ignition interlock devices; to require ignition interlock device reports to be submitted electronically to certain entities; and to provide for related matters.

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

HOUSE BILL NO. 536—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact the heading of Part V of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1731, 1732(2), (3), (4), (7), and (9), 1733 through 1736, 1737(A), 1738(A) and (B), 1740, 1741, 1742(A)(1) and (3), 1742.1, and 1742.2(A)(1) and to repeal R.S. 40:1739, relative to building codes; to provide for the purpose; to provide for definitions; to provide for the Americans with Disabilities Act standards; to require ADA standards accessibility in public and private buildings; to provide with respect to the use of parking spaces; and to provide for related matters.

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

HOUSE BILL NO. 607— (Substitute for House Bill No. 183 by Representative Arnold)

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 9:3530(F), relative to consumer credit transactions; to authorize a lender to charge a fee for electronic lien and title services or E.L.T. fee; to prohibit an E.L.T. fee from being considered as interest or being included in the calculation of interest; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 10, 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. 83 HCR No. 84

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 83— BY REPRESENTATIVE WILLMOTT A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2011, as Louisiana State Nurses Week.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Murray
Adley Gautreaux Nevers
Alario Jackson Peterson
Amedee Kostelka Quinn
Appel LaFleur Riser
Chabert Long Shaw
Cheek Mills Smith
Claitor Morrell Thompson
Crowe Morrish Walsworth
Dorsey Mount Willard-Lewis
Total - 30

NAYS

Total - 0

ABSENT

Broome Heitmeier McPherson
Donahue Marionneaux Michot
Guillory Martiny Perry
Total - 9

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

Explanation of Vote

Senator Donahue stated he appeared as absent on the vote on House Concurrent Resolution No. 83. He intended to vote yea and asked that the Official Journal so state.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To commend Dr. Joe Ann Keeley Clark on her distinguished career in nursing and nursing education, and on her continuing contributions to the field of nursing in this state, upon the occasion of her retirement as executive director of the Louisiana State Nurses Association.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux Nevers
Adley Jackson Perry
Alario Kostelka Peterson
Appel LaFleur Quinn
Chabert Long Riser
Cheek Martiny Shaw
Claitor Mills Smith
Crowe Morrell Thompson
Donahue Morrish Walsworth
Dorsey Mount Willard-Lewis
Erdey Murray
Total - 32

NAYS

Total - 0

May 10, 2011

ABSENT

Amedee	Heitmeier	Michot
Broome	Marionneaux	
Guillory	McPherson	
Total - 7		

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 10, 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 Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 3— BY SENATORS NEVERS, ALARIO, JACKSON, LONG, MURRAY AND PETERSON

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact laws to establish, implement, and ensure that universal communication is at all times and at all places available to warn the American people of imminent and impending dangers.

Respectfully submitted, ROBERT W. "BOB" KOSTELKA Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Gautreaux	Murray
Adley	Guillory	Nevers
Alario	Heitmeier	Perry
Amedee	Jackson	Peterson
Appel	Kostelka	Quinn
Broome	LaFleur	Riser
Chabert	Long	Shaw
Cheek	Martiny	Smith
Claitor	Michot	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	Willard-Lewis
Dorsey	Morrish	
Erdey	Mount	
Total - 37		

ABSENT

Marionneaux	McPherson
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Marionneaux	1 Day	McPherson	1 Day
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Announcements

The following committee meetings for May 11, 2011, were announced:

Health and Welfare	9:00 A.M.	Hainkel Room
Insurance	9:00 A.M.	Room A
Senate and Gov't Affairs	9:30 A.M.	Room F

Adjournment

On motion of Senator Thompson, at 4:55 o'clock P.M. the Senate adjourned until Wednesday, May 11, 2011, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Wednesday, May 11, 2011.

GLENN A. KOEPP Secretary of the Senate

DIANE O' QUIN Journal Clerk