

THE OFFICIAL JOURNAL
OF THE
SENATE

OF THE
STATE OF LOUISIANA

TWENTIETH 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 31, 2011

The Senate was called to order at 4:10 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	Mount
Adley	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Perry
Chabert	LaFleur	Peterson
Cheek	Long	Riser
Claitor	Martiny	Shaw
Donahue	McPherson	Walsworth
Erdey	Michot	Willard-Lewis
Gautreaux	Mills	
Total - 29		

ABSENT

Alario	Marionneaux	Smith
Amedee	Morrell	Thompson
Crowe	Morrish	
Dorsey	Quinn	
Total - 10		

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

Prayer

The prayer was offered by Senator Willard-Lewis, 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 May 26, 2011, was adopted.

**Petitions, Memorials and
Communications**

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

STATE OF LOUISIANA
OFFICE OF THE LIEUTENANT GOVERNOR

May 17, 2011

The Honorable Joel T. Chaisson II
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear President Chaisson and Members of the Senate:

In accordance with Louisiana Revised Statute 36:205, I have appointed Mr. Charles R. Davis as deputy secretary of the Department of Culture, Recreation and Tourism. In accordance with Louisiana Revised Statute 36:207, I have appointed Pam A. Breaux as assistant secretary of the Office of Cultural Development, Department of Culture, Recreation and Tourism.

In that regard, I hereby acknowledge the following appointments to the Department of Culture, Recreation and Tourism and submit to you these names for consideration of Senate confirmation as required by law.

DEPUTY SECRETARY

November 23, 2010
Mr. Charles R. Davis
P. O. Box 94361
Baton Rouge, LA 70804

ASSISTANT SECRETARY

November 23, 2010
Ms. Pam A. Breaux
P.O. Box 94361
Baton Rouge, LA 70804

Thank you in advance for your attention to this matter. Should you have any questions or need further information, please do not hesitate to contact me.

With best wishes and kindest personal regards, I remain
Very truly yours,
JAY DARDENNE

**Privilege Report of the
Legislative Bureau**

May 31, 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. 144—
BY REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 6:121.8, relative to the Office of Financial Institutions; to provide for the use of electronic systems for data subject to regulation by the Office of Financial Institutions; to provide for definitions; to authorize the use of such systems; to provide for a limitation on the use of such systems; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 188—
BY REPRESENTATIVE HARDY
AN ACT

To amend and reenact R.S. 40:487 and R.S. 44:1(A)(1), relative to affiliates of housing authorities; to remove the public records

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exception applicable to such affiliates; to provide for the applicability of the Public Records Law to such affiliates; to provide relative to applicability to persons holding an ownership interest in or authority over an affiliate of a housing authority; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 195—

BY REPRESENTATIVES RICHARDSON, BOBBY BADON, BARROW, BISHOP, CARMODY, FOIL, HARDY, HENDERSON, PUGH, SEABAUGH, AND THIBAUT

AN ACT

To amend and reenact R.S. 37:1861(A)(1) and (B)(2), 1862.1, 1864, 1864.2(B), 1869(A), and 1870, to enact R.S. 37:1861(A)(5), (6), and (7) and (B)(5), 1861.1, 1864.2(C) and (D), 1864.3, and 1864.4, and to repeal Part V of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:571 through 579, relative to secondhand dealers; to define "secondhand dealer"; to provide for an exemption for motor vehicle dismantlers and parts recyclers; to provide for an exemption for certain persons performing waste management and recycling; to prohibit certain purchases of secondhand property; to provide an exemption for pawnbrokers; to require a record of secondhand property purchased; to require the record to be kept for three years; to require the record to be made available for inspection by law enforcement; to prohibit the purchase of junk from minors; to require a statement of ownership from the seller; to provide that failure to obtain the statement shall be prima facie evidence of fraud; to provide for exoneration from fraudulent, willful, or criminal knowledge; to require payment by check or money order; to require daily reports; to provide for violations; to provide for penalties; to repeal provisions regulating the purchase of junk; to repeal provisions regulating the purchase of certain metals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 221—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 6:412.1, relative to financial institutions; to provide for definitions; to prohibit solicitations using a lender's name; to provide for required disclosures; to prohibit solicitations using a lender's customer information; to provide an exception for communications with current or former customers; to prohibit references on envelopes and postcards; to provide an exception for solicitations comparing services and products; to provide for injunctions; to provide for damages; to provide for recovery of costs and attorney fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 256—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 37:877(B)(1)(b)(ii) and 883(C), (D), (E), (F), and (G) and to enact R.S. 37:877(B)(1)(b)(iii) and 883(H) and (I), relative to cremation; to provide for representation of identity of deceased on cremation authorization forms; to require the coroner to identify human remains when releasing them to a funeral establishment; to exempt funeral or crematory establishments from liability when relying upon information provided by health care providers and coroners; to exempt funeral establishments and coroners from liability when permitting the viewing of human remains for the purposes of identification; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 344—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 9:1123.102(11), relative to condominiums; to require a ten-day grace period for paying condominium assessments; to provide for limitations on charges for later payment of assessments; to require unit owners' association to provide written or electronic notice; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 350—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 6:1097(C), relative to the Louisiana Consumer Credit Law; to require written confirmation of the application of the Louisiana Consumer Credit Law to residential mortgage loans; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 362—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 37:155(A)(4)(f) and (5), relative to architects; to provide for exemptions to the licensing and registration requirement for architects; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 427—

BY REPRESENTATIVE GUINN

AN ACT

To repeal R.S. 37:2157(A)(6), relative to contractors; to repeal the exemption to the state licensing requirement for contractors bidding work partially funded by the federal government.

Reported without amendments.

HOUSE BILL NO. 492—

BY REPRESENTATIVES HENDERSON AND ARNOLD

AN ACT

To amend and reenact R.S. 6:1083(16) and 1087(E)(9) and to enact R.S. 6:1087(E)(10), relative to residential mortgage lenders; to establish an exemption from licensure as a residential mortgage

loan originator; to delete provisions defining an employee of a registered mortgage loan originator; to provide for severability; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 492 by Representative Henderson

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 26, 2011, on page 1, line 2, following "insert" change ""and (F)(11)"" to ""and (11) and (F)(11)""

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 26, 2011, on page 1, line 4, following "to" change ""and (F)(11) are"" to ""and (11) and (F)(11) are""

AMENDMENT NO. 3

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 26, 2011, on page 2, line 18, following "to" Section"" and before "." change "6" to "8"

AMENDMENT NO. 4

On page 4, line 28, following "(10)" and before "servicer" change "The commissioner may exempt mortgage" to "Mortgage"

AMENDMENT NO. 5

On page 4, line 29, before "determines" change "specialists if he" to "specialists, if the commissioner"

HOUSE BILL NO. 602—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 37:3415.6 and to enact R.S. 37:3415.10, relative to real estate appraisal management companies; to establish an expiration date for licenses; to provide for prorating of assessments; to require a real estate appraisal management company to submit an application assessment along with an application for license or renewal; to require all real estate appraisal management companies doing business in Louisiana to remit the initial license assessment; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 67—

BY SENATOR PETERSON
A RESOLUTION

To recognize Thursday, June 2, 2011, as Red and White Day at the Louisiana Legislature.

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

SENATE RESOLUTION NO. 68—

BY SENATOR MOUNT
A RESOLUTION

To commend and extend enduring gratitude to the United Methodist Committee on Relief and the Louisiana Annual Conference of the United Methodist Church for their leadership across our state and their assistance in the recovery from the challenges this state has faced as a result of recent natural disasters and proclaims June 8, 2011, as "Louisiana Annual Conference of the United Methodist Church" and "United Methodist Committee on Relief" day in Louisiana.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 50—

BY SENATOR MOUNT
A CONCURRENT RESOLUTION

To commend the Children's Miracle Network of Southwest Louisiana and to congratulate Taylor Oliver on her selection as a Champion by the Children's Miracle Network Hospitals.

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

**Senate Bills and Joint Resolutions
on Second Reading**

SENATE BILL NO. 268— (Substitute of Senate Bill No. 226 by Senator Mount)

BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 37:1103(7), the introductory paragraph of 1103(10), and R.S. 37:1107(A)(8)(a), and to enact R.S. 37:1103(12), relative to boards and commissions; to provide for the definition of mental health counseling services; to provide for the definition of the practice of mental health counseling; to provide for the definition of serious mental illness; to provide for the requirements of a licensed professional counselor; and to provide for related matters.

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

SENATE BILL NO. 269— (Substitute of Senate Bill No. 249 by Senator Riser)

BY SENATOR RISER
AN ACT

To enact R.S. 40:600.4(E), 600.64(C), and Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.86 through 600.111 and R.S. 42:1124.2(A)(5), and to repeal R.S. 36:769(J) and Chapter 3-A of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.1 through 600.25.1, relative to housing authorities; to create the Louisiana Housing Corporation and provide for its powers, functions, and duties; to provide for the abolishment of certain programs or agencies, the consolidation of housing programs, and the transfer of certain programs or agencies; to provide for the filing of certain financial disclosure statements relative to certain boards and commissions; to provide terms, conditions definitions, procedures, and effects; to provide for an effective date; and to provide for related matters.

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

May 31, 2011

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 26, 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. 1 HB No. 2 HB No. 524
HB No. 526 HB No. 533 HB No. 611
HB No. 477 HB No. 509

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. 1— BY REPRESENTATIVE FANNIN AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

HOUSE BILL NO. 2— BY REPRESENTATIVE GREENE AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; 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. 477— BY REPRESENTATIVE FANNIN AN ACT

To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.131, and to repeal R.S. 39:94(C)(4)(b), relative to state funds; to create the One Time Money Fund as a special treasury fund; to repeal certain prohibitions on appropriations or deposits into the Budget Stabilization Fund; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; 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. 509— BY REPRESENTATIVES HUTTER AND SEABAUGH AN ACT

To amend and reenact R.S. 18:402(C)(1) and (2), (E)(1)(c) and (2)(c), and (F)(3) and 1280.21(A), relative to the presidential preference primary election and elections held at the same time

as such primary; to change the date of the presidential preference primary election; to change the dates of elections held at the same time as the presidential preference primary election and corresponding general elections held thereafter; to provide relative to members of state central committees and parish executive committees; 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. 524— BY REPRESENTATIVES JANE SMITH, ARNOLD, AUBERT, BOBBY BADON, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHANDLER, CHANEY, CROMER, DOERGE, DOVE, DOWNS, GISCLAIR, GUILLORY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HOWARD, GIROD JACKSON, MICHAEL JACKSON, KATZ, LORUSSO, MCVEA, MORRIS, NOWLIN, POPE, PUGH, RICHARD, SCHRODER, SEABAUGH, SIMON, GARY SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIERRY, TUCKER, WHITE, WILLIAMS, AND WILLMOTT AN ACT

To amend and reenact R.S. 18:103(B)(3)(b) and (C)(3)(b), 1306(E)(2), 1307(C), 1308(A)(2), 1308.2, 1310(A)(2), and 1319 and to enact R.S. 18:1307(B)(1)(c), relative to procedures for voter registration and voting for persons in the United States Service and persons residing outside the United States; to provide for the transmission, including electronic transmission, of certain registration and election materials; to provide relative to procedures for applying to register to vote; to provide relative to procedures for making application to vote absentee by mail; to provide relative to procedures for voting absentee by mail; to provide for the delivery of voting materials to registrars of voters; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 526— BY REPRESENTATIVES ROBIDEAUX, CARMODY, CARTER, DOERGE, GISCLAIR, GUINN, HARDY, HENDERSON, HENSGENS, PATRICIA SMITH, AND ST. GERMAIN AN ACT

To enact R.S. 17:3351(A)(5)(b)(iii)(cc), to authorize the Board of Supervisors of Community and Technical Colleges to increase tuition and mandatory fee amounts at institutions under its supervision and management; to provide limitations; to provide applicability; to provide for implementation, including provisions for the uniform imposition of tuition and mandatory fee amounts on a per-credit-hour basis; 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 Education.

HOUSE BILL NO. 533— BY REPRESENTATIVE GALLOT AN ACT

To amend and reenact R.S. 18:103(B)(3)(b) and (C)(3)(b), 109, 152(C)(2)(a), 154(C), 427(B), 431(A)(1)(a), 435(A)(1), 463(A)(1)(a), 551(D), 591, 602(A), (B), (C), (D), (E)(1)(a), (2)(a), and (4), and (F), 604(B)(1) and (2)(a), 1284(F)(1) and (2), 1299.1, 1300.13, 1306(E)(2), 1307(B)(2) and (H), 1308(A)(1)(a), 1308.1(A), 1309.1, 1314(B)(1), (C)(1)(b) and (3), and (D)(2), 1352, 1402(C), 1406(B), 1415(B), (C), (D), (E), and (F), 1431, 1432(A), and 1433(A) and (B) and to enact R.S. 18:1307(I), 1401(F), 1404(E), 1405(H), and 1415(G), relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide for the return of voter registration materials to the registrar of voters; to provide for the content of notices of registration; to provide relative to precinct registers used by the registrar of voters; to provide relative to disclosure of voter information; to provide relative to watchers; to provide relative to courses of instruction for commissioners; to provide for information required on a notice of candidacy; to provide for the time limits for making appointments to fill vacancies in certain offices; to provide for the time limits for issuing proclamations for special elections to

fill vacancies in certain offices; to provide relative to the requirements for special elections for certain offices; to provide relative to propositions submitted to voters at certain elections; to provide relative to recall elections; to provide relative to applying to vote absentee by mail; to provide relative to the designation of political party affiliation of candidates on the ballot; to provide relative to procedures and requirements for voting absentee by mail; to provide relative to absentee by mail ballots; to provide relative to the preparation of voting machines; to provide relative to absentee by mail and early voting commissioners; to provide for the use of paper ballots; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 611—
BY REPRESENTATIVE FANNIN
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2010-2011; and to provide for related matters.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 26, 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. 133 HCR No. 134

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 133—
BY REPRESENTATIVES GUILLORY AND LEBAS AND SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To commend the town of Basile upon the celebration of its one hundredth anniversary.

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

HOUSE CONCURRENT RESOLUTION NO. 134—
BY REPRESENTATIVES LEBAS AND GUILLORY AND SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To commend the town of Mamou upon the celebration of its one hundredth anniversary.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
EDUCATION**

Senator Ben W. Nevers, Chairman on behalf of the Committee on Education, submitted the following report:

May 26, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 67—
BY SENATOR BROOME
AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(iii) and (v), (2)(a) and (b), (3)(a)(i), (vii) and (xvi), and (C)(1), and to enact R.S. 17:416(A)(1)(c)(viii), relative to the discipline of students; to provide for certain disciplinary actions; to provide for the discipline of public school students upon removal from a classroom; to provide for implementation of certain disciplinary measures; to provide for the adoption of certain guidelines for the use of in-school and out-of-school suspensions; to require city, parish and other local public school boards to adopt certain rules and definitions relative to suspensions; to provide relative to in-school and out-of-school suspensions for certain violations; to provide relative to expulsion hearings; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 111—
BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 17:22(7), relative to elementary and secondary education; to provide with respect to the condition, progress, and needs of public elementary and secondary schools; to provide with respect to the annual report the superintendent is required to submit to specified entities; to provide for a submission date for such report; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 216—
BY SENATOR MORRELL
AN ACT

To enact R.S. 17:1990(I) and (J), relative to the Recovery School District; to provide for the creation of community advisory boards for schools within the district; to provide relative to the membership, duties, and functions of such boards; to prohibit the State Board of Elementary and Secondary Education from approving a charter school within the district for which there is not more than one applicant; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BEN W. NEVERS
Chairman

**REPORT OF COMMITTEE ON
ENVIRONMENTAL QUALITY**

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

May 31, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 97—
BY SENATOR CROWE

AN ACT

To enact R.S. 30:2462(D), relative to the Oil Spill Prevention and Response Act; to provide relative to the use of dispersants in oil spill response and cleanup operations; to provide criteria for dispersants; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY A**

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

May 31, 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. 225—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 9:5557, relative to collateral mortgages and vendor's privileges; to provide for obligation to grant releases of mortgages; to provide for limitations; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 15—
BY REPRESENTATIVE THIBAUT
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study all laws relative to conventional, legal, and judicial mortgages and liens in order to create a purchase money special mortgage and to make recommendations on or before January 1, 2013, as to the advisability of revising state laws in order to create a purchase money special mortgage and to resolve any resulting conflicts between the laws relative to conventional, legal, and judicial mortgages and liens.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 28—
BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study agreements to voluntarily extend liberative prescriptive periods and to make specific recommendations for authorizing agreements to extend liberative prescriptive periods.

Reported favorably.

HOUSE BILL NO. 28—
BY REPRESENTATIVES EDWARDS, BOBBY BADON, AND GISCLAIR
AND SENATORS ADLEY, MARIONNEAUX, AND MURRAY
AN ACT

To enact R.S. 36:784(A)(8)(d), (e), and (f), relative to the Veterans' Honor Medal Program; to provide relative to the application for Honor Medals; to provide for methods of distribution of Honor Medals; to require delivery of medals within a specified period of time in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 241—
BY REPRESENTATIVE RICHARDSON
AN ACT

To amend and reenact R.S. 13:2590.1(A)(1), relative to justice of the peace courts; to provide for the appointment of a clerk of court in certain parishes; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 402—
BY REPRESENTATIVE HUVAL AND SENATOR MILLS
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(F), relative to city courts; to provide relative to city court jurisdiction; to increase the jurisdictional amount in dispute for the City Court of Breaux Bridge; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 553—
BY REPRESENTATIVE FOIL
AN ACT

To enact R.S. 13:848.1, relative to court costs; to provide for the disbursement of funds collected; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JULIE QUINN
Chairman

**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:

May 26, 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. 143—
BY SENATOR QUINN

AN ACT

To amend and reenact the introductory paragraph of R.S. 23:1021 and to enact R.S. 22:1452(C)(15.1) and R.S. 23:1021(11.1) and (12)(h), relative to workers' compensation; to exclude certain unanticipated bonuses that are paid by an employer from the determination of wage and average weekly wage and payroll when the bonuses are beyond the contract of employment; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NEIL RISER
Chairman

REPORT OF COMMITTEE ON
LOCAL AND MUNICIPAL AFFAIRS

Senator A. G. Crowe, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 26, 2011

To the President and Members of the Senate:

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

HOUSE BILL NO. 27—
BY REPRESENTATIVES BROSSETT AND BISHOP
AN ACT

To amend and reenact R.S. 47:1703.1(A), relative to registration for the homestead exemption; to require the assessor in Orleans Parish to provide a form for the permanent registration of the homestead exemption for taxpayers in that parish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 39—
BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 13:2575.4, relative to ordinance violations in West Baton Rouge Parish; to provide for administrative adjudications; to provide for definitions; to provide for violations subject to administrative adjudication procedures; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 91—
BY REPRESENTATIVE ROY
AN ACT

To repeal R.S. 40:1496.14, relative to fire protection districts; to abolish the Rapides Parish Tri Fire Protection District.

Reported favorably.

HOUSE BILL NO. 93—
BY REPRESENTATIVE MORRIS
AN ACT

To amend and reenact R.S. 40:1496(B)(5), relative to fire protection districts; to provide for additional members of the board of commissioners of Caddo Parish Fire District Number One; to provide relative to the appointment and terms of the additional members; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 331—
BY REPRESENTATIVES LIGI, BILLIOT, CONNICK, HENRY, LABRUZZO, LEGER, LOPINTO, TEMPLET, AND WILLMOTT AND SENATORS APPEL, MARTINY, MORRELL, AND QUINN
AN ACT

To enact R.S. 33:9612.1, relative to certain local governmental subdivisions; to authorize certain local governmental subdivisions to adopt and enforce local codes of conduct or ethics ordinances; to provide limitations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 355—
BY REPRESENTATIVE BROSSETT
AN ACT

To amend and reenact R.S. 33:4071(B) and to enact R.S. 33:4071(A)(3), relative to the city of New Orleans; to provide relative to the sewerage and water board of the city; to provide relative to the authority of the mayor to designate a person to attend meetings of the board in his absence; to provide relative to the qualifications and powers and duties of any such person; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 466—
BY REPRESENTATIVE DANAHAY
AN ACT

To enact R.S. 47:2212, relative to Calcasieu Parish; to provide relative to the sale of adjudicated property by the parish; to authorize the governing authority of the parish to sell such property without notification to political subdivisions created by the parish, subject to limitations; to provide relative to the cancellation of tax liens, assessments, penalties, or other charges; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 485—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 33:9097.8(D)(1) through (3), (F), (G)(1), and (H)(2) and to enact R.S. 33:9097.8(I), relative to the Broadmoor Crime Prevention and Improvement District; to provide for membership on the board of commissioners of the district; to provide for terms of the commissioners; to provide for the levy of a parcel fee; to provide relative to the taxing authority of the district; to provide relative to the district's budget; to provide for indemnity for commissioners; to provide for vacancies and subsequent appointments to the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 599—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 34:851.27(B)(8), relative to the operation of watercraft; to authorize the parish of St. Tammany to regulate or prohibit the operation of watercraft; and to provide for related matters.

Reported favorably.

Respectfully submitted,
A. G. CROWE
Chairman

May 31, 2011

REPORT OF COMMITTEE ON REVENUE AND FISCAL AFFAIRS

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

May 31, 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. 177—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297.13, relative to individual income tax; to provide a credit for interest paid on certain education loans which pay higher education expenses; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 197—

BY SENATOR ERDEY

AN ACT

To enact R.S. 47:297.13, relative to the individual income tax; phases in an exemption of capital gains income of certain persons from state income taxation; to provide with respect to terms and definitions; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 198—

BY SENATOR ERDEY

AN ACT

To enact R.S. 47:297.13, relative to the individual income tax; to exempt investment income for certain persons from state income taxation; to provide a phase-in for the exemption of investment income over a period of five years; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 210—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:854, relative to the intent and purposes of the tax on tobacco; to exempt certain tobacco products sampled at certain meetings, conventions, and trade shows from the purposes of such tax; to provide for the taxable periods in which the exemption applies; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 253—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 9:2347(A)(1), (H), and (M), relative to the issuance of bonds by public trusts; to provide for the publication of the notice of intention to issue bonds, notes, or other evidences of indebtedness by a public trust; to provide for the sale of bonds, notes and other evidences of indebtedness by a public trust; to provide that property owned by certain public trusts authorized to issue bonds to finance projects, is public and used for a public purpose; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 254—

BY SENATOR WILLARD-LEWIS

AN ACT

To amend and reenact R.S. 47:305.59, relative to sales and use tax exemptions; to provide for an exemption from the tax of all tax authorities for certain Make It Right Foundation purchases; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 591—

BY REPRESENTATIVES RITCHIE, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BISHOP, BROSSETT, BURRELL, DIXON, DOWNS, EDWARDS, FRANKLIN, HARDY, HENDERSON, HINES, HOFFMANN, HONORE, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, LEGER, MONTUCET, MORENO, PATRICIA SMITH, ST. GERMAIN, STIAES, AND WOOTON

AN ACT

To amend and reenact R.S. 47:841(B)(2) and Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature, and to enact R.S. 47:841(G), relative to the tobacco tax; to remove termination of the applicability of a certain portion of the tax levied on cigarettes; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted, ROBERT M. MARIONNEAU, JR. Chairman

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

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

May 26, 2011

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 47—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To authorize and direct creation of the "Task Force on the Crescent City Connection" to analyze re-authorization of tolls, ferry services, and all components and management of the operation of the Crescent City Connection Division of the Department of Transportation and Development; to provide for membership, powers, and duties of the task force; to provide for a report of its business; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 181—

BY SENATOR THOMPSON

AN ACT

To enact R.S. 32:402(C)(4), relative to motor vehicles; to provide licensing exception to certain operators of a mobile command post vehicle; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 242—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 14:141 and R.S. 39:126, to enact R.S. 38:2222 and R.S. 39:1557.1, and to repeal R.S. 38:2196.1, relative to public contracts; to provide for prohibited splitting of profits, fees, and commissions; to provide with respect to recordation of certain change orders to public contracts; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 164—
BY REPRESENTATIVE HILL

AN ACT

To designate that section of Louisiana Highway 113, between its intersection with Louisiana Highway 10, in Vernon Parish, to the Occupy II Baptist Church as the "Staff Sergeant Robert 'Pete' Sweat Memorial Highway"; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 192—
BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(f)(iii) and (iv) and 2212.1(B)(4)(c) and (d) and to enact R.S. 38:2212(A)(1)(f)(vi) and (vii) and 2212.1(B)(4)(f), relative to public contracts; to provide an exception for electronic bidding in certain parishes; to authorize public entities to require electronic bidding; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 208—
BY REPRESENTATIVE SAM JONES

AN ACT

To amend and reenact R.S. 34:321, relative to the Morgan City Harbor and Terminal District; to expand the territorial limits of the Morgan City Harbor and Terminal District; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 228—
BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:462(B)(3)(a) and (6) and (C), 475, and 508(F), relative to truck registration taxes or fees; to modify registration tax or fee schedule for trucks of certain weights; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 253—
BY REPRESENTATIVE CHAMPAGNE

AN ACT

To amend and reenact R.S. 32:415.1(A)(1)(introductory paragraph), (c), and (f), relative to driver's license suspensions and revocations; to provide for economic and medical hardship license application procedures; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 261—
BY REPRESENTATIVE CARMODY

AN ACT

To amend and reenact R.S. 32:1254(A)(19) and (E)(9)(d), 1261(6)(a), and 1262(B)(1) and (4) and to enact R.S. 32:1262(B)(5) through (7), relative to the sale and distribution of motor vehicles; to exclude nonresident exhibitors from licensure by the Motor Vehicle Commission; to exempt recreational products dealers from certain licensure, franchise modification, and warranty requirements under certain

circumstances; to provide for certain prohibited acts involving franchise agreements; to provide guidelines for audits of dealer records; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 299—
BY REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 47:463.152 and 463.153, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

Respectfully submitted,
JOE MCPHERSON
Chairman

Senator Broome in the Chair

Senate Bills and Joint Resolutions on
Third Reading and Final Passage

SENATE BILL NO. 108—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 18:402(F) and 1352, relative to the Louisiana Election Code; to provide relative to the use of voting machines in elections; to provide for the use of paper ballots in elections; to provide relative to tax elections; to provide that local tax elections can only be held at the same time as statewide and congressional primary elections; to provide a limitation on the number of emergency tax elections that can be held; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adeley	Guillory	Nevers
Alario	Kostelka	Perry
Amedee	LaFleur	Riser
Appel	Marionneaux	Shaw
Cheek	McPherson	Smith
Claitor	Michot	Thompson
Crowe	Mills	Walsworth
Donahue	Mount	
Total - 23		

NAYS

Mr. President	Erdey	Martiny
Broome	Gautreaux	Murray
Chabert	Heitmeier	Peterson
Dorsey	Jackson	Willard-Lewis
Total - 12		

May 31, 2011

ABSENT

Long Morrish
Morrell Quinn
Total - 4

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

SENATE BILL NO. 119—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 41:1216 and 1217.1(B), and R.S. 56:30.3(B) and to enact R.S. 41:1217(F), relative to leases of public lands; to provide for certain provisions regarding leases on public lands; to exempt lands administered, controlled or managed by the Department of Wildlife and Fisheries from certain restrictions on public leases; to provide for terms of a lease transferred to the state from another party; to provide terms, conditions, and requirements; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Perry to Engrossed Senate Bill No. 119 by Senator Perry

AMENDMENT NO. 1

On page 2, line 22, change "Consumer Price Index" to "annual percentage increase in the Consumer Price Index for all Urban Consumers, United States City Average, as published by the United States Department of Labor, for the preceding calendar year"

On motion of Senator Marionneaux, 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 Mills
Adley Gautreaux Mount
Alario Guillory Perry
Amedee Kostelka Riser
Appel LaFleur Shaw
Chabert Long Smith
Cheek Martiny Thompson
Crowe McPherson Walsworth
Donahue Michot Willard-Lewis
Total - 27

NAYS

Broome Heitmeier Murray
Claitor Jackson Peterson
Dorsey Marionneaux
Total - 8

ABSENT

Morrell Nevers
Morrell Quinn
Total - 4

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. 139—

BY SENATORS MARIONNEAUX, ERDEY AND MOUNT
AN ACT

To enact R.S. 32:83, relative to motor vehicles and traffic regulations; to prohibit certain trucks from using the far left lane on certain highways; to provide for exceptions; to provide for penalties; and to provide for related matters.

Floor Amendments

Senator Marionneaux proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 139 by Senator Marionneaux

AMENDMENT NO. 1

On page 2 line 4 after "department" and before the period "." insert the following: "or other highway section determined by the department based on established criteria in accordance with the Manual on Uniform Traffic Control Devices and rules promulgated in accordance with the Administrative Procedure Act"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Amedee Erdey Mills
Appel Guillory Mount
Broome Jackson Murray
Crowe LaFleur Peterson
Donahue Marionneaux Willard-Lewis
Dorsey McPherson
Total - 17

NAYS

Adley Heitmeier Shaw
Alario Kostelka Smith
Chabert Long Thompson
Cheek Nevers Walsworth
Claitor Perry
Gautreaux Riser
Total - 16

ABSENT

Mr. President Michot Morrish
Martiny Morrell Quinn
Total - 6

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

SENATE BILL NO. 172—
BY SENATOR WALSWORTH

AN ACT

To enact R.S. 56:1687(12), relative to state parks; to authorize the secretary of the Department of Culture, Recreation and Tourism to sell certain state park lands; to provide for the use of the proceeds of such sale; to provide terms and conditions; 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

Adley	Dorsey	Mount
Alario	Erdey	Murray
Amedee	Heitmeier	Nevers
Appel	Jackson	Perry
Broome	Kostelka	Riser
Chabert	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneau	Thompson
Crowe	McPherson	Walsworth
Donahue	Mills	Willard-Lewis
Total - 30		

NAYS

Gautreaux	Peterson
Total - 2	

ABSENT

Mr. President	Michot	Quinn
Guillory	Morrell	
Martiny	Morrish	
Total - 7		

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

SENATE BILL NO. 196—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 38:2251.2, relative to public contracts; to provide a preference for steel pipe manufactured in this state; and to provide for related matters.

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

SENATE BILL NO. 213—
BY SENATORS MICHOT AND CHEEK

AN ACT

To enact Subpart E of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:17 through 20, relative to governmental portal services; to establish the Louisiana Enhanced Governmental Access Portal within the division of administration; to provide for the duties and functions of the commissioner of administration and chief information officer relative to the governmental portal; to provide for outsourcing of certain portal services; to provide for an effective 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.

SENATE BILL NO. 261—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 38:1607(C), relative to St. Charles Parish; to provide that the St. Charles Parish Council may replace the board of commissioners of the Sunset Drainage District as the governing authority of the district by ordinance; and to provide for related matters.

Floor Amendments

Senator Marionneau sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneau on behalf of the Legislative Bureau to Engrossed Senate Bill No. 261 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 11, following "provisions of" and before "of this Section" change "Paragraph (A)" to "Subsection A"

On motion of Senator Marionneau, the amendments were adopted.

Floor Amendments

Senator Chaisson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 261 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 15, after "district," and before "The" insert the following: "At least two public hearings shall be held prior to each consideration of adopting the ordinance by the St. Charles Parish Council. At least one of the public hearings shall be held at a location within the district."

AMENDMENT NO. 2

On page 2, line 1, change "January" to "July"

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mount
Adley	Gautreaux	Murray
Alario	Guillory	Nevers
Amedee	Heitmeier	Perry
Appel	Jackson	Peterson
Broome	Kostelka	Riser
Chabert	LaFleur	Shaw
Cheek	Long	Smith
Claitor	Marionneau	Thompson
Crowe	Martiny	Walsworth
Donahue	McPherson	
Dorsey	Mills	
Total - 34		

NAYS

Total - 0

May 31, 2011

ABSENT

Michot Morrish Willard-Lewis
Morrell Quinn
Total - 5

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

SENATE BILL NO. 159—

BY SENATOR APPEL AND REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 47:6036(G), relative to tax credits; to extend the Ports of Louisiana investor tax credit; to provide for a termination date; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Michot Morrish
Morrell Quinn
Total - 4

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

Mr. President in the Chair

SENATE BILL NO. 190—

BY SENATOR ERDEY
AN ACT

To enact R.S. 14:32.2, relative to the crime of first degree vehicular homicide; to provide for the elements of the crime; to provide penalties for conviction of the crime; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome Morrell Quinn
Michot Morrish
Total - 5

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

SENATE BILL NO. 220—

BY SENATOR MARTINY
AN ACT

To enact R.S. 15:574.4(A)(4), relative to parole eligibility; to provide for eligibility for parole consideration for certain offenders; and to provide for related matters.

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

Rules Suspended

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

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

May 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. 42—

BY SENATOR LONG AND REPRESENTATIVE NOWLIN
A CONCURRENT RESOLUTION

To commend the St. Mary's High School of Natchitoches baseball team for winning the 2011 Class 1A State Championship.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 43—
BY SENATOR LONG AND REPRESENTATIVE NOWLIN
A CONCURRENT RESOLUTION

To commend the Northwestern State University of Louisiana "Spirit of Northwestern Demon Marching Band" on its one hundredth anniversary.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 49—
BY SENATOR ERDEY AND REPRESENTATIVE POPE
A CONCURRENT RESOLUTION

To urge and request the office of state parks to study the use of golf carts by certain individuals within Louisiana state parks.

Reported without amendments.

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

Introduction of
Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 51—
BY SENATOR LAFLEUR AND REPRESENTATIVE LEBAS
A CONCURRENT RESOLUTION

To commend the people of Evangeline Parish and the Evangeline Centennial Project, to recognize the One Hundredth Anniversary of Evangeline Parish, and to celebrate those efforts made to encourage historic preservation of the rich cultural heritage of Acadiana.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

May 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 Bills and Joint Resolutions:

- HB No. 98 HB No. 237 HB No. 324
- HB No. 336 HB No. 613 HB No. 32
- HB No. 34 HB No. 94

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. 32—
BY REPRESENTATIVE FANNIN
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

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

HOUSE BILL NO. 34—
BY REPRESENTATIVE BROSSETT
AN ACT

To enact R.S. 29:726.3, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to provide for the development, operation, and maintenance of a critical incident planning and mapping system; to provide for responsibilities of the Governor's Office of Homeland Security and Emergency Preparedness; to require that certain entities provide critical information to be included in the system; to provide definitions; 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. 94—
BY REPRESENTATIVES KATZ, ABRAMSON, BARROW, DOERGE, HILL,
MICHAEL JACKSON, JOHNSON, LABRUZZO, LEBAS, NOWLIN, SIMON,
AND WILLMOTT
AN ACT

To amend and reenact R.S. 33:1563(H), R.S. 43:34, and R.S. 46:1431(A) and (C)(3), relative to the Missing and Exploited Children Information Clearinghouse of this state; to provide for administrative authority; to authorize the promulgation of rules; 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. 98—
BY REPRESENTATIVE RICHARD
AN ACT

To repeal Article VI, Section 29 of the Constitution of 1921, continued as a statute by Article XIV, Section 19 of the Constitution of 1974, Article XIV, Sections 24, 24.2 through 24.9, 24.11 through 24.23, and 31.7, continued as statutes by Article XIV, Section 16(A) of the Constitution of 1974, and Article XVI, Section 6 of the Constitution of 1921, continued as a statute by Article XIV, Sections 16(A) and 32 of the Constitution of 1974 and Part VI of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:1271 through 1285, relative to revision of local government laws pursuant to House Concurrent Resolution No. 218 of the 2009 Regular Session of the Legislature; including provisions to repeal certain constitution ancillaries that are no longer effective, including but not limited to provisions superseded by later constitutional provisions or legislative enactments, to repeal provisions for the parish commission form of government, and to direct the Louisiana State Law Institute to redesignate certain provisions of Title 33 of the Louisiana Revised Statutes of 1950, relative to judicial branch functions and local sales taxes to Titles 13 and 47 of the Louisiana Revised Statutes of 1950 respectively; to provide for redesignation of statutes and citations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 237—
BY REPRESENTATIVE GALLOT
AN ACT

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

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

May 31, 2011

HOUSE BILL NO. 324—
BY REPRESENTATIVE RICHARDSON
AN ACT

To enact R.S. 13:2575.4, relative to the city of Central; to provide relative to administrative adjudication of certain ordinance violations; to provide definitions for certain violations; to provide relative to the types of violations subject to administrative adjudication procedures; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 336—
BY REPRESENTATIVE GUINN
AN ACT

To amend and reenact R.S. 33:4581(B), relative to the boundaries of the Flyway Byway Commission; to add territory in Cameron Parish to the district; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 613—
BY REPRESENTATIVE MORRIS
AN ACT

To enact R.S. 33:2738.86, relative to Caddo Parish; to provide relative to the North Caddo Hospital Service District; to authorize the governing authority of the district to levy a sales and use tax, subject to voter approval; to provide for the use of tax proceeds; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

Message from the House
ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

May 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. 136

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 136—
BY REPRESENTATIVE BROSSETT
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to support the establishment of the Honoré Center for Undergraduate Student Achievement.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
NATURAL RESOURCES

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

May 26, 2011

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission to study adding revolvers with a cylinder capacity of no more than six cartridges, either single or double action, .44 caliber minimum of a type manufactured prior to 1900 to the list of firearms authorized to use during the special deer hunting season for primitive firearms.

Reported favorably.

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.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 96—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to study the deer bag limits established in its hunting rules and regulations.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 97—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the Louisiana Wildlife and Fisheries Commission to study the creel limits on freshwater fish established in its fishing rules and regulations.

Reported favorably.

HOUSE BILL NO. 64—
BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 56:116.1(C)(2)(c), relative to taking nuisance animals; to add to the list of nuisance animals; to provide for additional methods to take nuisance animals that are destroying crawfish in commercial ponds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 75—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 56:333(B)(1) and (2) and to enact R.S. 56:333.3, relative to taking mullet for commercial purposes; to provide relative to taking of mullet for use as bait for recreational fishing; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 291—

BY REPRESENTATIVE LAMBERT AND SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 14:93.10(2)(introductory paragraph) and 108.1(D)(4) and R.S. 34:851.4 and to repeal R.S. 34:851.5, relative to boating safety; to provide for the possession of alcoholic beverages on waterways; to provide for definitions; to provide for operation of a watercraft; to provide for aggravated flight from an officer; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 459—

BY REPRESENTATIVE ABRAMSON
AN ACT

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

Reported favorably.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY C**

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

May 31, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 174—

BY SENATOR ADLEY
AN ACT

To enact R.S. 42:64(A)(7), relative to dual officeholding and dual employment; to provide that certain compensated employment by a compensated employee of the office of a district attorney is incompatible with such employment; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 5—

BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 11:2185, relative to sheriff and deputy sheriffs; to authorize a sheriff or a deputy sheriff to purchase his firearm upon retirement; to provide for certain criteria; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 33—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 33:1448(H)(1) and to enact R.S. 33:1448(H)(3), relative to payment of group insurance premiums for persons retired from the Assumption Parish Sheriff's Office; to require service with the Assumption Parish Sheriff's Office for a specified number of years after a specified date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 55—

BY REPRESENTATIVES THIERRY, ARNOLD, BILLIOT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHANEY, CONNICK, EDWARDS, GREENE, GUINN, HAZEL, HENRY, HOFFMANN, HOWARD, HUTTER, KATZ, LANDRY, LEBAS, MORENO, PONTI, POPE, RICHARD, RICHARDSON, ROY, SEABAUGH, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, AND WILLIAMS
AN ACT

To enact R.S. 14:91.5, relative to sex offenders; to create the crime of unlawful use or access of social media; to prohibit certain convicted sex offenders from using or accessing social networking websites, chat rooms, and peer-to-peer networks; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 72—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 33:2341 and 2344(A) and (B)(1) and (2) and to enact R.S. 33:2345(G), relative to the Law Enforcement Executive Management Institute; to require the institute to serve as coordinator for the training of all chiefs of police; to provide for training of nonmunicipal chiefs of police; to provide definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 86—

BY REPRESENTATIVES WHITE, ARNOLD, BALDONE, BARROW, BILLIOT, HENRY BURNS, CARMODY, DOVE, EDWARDS, ELLINGTON, GREENE, HAZEL, HILL, HOFFMANN, HUTTER, KATZ, LEBAS, LIGI, LORUSSO, POPE, PUGH, RICHARD, RICHARDSON, SEABAUGH, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, AND WILLIAMS
AN ACT

To amend and reenact R.S. 14:43.1(A) and (C)(3), (4), (5), and (6), 43.2(C)(3), 43.3(A) and (C)(3), 43.6(A) and (B)(1), and 81.2, to enact R.S. 14:43.1(C)(7), 43.2(D), and 43.3(D), and to repeal R.S. 14:43.2(C)(4), (5), and (6) and 43.3(C)(4), (5), and (6), relative to sexual abuse of a person with a physical or mental disability; to provide relative to sexual battery of a person with a physical or mental disability; to provide relative to second degree sexual battery of a person with a physical or mental disability; to provide relative to oral sexual battery of a person with a physical or mental disability; to provide relative to molestation of a person with a physical or mental disability; to provide relative to the elements of such offenses; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 187—

BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 40:1321(H), relative to sex offenders; to prohibit certain sex offenders from obtaining a special identification card without charge; and to provide for related matters.

Reported favorably.

May 31, 2011

HOUSE BILL NO. 216—
BY REPRESENTATIVE ROY AND SENATOR PERRY
AN ACT

To amend and reenact Code of Criminal Procedure Article 230.2(B), relative to probable cause determinations; to provide with respect to release of certain defendants in the absence of a probable cause hearing; to provide for the release of defendants in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 229—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 14:93.3(C), relative to cruelty to the infirmed; to amend the definition of "aged person"; and to provide for related matters.

Reported favorably.

Respectfully submitted,
YVONNE DORSEY
Chairman

Rules Suspended

Senator Gautreaux asked for and obtained a suspension of the rules to recall Senate Bill No. 9 from the Committee on Finance.

SENATE BILL NO. 9—
BY SENATOR GAUTREAU
AN ACT

To amend and reenact R.S. 11:429(B), relative to the purchase of service credit in the Louisiana State Employees' Retirement System; to provide for the purchase of service credit and the use of such credit for the purpose of attaining eligibility for retirement; to provide relative to the payment of insurance premiums for individuals purchasing such service credit; to provide for an effective date; and to provide for related matters.

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 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. 46—
BY REPRESENTATIVE HARRISON AND SENATORS BROOME, LONG, AND MORRELL
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to study the practice of credit scoring.

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVE HOFFMANN AND SENATORS GAUTREAU, GULLORY, MILLS, PERRY, AND THOMPSON
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE GARY SMITH AND SENATORS GAUTREAU, GULLORY, MILLS, PERRY, AND THOMPSON
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVES DOVE, BILLIOT, GISCLAIR, HARRISON, HENDERSON, AND ST. GERMAIN AND SENATORS AMEDEE AND CHABERT
A CONCURRENT RESOLUTION

To express the support of the Louisiana Legislature for the request by the secretary of the Department of Wildlife and Fisheries to the United States Secretary of Commerce and the administrator of the Small Business Administration to declare a fisheries disaster in the state of Louisiana as a result of the Mississippi River flooding and the opening of the Morganza and Bonnet Carre spillways.

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVES JANE SMITH, HENRY BURNS, AND BURRELL AND SENATOR ADLEY
A CONCURRENT RESOLUTION

To commend the Bossier High School boys' basketball team upon winning the 2011 Class 4A state championship game.

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE CROMER
A CONCURRENT RESOLUTION

To commend World War II veterans participating in the Louisiana HonorAir program.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVES DOWNS, ANDERS, AND GALLOT AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAU, GULLORY, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MILLS, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, WALSWORTH, AND WILLARD-LEWIS
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Dr. F. Jay Taylor, former president of Louisiana Tech University.

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Education to study jointly the feasibility and advisability of funding more school nurse positions through the Medicaid program and to report their study findings to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, the House Committee on Education, and the Senate Committee on Education prior to the beginning of the 2012 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVE HARRISON AND SENATORS GAUTREAU, MILLS, NEVERS, AND THOMPSON
A CONCURRENT RESOLUTION

To memorialize the United States Food and Drug Administration to take immediate and focused action to improve the enforcement of food import restrictions of seafood imports prior to sale in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVE HARRISON AND SENATOR THOMPSON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require that satellite television providers broadcast local television stations.

HOUSE CONCURRENT RESOLUTION NO. 122—
 BY REPRESENTATIVE CARTER AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MILLS, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, WALSWORTH, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Yvette Girouard, head coach of the Louisiana State University softball team, for her monumental achievements upon the end of her extraordinary coaching career.

HOUSE CONCURRENT RESOLUTION NO. 123—
 BY REPRESENTATIVE HUVAL AND SENATOR MILLS

A CONCURRENT RESOLUTION

To commend the Breaux Bridge High School boys' track and field team upon winning the 2011 Class 4A state championship.

HOUSE CONCURRENT RESOLUTION NO. 124—
 BY REPRESENTATIVE CARTER AND SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend Glasgow Middle School eighth grader Scott Wu upon winning the 2011 Raytheon MATHCOUNTS National Competition in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 89—
 BY REPRESENTATIVES LIGI, BILLIOT, GISCLAIR, HENRY, GIROD JACKSON, LABRUZZO, LOPINTO, TALBOT, TEMPLET, TUCKER, WILLMOTT, AND WOOTON AND SENATORS ALARIO, APPEL, HEITMEIER, MARTINY, MORRELL, AND QUINN

A CONCURRENT RESOLUTION

To commend Manny Barocco, director of athletics for the Jefferson Parish Public School System, upon his selection as the 2011 Athletic Director of the Year by the National Association for Sport and Physical Education.

HOUSE CONCURRENT RESOLUTION NO. 95—
 BY REPRESENTATIVE AUSTIN BADON

A CONCURRENT RESOLUTION

To commend Frank Garnett upon his induction into the Grambling Legends Sports Hall of Fame in July of 2011.

HOUSE CONCURRENT RESOLUTION NO. 99—
 BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the legislature upon the death of Easton DeHart.

HOUSE CONCURRENT RESOLUTION NO. 101—
 BY REPRESENTATIVE BILLIOT

A CONCURRENT RESOLUTION

To express heartfelt good wishes to the Louisiana shrimping fleet as they embark on Opening Day of the 2011 brown shrimp season.

HOUSE CONCURRENT RESOLUTION NO. 103—
 BY REPRESENTATIVE LAMBERT

A CONCURRENT RESOLUTION

To proclaim May 21 through May 27, 2011, as "Safe Boating Week" in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 100—
 BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To urge and request the Louisiana congressional delegation to seek any and all assistance and funding available to Louisiana farmers in the recovery of uninsured losses in and out of declared areas due to crop depredation by wildlife.

HOUSE CONCURRENT RESOLUTION NO. 108—
 BY REPRESENTATIVE HOWARD AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MILLS, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, WALSWORTH, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION
 To commend the Hicks High School Pirates baseball team upon winning the 2011 Class C state championship.

HOUSE CONCURRENT RESOLUTION NO. 109—
 BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To commend the Hahnville High School Lady Tigers softball team upon winning the 2011 Class 5A State Championship.

HOUSE CONCURRENT RESOLUTION NO. 104—

BY REPRESENTATIVES PATRICIA SMITH, AUBERT, AUSTIN BADON, BARROW, BISHOP, BROSSETT, BURRELL, DIXON, FRANKLIN, GALLOT, HARDY, HONORE, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, NORTON, STIAES, THIERRY, AND WILLIAMS AND SENATORS BROOME, DORSEY, GUILLORY, JACKSON, MORRELL, MURRAY, PETERSON, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana to the residents of the states of Alabama, Arkansas, Mississippi, Missouri, and Tennessee who have lost loved ones as a result of the devastating storms that tore through their states.

HOUSE CONCURRENT RESOLUTION NO. 107—
 BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To commend Blane Palazzo for his exemplary service and performance at all of the veteran and memorial events at which he has been honored to blow his bugle.

HOUSE CONCURRENT RESOLUTION NO. 118—
 BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To commend the Louisiana State University Laboratory School tennis team for winning the 2011 Louisiana High School Athletic Association's Division IV girls' and boys' championship and to congratulate the Cub girls' and boys' tennis team on exemplifying sportsmanship and community service.

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

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

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

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

May 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 Bills and Joint Resolutions:

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.

May 31, 2011

HOUSE BILL NO. 137— BY REPRESENTATIVE CORTEZ AND SENATORS LONG AND QUINN 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.

HOUSE BILL NO. 148— BY REPRESENTATIVE AUBERT AN ACT To enact R.S. 22:613(A)(1)(c), relative to domestic insurers; to expand the definition of company-action level event; and to provide for related matters.

HOUSE BILL NO. 259— BY REPRESENTATIVE KLECKLEY AN ACT To amend and reenact R.S. 32:900(B)(2)(c), relative to motor vehicle liability policies; to provide minimum liability limits for property damage under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 398— BY REPRESENTATIVE ANDERS AN ACT To amend and reenact R.S. 22:905(A)(2), relative to life insurance policies; to provide with respect to written notice required before lapsing life policies; to require notice be sent to the insured and assignee; and to provide for related matters.

HOUSE BILL NO. 446— BY REPRESENTATIVES LITTLE AND ELLINGTON AN ACT To amend and reenact R.S. 22:885(D), relative to cancellation of an insurance policy by the insured; to provide for limited applicability of cancellation provisions; to exclude credit property and casualty insurance from cancellation requirements; and to provide for related matters.

HOUSE BILL NO. 38— BY REPRESENTATIVE RITCHIE AN ACT To enact R.S. 13:2072.1, relative to court costs in the City Court of Bogalusa; to provide for additional court costs in misdemeanor and traffic matters; to provide for the collection and use of the funds; and to provide for related matters.

HOUSE BILL NO. 52— BY REPRESENTATIVE HENDERSON AN ACT To enact R.S. 13:2501.1(N), relative to court costs in the Traffic Court of New Orleans; to provide for an increase in court costs; to provide for use of the funds; and to provide for related matters.

HOUSE BILL NO. 58— BY REPRESENTATIVES LIGI AND WILLMOTT AND SENATOR MARTINY AN ACT To authorize and provide for the lease of certain state property; to authorize the lease of certain water bottoms and reclaimed lands in Jefferson Parish; to provide for reservation of mineral rights; to provide for terms and conditions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 60— BY REPRESENTATIVE GUILLORY AN ACT To enact R.S. 33:447.8, relative to the mayor's court of the town of Basile; to authorize an increase in court costs for violations of municipal ordinances; and to provide for related matters.

HOUSE BILL NO. 77— BY REPRESENTATIVE BARRAS AND SENATOR MILLS AN ACT To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Iberia 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.

HOUSE BILL NO. 201— BY REPRESENTATIVE ARMES AN ACT To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Vernon Parish and Jefferson Davis Parish; to provide for the property description; to provide terms and conditions; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 224— BY REPRESENTATIVE NOWLIN AN ACT To amend and reenact R.S. 13:996.22(A), relative to court costs in the Tenth Judicial District Court; to provide for additional court costs in criminal matters; and to provide for related matters.

HOUSE BILL NO. 407— BY REPRESENTATIVES WHITE AND POPE AND SENATOR ERDEY AN ACT To enact R.S. 13:996.68, relative to the Twenty-First Judicial District Court in Livingston Parish; to establish a judicial building fund; to provide for ownership and control of the fund; to provide for costs of court; to provide for a service charge per filing in civil matters; to provide for recordation fees; to provide for dedication, purposes, and disbursement of such funds; to provide for the reduction of fees in certain circumstances; to authorize cooperative endeavor agreements; and to provide for related matters.

HOUSE BILL NO. 556— BY REPRESENTATIVE FOIL AN ACT To amend and reenact Code of Criminal Procedure Article 887(F)(1), relative to liability for costs; to provide for court costs in criminal matters; to increase such costs; to authorize the use of such costs for the implementation of an integrated juvenile justice information system; and to provide for related matters.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Mr. President, Erdey, Mills, Adley, Gautreaux, Mount, Alario, Guillory, Murray, Amedee, Heitmeier, Nevers, Appel, Jackson, Perry, Broome, Kostelka, Peterson, Chabert, LaFleur, Riser, Cheek, Long, Shaw, Claitor, Marionneaux, Smith, Crowe, Martiny, Thompson, Donahue, McPherson, Walsworth, Dorsey, Michot, Willard-Lewis, Total - 36

ABSENT

Morrell Morrish Quinn
Total - 3

Leaves of Absence

The following leaves of absence were asked for and granted:

Morrell 1 Day Morrish 1 Day
Quinn 1 Day

Announcements

The following committee meetings for June 1, 2011, were announced:

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

Adjournment

On motion of Senator Thompson on, at 5:45 o'clock P.M. the Senate adjourned until Wednesday, June 1, 2011, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Wednesday, June 1, 2011.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

