

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

TWENTY-FIFTH 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

Wednesday, June 8, 2011

The Senate was called to order at 1:25 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	Dorsey	Murray
Adley	Gautreaux	Nevers
Alario	Guillory	Quinn
Amedee	Heitmeier	Riser
Appel	LaFleur	Shaw
Broome	Long	Walsworth
Crowe	Martiny	
Donahue	Morrish	
Total - 22		

ABSENT

Chabert	Marionneaux	Perry
Cheek	McPherson	Peterson
Claitor	Michot	Smith
Erdey	Mills	Thompson
Jackson	Morrell	Willard-Lewis
Kostelka	Mount	
Total - 17		

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

Prayer

The prayer was offered by Dr. Dubb Oliver, 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 Broome, the reading of the Journal was dispensed with and the Journal of June 7, 2011, was adopted.

**Privilege Report of the
Legislative Bureau**

June 8, 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 and reengrossed bills.

HOUSE BILL NO. 31—

BY REPRESENTATIVES HARDY, CARMODY, CARTER, DOWNS,
EDWARDS, AND SCHRODER

AN ACT

To amend and reenact R.S. 17:176(B) and (C), relative to standards for student participation in interscholastic athletics; to establish minimum academic eligibility requirements for participation by certain students in interscholastic athletics; to require the State Board of Elementary and Secondary Education to adopt a policy relative to such eligibility requirements; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 37—

BY REPRESENTATIVE NOWLIN

AN ACT

To amend and reenact R.S. 47:2060, relative to the transmission of tax collection information by local tax collectors; to change the time period within which certain tax collection information must be transmitted; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 78—

BY REPRESENTATIVE EDWARDS

AN ACT

To amend and reenact R.S. 17:10.6(G), relative to school and district accountability; to provide relative to the auditing of a school system which is academically in crisis; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 87—

BY REPRESENTATIVE BARRAS

AN ACT

To rename and designate the Jefferson Street bridge on Louisiana Highway 3156 in Iberia Parish as the "Joe Daigre Memorial Bridge"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 104—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 47:1837(G), relative to hearings of the Louisiana Tax Commission; to require certain hearings of the commission to be held at the state capitol; to provide relative to the duties of the commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 135—

BY REPRESENTATIVES NOWLIN, ANDERS, ARMES, ARNOLD, AUBERT, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHANDLER, CHANEY, CORTEZ, DANAHAY, DIXON, DOERGE, DOVE, ELLINGTON, FANNIN, FOIL, FRANKLIN, GEYMAN, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HENRY, HOFFMANN, HONORE, HUTTER, GIROD JACKSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LANDRY, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MONICA, MONTUCET, MORRIS, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TEMPLET, THIBAUT, THIERRY, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHEEK, CROWE, DONAHUE, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MICHOT, MILLS, MORRISH, MOUNT, NEVERS, PERRY, QUINN, SMITH, THOMPSON, WALSWORTH, AND WILLARD-LEWIS

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.3 of the Constitution of Louisiana, relative to the authority to tax; to prohibit the state or any political subdivision from levying a new tax or fee upon the sale or transfer of immovable property; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 149—

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 11:701(33)(a)(viii), relative to the Teachers' Retirement System of Louisiana; to exclude certain employees of the Louisiana High School Athletic Association from membership in such system; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 159—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To enact R.S. 33:9038.65, relative to the city of Monroe; to create the Ouachita Riverfront Development Commission as a special taxing district within the city; to provide relative to the purpose, boundaries, governance, and powers and duties of the district; to provide relative to district funding, including the authority to use tax increment financing; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 162—

BY REPRESENTATIVE AUSTIN BADON

AN ACT

To enact R.S. 33:9091.18, relative to Orleans Parish; to create the Pressburg East Neighborhood Improvement and Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 166—

BY REPRESENTATIVES HOFFMANN, ANDERS, BALDONE, HENRY BURNS, CARMODY, CHANEY, CONNICK, DOWNS, GISCLAIR, HARDY, HENDERSON, HENRY, HOWARD, ROSALIND JONES, KATZ, LAFONTA, LITTLE, LOPINTO, RICHARD, RICHARDSON, SEABAUGH, GARY SMITH, JANE SMITH, STIAES, THIERRY, AND WILLMOTT

AN ACT

To designate portions of Louisiana highways to honor public service of Louisiana citizens; to designate Louisiana Highway 34 from Louisiana Highway 546 to Kings Lake Road as the "Corporal J.R. Searcy Memorial Highway"; to designate the section of United States Highway 51 from the intersection of Louisiana Highway 38 to the Mississippi state line as the "Trooper Rudolph H. Miller Memorial Highway"; to designate the section of Louisiana Highway 118 from Florien to Kisatchie as the "Louisiana Maneuvers and Purple Heart Memorial Highway"; to designate the section of Louisiana Highway 749 from the intersection of West Martin Luther King Drive to the intersection of Louisiana Highway 167 as the "Griffin Pat Miller Memorial Highway"; and to provide for related matters.

Reported without amendments.

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.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 174 by Representative Henry Burns

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 and adopted by the Senate on June 7, 2011, on line 2, following "insert" change "best" to "better"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 and adopted by the Senate on June 7, 2011, on line 5, following "or" and before "equivalent" change "its" to "their"

AMENDMENT NO. 3

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 and adopted by the Senate on June 7, 2011, on line 13, following "an" change "ophthalmology" to "ophthalmologist"

AMENDMENT NO. 4

On page 1, line 13, following "requirements" delete ";

AMENDMENT NO. 5

On page 1, line 18, following "eye" delete "; and" and insert ";

HOUSE BILL NO. 191—

BY REPRESENTATIVES AUSTIN BADON, MORENO, AND THIBAUT

AN ACT

To amend and reenact R.S. 17:3141.2(5)(introductory paragraph) and to enact R.S. 17:3141.2(5)(o), relative to the definition of a proprietary school; to provide exceptions; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 200—

BY REPRESENTATIVES MCVEA, BILLIOT, HENRY BURNS, DOERGE, DOWNS, FOIL, GISCLAIR, GUILLORY, HILL, HONORE, SAM JONES, MONTOUCET, NORTON, POPE, ST. GERMAIN, AND THIBAUT AND SENATOR RISER

AN ACT

To rename the John James Audubon bridge being constructed between West Feliciana and Pointe Coupee Parishes the "Generals John A. Lejeune-Robert H. Barrow Bridge"; to repeal Act No. 483 of the 1993 Regular Session of the Legislature; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 200 by Representative McVea

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways and Public Works to

Engrossed House Bill No. 200 and adopted by the Senate on June 7, 2011, between lines 10 and 11, insert "Section 1. Section 1 of Act 483 of the 1993 Regular Session of the Legislature is hereby amended and reenacted to read as follows:"

HOUSE BILL NO. 214—

BY REPRESENTATIVE DIXON

AN ACT

To enact R.S. 11:2220(B)(2)(c), relative to the Municipal Police Employees' Retirement System; to allow a member to designate a trustee for survivor benefits payable to a child; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 250—

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 36:501(C)(1), 502(A) and (B), 508(A), 508.1(A), (B), (E), and (F) and to repeal R.S. 36:508.3, relative to the Department of Transportation and Development; to rename the office of planning and programming within the Department of Transportation and Development; to eliminate the office of public works and intermodal transportation within the Department of Transportation and Development; to reassign duties of offices within the Department of Transportation and Development; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 254—

BY REPRESENTATIVE MORRIS

AN ACT

To repeal R.S. 48:1(19) and 204, relative to scheduled purchasing; to repeal provisions relating to scheduled purchasing by the Department of Transportation and Development; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 281—

BY REPRESENTATIVE ELLINGTON

AN ACT

To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to require the payment by an assessor of premiums for group insurance for coverage of certain retirees of the office of the assessor in certain parishes; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 281 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 18, change "2010" to "latest"

HOUSE BILL NO. 282—

BY REPRESENTATIVE ELLINGTON

AN ACT

To amend and reenact Section 3 of Act No. 345 of the 2005 Regular Session of the Legislature, relative to sales and use taxes; to provide relative to the state sales and use tax exclusion for certain alternative substances used as fuel by manufacturers; to extend the effectiveness of the exclusion; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 311—

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 17:16 and 3996(B)(28), relative to public school employees; to require a school employee to report his arrest for certain sexual offenses involving minors, other crimes, and

instances of child abuse or neglect; to provide relative to guidelines, procedures, and time lines for such reporting; to provide relative to administration; to provide definitions; to provide applicability; to provide relative to the failure of the employee to report; to provide effectiveness; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 323—

BY REPRESENTATIVES SEABAUGH, AUSTIN BADON, CARMODY,

DOWNS, HARDY, RICHARDSON, AND RITCHIE

AN ACT

To authorize the Caddo Parish School Board to name the football field at Youree Drive Middle AP Magnet School in honor of Coach Tom Knox; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 373—

BY REPRESENTATIVE GUINN

AN ACT

To amend and reenact R.S. 17:24.8 and 222(C), relative to prekindergarten programs at nonpublic elementary schools; to authorize certain nonpublic schools to develop and offer prekindergarten instruction; to provide for the minimum age at which children enter prekindergarten at nonpublic schools; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 419—

BY REPRESENTATIVES PATRICIA SMITH, AUBERT, CARMODY,

CHANDLER, CHANEY, DOWNS, EDWARDS, AND RITCHIE

AN ACT

To enact R.S. 17:3140 and R.S. 36:651(G)(3), relative to remedial education; to create the Remedial Education Commission; to provide for the purpose, membership, duties, and responsibilities of the commission; to provide for reporting requirements; to provide for termination; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 424—

BY REPRESENTATIVES MONTUCET, BOBBY BADON, BALDONE,

BARRAS, BISHOP, BROSETT, CHAMPAGNE, CONNICK, CORTEZ,

DIXON, DOERGE, DOVE, EDWARDS, ELLINGTON, GISCLAIR,

GULLORY, GUINN, HARDY, HARRISON, HENRY, HUVAL, SAM

JONES, LANDRY, LEBAS, LEGER, LOPINTO, PONTI, RITCHIE,

ROBIDEAUX, ST. GERMAIN, TEMPLET, AND TUCKER

AN ACT

To enact Chapter 14 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:671 through 674, to provide for the Louisiana French Language Services Program; to provide for identification of employees in state departments who can provide services in French or assist employees in providing services to French-speaking persons; to provide for development and implementation of the program by the Department of Culture, Recreation and Tourism in concert with the Council for the Development of French in Louisiana; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 456—

BY REPRESENTATIVE MORENO

AN ACT

To enact R.S. 51:1783(10), (11), and (12) and 1787(C), relative to the Louisiana Enterprise Zone Act; to provide for definitions; to extend the Louisiana Enterprise Zone Act to include transit-oriented multifamily developments which meet certain criteria; and to provide for related matters.

Reported without amendments.

June 8, 2011

HOUSE BILL NO. 458—
BY REPRESENTATIVE HILL

AN ACT

To enact Subpart BB of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.95, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due to them to the Louisiana Food Bank Association; to authorize and provide a method for the making of other donations to the Louisiana Food Bank Association on the income tax return; to provide for the disposition of donated monies; to establish the Louisiana Food Bank Association Fund as a special escrow fund in the state treasury; to provide for the administration and use of monies in the fund; to authorize the secretary of the Department of Revenue to make certain deposits into the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 470—
BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 32:429.2(B) and to enact R.S. 32:707.2(C)(4), 707.6, and 728(10) and (11), relative to motor vehicle titles; to establish an expedited motor vehicle title receipt procedure; to provide for fees charged for receipt of an expedited motor vehicle title; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 481—
BY REPRESENTATIVE BARRAS

AN ACT

To amend and reenact R.S. 11:1402(6)(c) and (8), 1404(A), 1411(D), 1444(C) and (D), 1451, 1457(C), 1458(B)(1), (2)(a), (b), and (d), (3)(caption), and (4) and (E)(2) and (5)(c), to enact R.S. 11:1402(6)(d), 1444(E)(3), 1445(G), 1455(C), and 1458(A)(3), and to repeal R.S. 11:1404(E), 1457(B), 1458(B)(2)(c) and (E)(5)(d) and (e), relative to the Louisiana Assessors' Retirement Fund; to provide relative to compliance with applicable federal tax qualification requirements; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 507—
BY REPRESENTATIVES LANDRY, CORTEZ, EDWARDS, HARDY,
HONORE, LEGER, NORTON, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 32:408(B)(3)(f) and 414.2(E)(1)(introductory paragraph) and (2)(introductory paragraph) and (c), relative to commercial driver's license holders; to prohibit certain persons from operating school buses; and to provide for related matters.

Reported without amendments.

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.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 536 by Representative Simon

AMENDMENT NO. 1

On page 2, line 14, following "removal" and before "architectural" change "or" to "of"

HOUSE BILL NO. 540—
BY REPRESENTATIVE AUBERT

AN ACT

To amend and reenact R.S. 48:292.1(C)(1)(introductory paragraph) and (a), relative to the Small Engineering Consultant Program; restricts participation in the program to certain engineering consultant firms; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 565—
BY REPRESENTATIVE DIXON AND SENATOR MCPHERSON

AN ACT

To rename and designate the KCS underpass on Louisiana Highway 165 in Rapides Parish as the "Fred H. Baden Underpass"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 592—
BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 25:1226.6(A), relative to tax exemptions and credits; to provide relative to tax exemptions and credits pursuant to the Atchafalaya Trace Heritage Area Development Zone; to extend the period in which new applications for tax benefits may be approved; 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. 84—
BY SENATOR BROOME

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Thelma Louise "Mame" Wethers McDonald.

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

SENATE RESOLUTION NO. 85—
BY SENATOR ERDEY

A RESOLUTION

To commend and congratulate Glenn and Rose Sibley of Livingston, Louisiana, upon the celebration of their Fiftieth Wedding Anniversary.

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

**Introduction of
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 68—
BY SENATORS APPEL AND MURRAY
A CONCURRENT RESOLUTION**

To urge and request the administration of the University of New Orleans to suspend the reclassification process with the National Collegiate Athletic Association and remain in Division I until such time as independent review of such reclassification is conducted and a recommendation is made to the university's management board.

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

**SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR LONG
A CONCURRENT RESOLUTION**

To commend the Louisiana School for Math, Science, and the Arts upon being named one of the "Public Elite High Schools" in America by The Washington Post.

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

**SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATORS GAUTREAU, PETERSON, JACKSON AND MURRAY
A CONCURRENT RESOLUTION**

To direct the division of administration to immediately release to the members of the Louisiana Legislature any report generated by Chaffe and Associates, Inc., relative to the financial analysis and possible privatization of the Office of Group Benefits (OGB) including the report which was received by the division of administration on or about May 25, 2011.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux	Mount
Alario	Heitmeier	Murray
Amedee	LaFleur	Nevers
Appel	Marionneaux	Quinn
Chabert	Martiny	Riser
Claitor	Mills	Shaw
Dorsey	Morrish	Walsworth
Total - 21		

NAYS

Total - 0

ABSENT

Mr. President	Guillory	Morrell
Broome	Jackson	Perry
Cheek	Kostelka	Peterson
Crowe	Long	Smith
Donahue	McPherson	Thompson
Erdey	Michot	Willard-Lewis
Total - 18		

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

**SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION**

To commend the Martha Grand Chapter, Order of Eastern Star in honor of their annual Grand Session to be held on June 26 through June 30, 2011, in New Orleans, Louisiana.

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

**Senate Resolutions on
Second Reading**

**SENATE RESOLUTION NO. 79—
BY SENATOR PETERSON
A RESOLUTION**

To commend the service and contributions of The Links, Incorporated and to recognize Wednesday, June 8, 2011, as Louisiana Links Day at the State Capitol.

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

**SENATE RESOLUTION NO. 82—
BY SENATOR JACKSON
A RESOLUTION**

To recognize Wednesday, June 8, 2011, as Children's Defense Fund Day and to commend the Children's Defense Fund.

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

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

Called from the Calendar

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

**SENATE RESOLUTION NO. 78—
BY SENATOR BROOME
A RESOLUTION**

To commend Toni Hawkins-Bailey, Renee Chatelain, and Greg Williams, Jr., for their contributions to the performing arts in the African American community.

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

**Senate Concurrent Resolutions on
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 63—
BY SENATOR PERRY
A CONCURRENT RESOLUTION**

To urge and request United States Postal Service to keep the post office in the Village of Maurice open.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Nevers
Adley	Erdey	Perry
Alario	Gautreaux	Quinn
Amedee	Heitmeier	Riser
Appel	LaFleur	Shaw
Chabert	Marionneaux	Smith

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Cheek	Martiny	Walsworth
Claitor	Mills	
Crowe	Murray	
Total - 25		

NAYS

Total - 0

ABSENT

Broome	Long	Mount
Donahue	McPherson	Peterson
Guillory	Michot	Thompson
Jackson	Morrell	Willard-Lewis
Kostelka	Morrish	
Total - 14		

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

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR PERRY

A CONCURRENT RESOLUTION

To commend LSU Eunice Lady Bengals softball team on winning the NJCAA Division II National Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Murray
Adley	Erdey	Nevers
Alario	Gautreaux	Perry
Amedee	Heitmeier	Riser
Appel	LaFleur	Shaw
Chabert	Marionneaux	Smith
Cheek	Martiny	Walsworth
Claitor	Mills	
Total - 23		

NAYS

Total - 0

ABSENT

Broome	Long	Peterson
Donahue	McPherson	Quinn
Dorsey	Michot	Thompson
Guillory	Morrell	Willard-Lewis
Jackson	Morrish	
Kostelka	Mount	
Total - 16		

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

SENATE CONCURRENT RESOLUTION NO. 66—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the United States Army Corps of Engineers and the United States Coast Guard to gather the information learned during the 2011 Mississippi River floods, report their findings to the legislature, and incorporate such findings into updated plans for possible future flooding conditions on the lower Mississippi River.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Perry
Adley	Erdey	Peterson
Alario	Gautreaux	Quinn
Amedee	Heitmeier	Riser
Appel	LaFleur	Shaw
Chabert	Marionneaux	Smith
Cheek	Martiny	Walsworth
Claitor	Mills	
Crowe	Murray	
Total - 25		

NAYS

Total - 0

ABSENT

Broome	Long	Mount
Donahue	McPherson	Nevers
Guillory	Michot	Thompson
Jackson	Morrell	Willard-Lewis
Kostelka	Morrish	
Total - 14		

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

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

Called from the Calendar

Senator Gautreaux asked that Senate Concurrent Resolution No. 57 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 57—
BY SENATOR GAUTREAUX

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gautreaux	Perry
Alario	Heitmeier	Peterson
Amedee	LaFleur	Quinn
Appel	Marionneaux	Riser
Chabert	Martiny	Shaw
Cheek	McPherson	Smith
Claitor	Mills	Walsworth
Dorsey	Murray	
Total - 26		

NAYS

Total - 0

ABSENT

Broome	Kostelka	Mount
Crowe	Long	Thompson
Donahue	Michot	Willard-Lewis
Guillory	Morrell	
Jackson	Morrish	
Total - 13		

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 8, 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. 116	HB No. 305	HB No. 345
HB No. 575	HB No. 170	HB No. 14
HB No. 111	HB No. 138	HB No. 360
HB No. 489	HB No. 560	

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

House Bills and Joint Resolutions

Senator McPherson 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. 14—
BY REPRESENTATIVE HONORE
AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for an exception for justices or judges of federal courts domiciled in Louisiana; and to provide for related matters.

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

HOUSE BILL NO. 111—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F)(introductory paragraph), relative to fees for supervised probation; to provide for an increase in the supervised probation fees dedicated to the Sex Offender Registry Technology Fund; and to provide for related matters.

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

HOUSE BILL NO. 116—
BY REPRESENTATIVE STIAES
AN ACT

To amend and reenact Code of Criminal Procedure Article 926.1(H)(6) and to enact R.S. 15:621, relative to evidence in criminal cases; to prohibit the destruction of biological evidence in certain criminal cases; to provide for definitions; to provide for applicability; to provide for a limitation of liability for failure to comply; 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. 138—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To enact R.S. 15:574.4(A)(4), relative to parole; to provide for eligibility for parole consideration for certain inmates who are at least sixty years of age and have met certain conditions; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 170—
BY REPRESENTATIVE GARY SMITH
AN ACT

To repeal R.S. 3:2475(D), relative to the sterilization requirements for pet overpopulation control; to repeal the exception for dog or cat adopters to provide written agreement for offspring care obligation.

The bill was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE BILL NO. 305—
BY REPRESENTATIVE LIGI
AN ACT

To enact Code of Criminal Procedure Article 881.6, relative to sentencing; to provide for the reduction of a sentence when the defendant assists in an investigation or prosecution; to provide for definitions; to provide for time periods; and to provide for related matters.

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

HOUSE BILL NO. 345—
BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 22:1068(D) and 1074(D) and to enact R.S. 22:1061(5)(y) and Subpart B-1 of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1060.1 through 1060.4, relative to health insurance; to provide with respect to coverage by a health benefit plan of prescription drugs, including through the use of a drug formulary; to provide relative to guaranteed renewability of coverage in the group and individual market with regard to modifications affecting drug coverage; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 360—
BY REPRESENTATIVE STIAES
AN ACT

To amend and reenact R.S. 17:3973(2)(a), relative to charter schools; to provide relative to the definition of a charter school; to provide that certain types of charter schools may have a residential component; 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. 489—
BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 40:1379.3(C)(3), relative to concealed handgun permits; to remove requirement that a person be a resident of Louisiana for six months prior to applying for a concealed handgun permit in order to be eligible for the permit; and to provide for related matters.

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

HOUSE BILL NO. 560—
BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 17:3139(E), relative to audits of public postsecondary education institutions by the legislative auditor; to require audits of information submitted by such institutions to the Board of Regents as indication of achievement of performance objectives; to provide relative to the timing and costs of such audits; 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. 575—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 18:402(E)(introductory paragraph) and 601(A), relative to state legislative vacancies; to provide relative to elections to fill state legislative vacancies; to require such elections to be held on certain dates; 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.

Message from the House
ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

June 8, 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. 157 HCR No. 158 HCR No. 159
- HCR No. 160

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 157—
BY REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To commend John Peterson of Louisiana State University upon winning the 2011 National Collegiate Athletic Association Division I Men's Golf Championship.

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

HOUSE CONCURRENT RESOLUTION NO. 158—
BY REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To commend Austin Ernst of Louisiana State University upon winning the 2011 National Collegiate Athletic Association Division I Women's Golf Championship.

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

HOUSE CONCURRENT RESOLUTION NO. 159—
BY REPRESENTATIVE GUINN AND SENATOR MORRISH
A CONCURRENT RESOLUTION

To commend the Jennings High School track and field team upon being recognized by the Louisiana High School Athletic Association as the rightful winner of the Class 4A state championship in the boys 4x100 meter relay event.

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

HOUSE CONCURRENT RESOLUTION NO. 160—
BY REPRESENTATIVE LIGI
A CONCURRENT RESOLUTION

To urge and request local governments to discontinue the use of gas chambers in animal control offices at the earliest possible date.

The resolution was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
COMMERCE, CONSUMER PROTECTION AND
INTERNATIONAL AFFAIRS

Senator John R. Smith, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

June 8, 2011

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE SCHRODER
A CONCURRENT RESOLUTION

To urge and request the state treasurer and the Office of Financial Institutions to jointly study the feasibility of creating a state-owned bank and report any findings or recommendations to the legislature prior to the start of the 2012 Regular Session of the Legislature of Louisiana.

Reported with amendments.

HOUSE BILL NO. 133—
BY REPRESENTATIVE ANDERS
AN ACT

To enact Part I-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:501, relative to warranty claims; to require claims to be approved or disapproved within thirty days; to require payment of approved claims within thirty days; to require notice of disapproval and the grounds for the disapproval; to provide for claims not disapproved within thirty days; to provide for claims submitted after the termination of a contract; to provide for compensation for work performed by a dealer; to provide for excluded expenses; to provide for compensation for parts; to provide for a supplier's right to adjust for errors; to authorize a dealer to accept a manufacturer's reimbursement terms; to define "dealer"; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 271—

BY REPRESENTATIVE FANNIN
AN ACT

To enact R.S. 40:1730.23(F) and 1730.24(C), relative to the state uniform construction code; to require municipalities and parishes to provide a list of registered certified building inspectors; to prohibit municipalities and parishes from imposing a fee for inspections not performed by the municipality or parish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 381—

BY REPRESENTATIVE GREENE AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 51:2453(1) and (6), 2455(A), and 2457(A)(2)(a), (b), and (f), relative to tax rebates; to provide with respect to the Louisiana Quality Jobs Program; to provide for definitions; to specify that the value of health insurance benefits offered to employees shall be included in the consideration of the value of a new direct job; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 418—

BY REPRESENTATIVE THIERRY
AN ACT

To amend and reenact R.S. 37:1374, relative to the Louisiana State Plumbing Board; to authorize the board to fine any person performing plumbing work without a license; to provide for dispensation of the monies collected; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 501—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 34:963 and to repeal R.S. 34:950, 951, 952, 954, and 965, relative to bar pilots; to authorize bar pilots to form corporations or limited liability companies; to repeal certain provisions relative to bar pilots for the Port of New Orleans; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

Respectfully submitted,
JOHN SMITH
Chairman

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator Willie L. Mount, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 8, 2011

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 44—

BY SENATOR MARTINY
A CONCURRENT RESOLUTION

To urge and request the chief justice of the Louisiana Supreme Court to create a Families in Need of Services Commission that will study and issue recommendations regarding the governance, structure, target population, and necessary legislation for a Louisiana Families in Need of Services (FINS) system by submitting a report of its findings and recommendations to the Louisiana Legislature thirty days prior to the convening of the 2012 Regular Session of the Legislature.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE CORTEZ
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health and Hospitals to minimize the use of complete social security numbers of its clients, to assess the overall security of client identifying information, and to report findings of this assessment to the House Committee on Health and Welfare and the Senate Committee on Health and Welfare.

Reported favorably.

HOUSE BILL NO. 178—

BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 46:460.21(A)(2), relative to transfer of funds for representation of children and indigent parents in child protection proceedings; to authorize certain functions of the Department of Children and Family Services relating to child protection proceedings; to delete references to certain entities which provide representation of children and indigent parents; to repeal a requirement for priority in funding; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 276—

BY REPRESENTATIVE MONTOUCKET
AN ACT

To amend and reenact R.S. 37:2442(6)(introductory paragraph), 2446.1(C), 2449(B), and 2449.1(B)(4), (C)(1) and (2), and (E), 2449.2(A)(introductory paragraph) and (B), and 2449.3(A) and to enact R.S. 37:2444.1 and 2444.2, relative to hearing aid dealers; to provide for definitions; to establish a testing period for hearing aids; to establish a three-day cooling off period for the purchase of a hearing aid; to provide for continuing education requirements; to provide for temporary training permits; to provide for guidelines for training of temporary training permit holders; to establish sponsor and co-sponsor requirements; to provide for authority of temporary training permit holders; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

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

SENATE BILL NO. 247—

BY SENATOR WILLARD-LEWIS
AN ACT

To enact Section 6 of Subpart A of Part VI of Title 14 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 14:100.21, relative to offenses affecting the public safety; to

create the crime of illegal disposal of waste; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported by substitute by the Committee on Judiciary C. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 247 by Senator Willard-Lewis) BY SENATOR WILLARD-LEWIS AN ACT

To enact R.S. 30:2531.1 (D), relative to offenses affecting the public safety; to provide for statewide litter reduction; to provide for criminal penalties; to provide for exceptions; and to provide for related matters.

AN ACT

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:2531.1 (D) is hereby enacted to read as follows:

§2531.1. Gross littering prohibited; criminal penalties; indemnification * * *

D.(1) Whoever violates the provisions of this Section shall, upon first conviction, be fined not less than five hundred dollars nor more than one thousand dollars and sentenced to serve eight hours of community service in a litter abatement work program as approved by the court.

(2) Upon second conviction, an offender shall be fined not less than one thousand dollars nor more than two thousand five hundred dollars and sentenced to serve twenty-four hours of community service in a litter abatement work program as approved by the court.

(3) Upon third or subsequent conviction, an offender shall be fined not less than one thousand five hundred dollars nor more than five thousand dollars, have his motor vehicle driver's license suspended for one year, be imprisoned for not more than thirty days, or sentenced to serve not less than forty-eight and not more than one hundred hours in a litter abatement work program as approved by the court, or all or any combination of the aforementioned penalties.

(4) The judge may require an individual convicted of a violation of this Section to remove litter from state highways, public rights-of-way, public playgrounds, public parks, or other appropriate locations for any prescribed period of time in lieu of the penalties prescribed in this Section.

(5)(a) In addition, if the litter is disposed of from a motor vehicle, boat, or conveyance, the judge may order that the motor vehicle, boat, or conveyance being driven by the offender at the time of the offense may be seized and impounded, and sold at auction in the same manner and under the same conditions as executions of writ of seizures and sale as provided in Book V, Title II, Chapter 4 of the Code of Civil Procedure.

(b) The vehicle shall be exempt from seizure and sale if it was stolen. It shall also be exempt from sale if all towing and storage fees are paid by a valid lien holder.

(c) The proceeds of the sale shall first be used to pay court costs and towing and storage costs, and the remainder shall be allocated as follows: thirty percent of the funds shall go to the investigative agency, twenty percent to the indigent defender board, twenty percent to the prosecuting district attorney, and thirty percent to the Louisiana Department of Environmental Quality. * * *

On motion of Senator Dorsey, the committee substitute bill was adopted and becomes Senate Bill No. 270 by Senator Willard-Lewis, substitute for Senate Bill No. 247 by Senator Willard-Lewis.

SENATE BILL NO. 270— (Substitute of Senate Bill No. 247 by Senator Willard-Lewis) BY SENATOR WILLARD-LEWIS AN ACT

To enact R.S. 30:2531.1 (D), relative to offenses affecting the public safety; to provide for statewide litter reduction; to provide for criminal penalties; to provide for exceptions; and to provide for related matters.

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 4— BY REPRESENTATIVE MONTOUCET AN ACT

To enact R.S. 15:255(O), relative to witness fees to off-duty law enforcement officers in the City Court of Crowley; to authorize the city of Crowley to adopt an ordinance to use surplus fees in the fund to equip the police department of the city of Crowley; and to provide for related matters.

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

HOUSE BILL NO. 12— BY REPRESENTATIVES TEMPLET, ARNOLD, AUBERT, BALDONE, BILLIOT, BROSSETT, HENRY BURNS, CHANDLER, CHANEY, CONNICK, DANAHAY, DIXON, EDWARDS, FANNIN, GEYMAN, GISCLAIR, GREENE, HARDY, HAZEL, HENRY, HILL, HOFFMANN, HUTTER, LAMBERT, LEBAS, LIGI, LITTLE, MONTOUCET, MORRIS, PEARSON, POPE, PUGH, RICHARD, ROY, SIMON, TALBOT, WHITE, AND WILLMOTT AND SENATORS LAFLEUR, LONG, MARTINY, MILLS, MORRISH, QUINN, SHAW, SMITH, AND THOMPSON AN ACT

To amend and reenact R.S. 40:964 (Schedule D)(E)(introductory paragraph), to enact R.S. 40:964(Schedule I)(E)(8) and (9) and (F), and to repeal R.S. 40:964(Schedule D)(C)(32), relative to synthetic controlled dangerous substances; to add certain synthetic substances to Schedule I; and to provide for related matters.

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

HOUSE BILL NO. 49— BY REPRESENTATIVES LEGER, ABRAMSON, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BISHOP, BROSSETT, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, DOWNS, FANNIN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRISON, HAZEL, HENRY, HINES, HOFFMANN, HOWARD, MICHAEL JACKSON, KATZ, LANDRY, LEBAS, LITTLE, LORUSSO, MORENO, NORTON, POPE, RICHARDSON, SCHRODER, SEABAUGH, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WHITE, WILLIAMS, AND WILLMOTT AN ACT

To amend and reenact R.S. 14:46.2(A) and 46.3(A)(1) and (2), (B), and (D)(1) and to enact R.S. 14:46.2(D) and 46.3(A)(4) and (5) and (G), relative to human trafficking; to provide with respect to the crimes of human trafficking and trafficking of children for sexual purposes; to amend the elements of those crimes; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 85— BY REPRESENTATIVE KLECKLEY AN ACT

To enact R.S. 22:513.1, relative to title insurance; to require identifying information on acts transferring an interest in residential property; to provide immunity from liability under certain circumstances; and to provide for related matters.

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

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.

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

HOUSE BILL NO. 106—

BY REPRESENTATIVES MORENO, LOPINTO, AND GARY SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(A)(introductory paragraph) and (3), (B), (C), (E), (H), and (I), relative to criminal sentencing; to provide with respect to home incarceration; to provide for uniform data collection and reporting of home incarceration and electronic monitoring services; to provide for oversight; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 106 by Representative Moreno

AMENDMENT NO. 1

On page 2, line 11, after "incarceration" and before the comma "," insert "and the number of defendants terminated and the reasons for termination"

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

HOUSE BILL NO. 118—

BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 14:229(A), relative to the crime of the illegal use of a counterfeit trademark; to add possession with the intent to sell to the elements of the crime; and to provide for related matters.

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

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.

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

HOUSE BILL NO. 176—

BY REPRESENTATIVE ARMES
AN ACT

To enact R.S. 13:2112.1, relative to the City Court of Leesville; to provide for an additional fee for the office of the marshal to collect for service of process in traffic and criminal matters; to provide for deposit, use, and audit of the funds; and to provide for related matters.

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

HOUSE BILL NO. 179—

BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 15:1085(D), relative to care and treatment of certain youth placed in nonstate treatment programs; to authorize the Department of Public Safety and Corrections to make certain payments; to provide for care and treatment of certain youth placed on probation or parole; and to provide for related matters.

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

HOUSE BILL NO. 184—

BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 3:4278.1(A), (B), (C), and (D), relative to timber theft; to provide for the recovery of treble damages by co-owners or co-heirs of timber; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 184 by Representative Hill

AMENDMENT NO. 1

On page 1, line 19, delete "the co-owner or co-heir" and insert "the other co-owners or co-heirs"

AMENDMENT NO. 2

On page 2, line 5, after "attorney fees" insert "and costs"

AMENDMENT NO. 3

On page 2, line 15, after "attorney fees" insert "and costs"

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

HOUSE BILL NO. 196—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 26:71(A)(introductory paragraph), 76(A)(1), (6), and (7), 79, 88(A) and (B), 89, 271(A)(introductory paragraph), 276(A)(1), (6), and (7), 279, 285(A) and (B), 904, and 905(A) and (C), relative to alcohol permits for high and low alcoholic content and registration certificates and permits for tobacco products; to authorize the commissioner to issue a permit and a registration certificate for two years; to provide for rulemaking; to authorize certain persons to issue permits on a probationary basis; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 196 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 3, delete lines 5 through 7 and insert the following: "and officers or employees specifically so authorized by the commissioner and local authorities may issue the permits"

AMENDMENT NO. 2

On page 5, delete lines 19 through 21 and insert the following: "commissioner and officers or employees specifically so authorized by the commissioner and local authorities may issue the"

June 8, 2011

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

HOUSE BILL NO. 227—

BY REPRESENTATIVES THIBAUT, GREENE, AND HARDY
AN ACT

To enact R.S. 9:1123.113, relative to condominiums; to require condominium associations to maintain a fidelity bond; to provide for a coverage amount; to establish a minimum coverage amount; to provide for compliance through a managing agent who maintains a bond; to require proof of the bond to be maintained on the premises of the condominium; to require inspection of the proof upon request; to require written or electronic notice of the bond; and to provide for related matters.

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

HOUSE BILL NO. 230—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact Children's Code Article 876, relative to delinquency proceedings; to provide relative to motions to dismiss a petition; to delete provision which authorizes a dismissal for good cause; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 230 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 2, after "Children's Code Article" insert "875 and"

AMENDMENT NO. 2

On page 1, line 3, after "petition;" delete the remainder of line and delete line 4 and insert "to provide relative to motions to quash a petition; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 6, after "Article" change "876 is" to "875 and 876 are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8 insert the following:

"Art. 875. Motions to ~~dismiss~~ quash

A. All objections to the proceedings, including objections based on defects in the petition and defenses capable of determination as a matter of law, may be raised by motion to ~~dismiss~~ quash.

B. Upon a finding of grounds to ~~quash the petition~~, the court shall order that the petition be quashed and shall render such other orders as provided by law for sustaining a motion to quash on the grounds proven."

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

HOUSE BILL NO. 234—

BY REPRESENTATIVE TEMPLET
AN ACT

To enact R.S. 26:99.1, 296.1, and 919.1, relative to the regulation of alcohol and tobacco products; to authorize participation at hearings through the use of telecommunications equipment; to provide for rulemaking authority; and to provide for related matters.

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

HOUSE BILL NO. 235—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Criminal Procedure Article 775.1, relative to an automatic stay following order of mistrial; to provide that the stay applies to emergency writ applications to the appropriate reviewing courts with appellate jurisdiction, including the Louisiana Supreme Court; and to provide for related matters.

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

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.

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

HOUSE BILL NO. 264—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:112.4, relative to offenses affecting law enforcement; to create the crime of unlawful production, manufacturing, distribution, or possession of unauthorized peace officer badges; to provide for definitions; to provide for criminal penalties; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 270—

BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 13:783(F)(3), relative to clerks of court; to provide for insurance coverage for clerks of court upon retirement; to provide for the payment of costs; to provide for a qualifying minimum term of employment; and to provide for related matters.

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

HOUSE BILL NO. 272—

BY REPRESENTATIVES BISHOP, ARNOLD, AUSTIN BADON, BROSSETT, HENDERSON, LEGER, AND STIAES AND SENATOR MORRELL
AN ACT

To amend and reenact Code of Criminal Procedure Articles 211, 211.1, and 211.2 and to repeal Code of Criminal Procedure Articles 211.3, 211.4, 211.5, and 211.6, relative to arrest; to provide relative to the issuance of a written summons in lieu of arrest for certain crimes; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 272 by Representative Bishop

AMENDMENT NO. 1

On page 2, delete lines 17 through 27 in their entirety.

AMENDMENT NO. 2

On page 2, at the beginning of line 28 change D to C

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

HOUSE BILL NO. 297—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 26:792(4), relative to the powers of the commissioner of the office of alcohol and tobacco control; to provide that the commissioner shall have the authority to investigate and enforce provisions of alcohol and tobacco control law against unlicensed persons who are engaging in activity which requires the issuance of a permit; and to provide for related matters.

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

HOUSE BILL NO. 317—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 32:1(1), 24, 194, and 329(F), relative to bicycles operated by peace officers; to afford peace officers operating bicycles the same privileges and duties as peace officers driving vehicles; and to provide for related matters.

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

HOUSE BILL NO. 339—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 40:971.1(A) and to repeal R.S. 40:617.1, relative to imitation controlled dangerous substances; to prohibit possession with intent to distribute or dispense an imitation controlled dangerous substance; to repeal the crime of distribution of imitation controlled dangerous substances to a person under eighteen; and to provide for related matters.

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

HOUSE BILL NO. 358—

BY REPRESENTATIVES GREENE, ABRAMSON, AND LOPINTO AND
SENATOR QUINN
AN ACT

To enact R.S. 9:2800.22, relative to limitations of liability; to provide a limitation of liability for schools who enter into recreational joint-use agreements; to require insurance; to provide definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 358 by Representative Greene

AMENDMENT NO. 1

On page 1, line 9, after "agreement" insert "for use of its facility"

AMENDMENT NO. 2

On page 1, line 13, delete "an" and insert "a recreational joint-use"

AMENDMENT NO. 3

On page 2, delete lines 6 through 10 and insert "written agreement between the governing authority of an elementary, secondary, or charter school and a public or private entity, authorizing such entity to access the premises of a school under the governing authority's jurisdiction for the purposes of conducting or engaging in recreational activity. The agreement shall set forth the conditions, terms, and requirements under which such authorization and use is granted, including that the entity shall indemnify and hold harmless the governing authority from any liability arising from such use, and that the governing authority may at any time and without cause revoke its authorization to use the premises and terminate the agreement."

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

HOUSE BILL NO. 392—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 15:587(F)(1) and 587.1(C)(introductory paragraph) and (1) and to enact R.S. 15:587.1(J), relative to criminal background checks; to authorize an employer to obtain conviction records for applicants seeking employment; to provide for the taking of fingerprints from prospective employees; to authorize Court Appointed Special Advocate programs to obtain criminal background records for persons considered for involvement with the program; to require the Louisiana Bureau of Criminal Identification and Information to forward fingerprints to the Federal Bureau of Investigation for a national criminal history check; to provide for additional offenses excluding employment in professions with access to children; and to provide for related matters.

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

HOUSE BILL NO. 415—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:574.7(B) and to enact R.S. 15:574.7(C) and Code of Criminal Procedure Article 899.1, relative to probation and parole; to authorize probation and parole officers to impose administrative sanctions for technical violations; to provide for limitations; to provide for definitions; to provide for procedures; and to provide for related matters.

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

HOUSE BILL NO. 445—

BY REPRESENTATIVES CHANEY AND LOPINTO
AN ACT

To enact R.S. 6:966.1(E), relative to notices of repossession; to dispense with notice requirements for certain parties involved in secured transactions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 445 by Representative Chaney

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 6:966.1(E)" and insert "R.S.6:966(G)"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 6:966.1(E)" and insert "R.S. 6:966(G)"

AMENDMENT NO. 3

On page 1, delete line 7 and insert "\$966. Procedure"

AMENDMENT NO. 4

On page 1, line 9, change "E." to "G."

AMENDMENT NO. 5

On page 1, delete line 12 and insert "by Paragraph (A)(2) of this Section."

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

HOUSE BILL NO. 638— (Substitute for House Bill No. 218 by Representative White)

BY REPRESENTATIVES WHITE, ARMES, GISCLAIR, HARDY, RICHARD, RICHARDSON, GARY SMITH, JANE SMITH, AND ST. GERMAIN

AN ACT

To enact R.S. 32:667.1, relative to tests for suspected drunken drivers; to provide for the seizure and suspension of drivers' licenses upon arrest for vehicular homicide; to provide for

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procedures; to provide for the period of the suspension; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 5— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 11:416(A)(3)(a) and to enact R.S. 11:446(H), (I), and (J), relative to the Louisiana State Employees' Retirement System; to allow for a change in beneficiary in certain circumstances and in relation to certain supplemental benefits; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 5 by Senator Appel

AMENDMENT NO. 1

On page 3, line 13, following "Subsection H" and before "and shall" insert "of this Section"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Broome, Total - 3, Heitmeier, Thompson

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

SENATE BILL NO. 266— (Substitute of Senate Bill No. 183 by Senator Appel)

BY SENATORS APPEL AND MURRAY AN ACT

To amend and reenact R.S. 17:3217, to enact R.S. 17:3230, and to repeal R.S. 17:3215(2), relative to postsecondary education; to provide for the transfer of the University of New Orleans to the University of Louisiana System; to provide relative to the transfer of the facilities, resources, funds, obligations, and functions of the institution and related foundations; to provide for the transition responsibilities of the impacted institution and management boards and the division of administration; to provide for cooperative agreements; to provide relative to accreditation issues; to provide relative to funding; to provide relative to employees; to provide for effectiveness; and to provide for related matters.

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

Rules Suspended

Senator Walsworth asked for and obtained a suspension of the rules to advance to:

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

Senator Walsworth in the Chair

HOUSE BILL NO. 169—

BY REPRESENTATIVE HENRY AN ACT

To enact R.S. 56:116.1(D)(3), relative to hunting; to authorize the use of sound suppressors when taking nongame nuisance quadrupeds; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Appel, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Total - 35, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrish, Mount, Murray, Perry, Peterson, Quinn, Riser, Shaw, Smith, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Broome Nevers
 Morrell Thompson
 Total - 4

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

HOUSE BILL NO. 292—

BY REPRESENTATIVES MORRIS, AUBERT, BOBBY BADON, BARRAS, BARROW, BILLIOT, BISHOP, HENRY BURNS, BURRELL, CHAMPAGNE, CHANDLER, CHANEY, DIXON, DOERGE, DOWNS, EDWARDS, ELLINGTON, GISCLAIR, GUILLORY, GUINN, HARRISON, HAZEL, HENDERSON, HOFFMANN, SAM JONES, LAMBERT, LEBAS, LIGI, LITTLE, MCVEA, MONToucET, MORENO, PATRICIA SMITH, ST. GERMAIN, STIAES, WILLIAMS, AND WOOTON AND SENATOR MICHOT

AN ACT

To amend and reenact R.S. 30:2506(A)(introductory paragraph) and (B) and 2507(A), R.S. 32:412(A)(1), (2), (5), and (6), (B)(1), (2), and (7)(e)(i)(aa), (cc), (dd)(I), and (ee) and (ii)(aa), (cc), (dd)(I), and (ee), R.S. 36:605(B)(4)(a), and R.S. 47:463.43(A), (D), and (E), to enact R.S. 56:10(B)(15), and to repeal R.S. 30:2504 and 2511, R.S. 36:609(B)(4), Section 3 of Act No. 527 of the 2003 Regular Session of the Legislature, Act No. 363 of the 2004 Regular Session of the Legislature, Act No. 190 of the 2007 Regular Session of the Legislature, and R.S. 32:412(A)(1), (2), (5), (6), (B)(1), (2), (7)(e)(i)(aa), (dd)(I), (e)(ii)(aa), and (dd)(I) as amended by Act No. 9 of the 2011 First Extraordinary Session of the Legislature, relative to litter abatement, enforcement, and education; to provide for the Louisiana Environmental Education Commission; to provide for the responsibility and duties of the Department of Wildlife and Fisheries; to provide litter abatement and enforcement; to provide for education programs; to abolish the environmental education division within the Department of Wildlife and Fisheries; to provide for special license plates; to provide for the disposition of certain funds collected from driver's license issuance and renewal and special license plates; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mills
Adley	Gautreaux	Morrell
Alario	Guillory	Morrish
Amedee	Heitmeier	Murray
Appel	Jackson	Nevers
Chabert	Kostelka	Peterson
Cheek	LaFleur	Quinn
Claitor	Long	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Walsworth
Dorsey	Michot	Willard-Lewis
Total - 33		

NAYS

Perry Riser
 Total - 2

ABSENT

Broome Mount
 Marionneaux Thompson
 Total - 4

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

Explanation of Vote

Senator Peterson stated she was absent on the vote on Senate Bill No. 292, and asked that the Official Journal so state.

HOUSE BILL NO. 294—

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 56:116.1(D), relative to hunting; to provide for the trapping of outlaw quadrupeds, nutria, or beaver; to provide for trapping of feral hogs; to provide for the method of such taking on private property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome Marionneaux Thompson
 Kostelka Mount
 Total - 5

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

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

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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.

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, Morrish, Adley, Guillory, Murray, Alario, Heitmeier, Nevers, Amedee, Kostelka, Perry, Appel, LaFleur, Peterson, Chabert, Long, Quinn, Cheek, Marionneaux, Shaw, Claitor, Martiny, Smith, Crowe, McPherson, Walsworth, Donahue, Michot, Willard-Lewis, Dorsey, Mills, Erdey, Morrell, Total - 34

NAYS

Riser, Total - 1

ABSENT

Broome, Mount, Jackson, Thompson, Total - 4

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

Mr. President in the Chair

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.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed House Bill No. 273 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 10, after "may" delete the rest of the line and insert the following: "allow occupancy upon receipt of an"

AMENDMENT NO. 2

On page 1, line 12, after "receipt" change the "." (comma) to "." (period) and delete the rest of the line and insert the following: "The shutters shall be installed within ninety days of occupancy. During the ninety day period, the owner shall notify the parish or municipality that the shutters have been installed and a final inspection by the parish or municipality shall be made to verify that the shutters were installed."

AMENDMENT NO. 3

On page 1, delete line 13

On motion of Senator Appel, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome, Peterson, Kostelka, Thompson, Total - 4

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS
 Claitor
 Total - 1

ABSENT
 Broome
 Kostelka
 Total - 4

Peterson
 Thompson

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

HOUSE BILL NO. 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.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Reengrossed House Bill No. 427 by Representative Guinn

AMENDMENT NO. 1
On page 1, line 2, after "To" and before "repeal" insert the following: "amend and reenact R.S. 37:2167.1(A) and to"

AMENDMENT NO. 2
On page 1, line 2, after "contractors;" and before "to repeal" insert the following: "to provide for inactive licenses;"

AMENDMENT NO. 3
On page 1, between lines 5 and 6, insert the following:
"Section 1. R.S. 37:2167.1(A) is hereby amended and reenacted to read as follows:
§2167.1. Inactive license

A. Notwithstanding any other provision of law to the contrary, any residential building contractor licensee in good standing with the board who has held a license to engage in residential building construction issued pursuant to this Chapter for not less than ~~fifteen~~ one consecutive years may elect to place his license in an inactive license status with the board, provided he applies for a transfer to inactive status.

* * *

AMENDMENT NO. 4
On page 1, line 6, change "Section 1." to "Section 2."

On motion of Senator Appel, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Chabert	LaFleur	Quinn

Cheek	Long	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrell	
Total - 34		

NAYS

Peterson
Total - 1

ABSENT

Broome
Marionneaux
Total - 4

Riser
Thompson

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

HOUSE BILL NO. 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.

Floor Amendments

Senator Marionneaux proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 602 by Representative Hoffmann

AMENDMENT NO. 1
On page 1, line 7, after "assessment" insert ", to provide an expiration date for the license application assessment"

AMENDMENT NO. 2
On page 2, in between lines 8 and 9, insert the following:
"D. The provisions of this Section shall expire on December 31, 2013."

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Morrish
Adley	Heitmeier	Mount
Alario	Jackson	Murray
Amedee	Kostelka	Nevers
Appel	LaFleur	Perry
Cheek	Long	Peterson
Claitor	Marionneaux	Quinn
Crowe	Martiny	Riser

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Donahue	McPherson	Shaw
Dorsey	Michot	Smith
Erdey	Mills	Walsworth
Gautreaux	Morrell	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Broome	Chabert	Thompson
Total - 3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Peterson	Thompson
Total - 2	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley	Kostelka
Chabert	Thompson
Total - 4	

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Thompson
Total - 1

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux, Morrish, Adley, Guillory, Mount, Alario, Heitmeier, Murray, Amedee, Jackson, Nevers, Appel, Kostelka, Perry, Broome, LaFleur, Peterson, Chabert, Long, Quinn, Cheek, Marionneaux, Riser, Claitor, Martiny, Shaw, Crowe, McPherson, Smith, Donahue, Michot, Walsworth, Dorsey, Mills, Willard-Lewis, Erdey, Morrell. Total - 38

NAYS

Total - 0

ABSENT

Thompson
Total - 1

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Heitmeier, Mount, Adley, Jackson, Murray, Alario, Kostelka, Nevers, Amedee, LaFleur, Perry, Broome, Long, Peterson, Cheek, Marionneaux, Riser, Claitor, Martiny, Shaw

Table with 3 columns: Donahue, McPherson, Smith, Dorsey, Michot, Walsworth, Erdey, Mills, Willard-Lewis, Gautreaux, Morrell, Guillory, Morrish

Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Appel, Crowe, Thompson, Chabert, Quinn

Total - 5

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Chabert, Morrish, Thompson, Donahue, Peterson

Total - 5

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

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

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destroying crawfish in commercial ponds; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Claitor
Total - 1

ABSENT

Crowe Kostelka
Donahue Thompson
Total - 4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Thompson
Total - 1

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

Senator Broome in the Chair

HOUSE BILL NO. 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.

Floor Amendments

Senator Perry proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Perry to Reengrossed House Bill No. 86 by Representative White

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:43.1(A)" and before "and (C)" insert ", (B)."

AMENDMENT NO. 2

On page 1, line 13, after "R.S. 14:43.1(A)" and before "and (C)" insert ", (B)."

AMENDMENT NO. 3

On page 2, delete line 27 and insert the following: "B. Lack of knowledge of the victim's age shall not be a defense. However, where the victim is under seventeen, normal medical treatment or normal sanitary care of an infant shall not be construed as an offense under the provisions of this Section."

On motion of Senator Perry, 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 Guillory Murray
Alario Heitmeier Nevers
Amedee Jackson Perry

Appel	Kostelka	Peterson
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Walsworth
Dorsey	Michot	Willard-Lewis
Erdey	Morrish	
Gautreaux	Mount	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Mills	Thompson
Claitor	Morrell	
Total - 5		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Marionneaux
Gautreaux	Thompson
Total - 4	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Perry	Thompson
Total - 2	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Perry	Thompson
Total - 2	

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Donahue and Thompson.

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

HOUSE BILL NO. 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.

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Appel, Broome, Chabert, Cheek and their respective counts.

Table with 3 columns: Name, Yeas, Nays. Lists Claitor, Crowe, Donahue, Dorsey, Erdey, Martiny, McPherson, Michot, Mills, Morrell, Shaw, Smith, Walsworth, Willard-Lewis.

Total - 38

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Thompson.

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrell, Morrish, Mount, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Walsworth, Willard-Lewis.

Total - 38

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Thompson.

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

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.

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

ROLL CALL

The roll was called with the following result:
YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Guillory	Smith
Perry	Thompson

Total - 4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Perry	Thompson
-------	----------

Total - 2

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

HOUSE BILL NO. 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.

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

Total - 37

NAYS

Total - 0

ABSENT

Appel	Thompson
-------	----------

Total - 2

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

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NAYS

Total - 0

ABSENT

Thompson
Total - 1

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Peterson
Total - 1

ABSENT

Perry
Total - 3
Thompson
Willard-Lewis

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

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. Senator Claitor moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux	Morrish
Alario	Guillory	Mount
Amedee	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	LaFleur	Perry
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Kostelka
Total - 3
Peterson
Thompson

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

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.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Reengrossed House Bill No. 291 by Representative Lambert

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 2 and 6 proposed by the Senate Committee on Natural Resources and adopted by the Senate on June 1, 2011.

AMENDMENT NO. 2

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Natural Resources and adopted by the Senate on June 1, 2011, on page 1, delete lines 24 through 38 and delete page 2, and insert:

"§851.4. Careless operation of a watercraft
~~Any person who shall operate any watercraft in a careless or heedless manner so as to be grossly indifferent to the person or property of other persons or at a rate of speed greater than will permit him in the exercise of reasonable care to bring the watercraft to a stop within the assured clear distance ahead shall be guilty of the crime of careless operation, punishable by a fine of not more than three hundred dollars, or by imprisonment of not more than thirty days, or by both.~~

A. Careless operation of a watercraft is the failure to operate a watercraft in a careful and prudent manner so as to not endanger the life, limb, or property of any person, when such failure constitutes a violation of any of the following requirements:

(1) Vessels passing head-on shall each keep to their respective right.

(2) A vessel overtaking another vessel may do so on either side, but must grant the right-of-way to the vessel being overtaken.

(3) When vessels are on paths that cross, the vessel on the left will yield right-of-way to vessel on the right.

(4) Motorboats shall yield right-of-way to non-motor powered boats, except when being overtaken by non-powered vessels, for deep draft vessels that have to remain in narrow channels, or when vessel is towing another vessel.

(5) Motorboats must maintain a direct course when passing sailboats.

(6) A vessel approaching a landing dock or pier shall yield the right-of-way to any departing vessel.

(7) A vessel departing shoreline or tributary shall yield right-of-way to through traffic and vessels approaching shoreline or tributary.

(8) Vessels will not abruptly change course without first determining that it can be safely done without risk of collision with another vessel.

(9) If an operator fails to fully comprehend the course of an approaching vessel he must slow down immediately to a speed barely sufficient for steerageway until the other vessel has passed.

(10) Vessels yielding right-of-way shall reduce speed, stop, reverse, or alter course to avoid collision. Vessel with right-of-way shall hold course and speed. If there is danger of collision, all vessels will slow down, stop, or reverse until danger is averted.

(11) Vessels will issue warning signals in fog or weather conditions that restrict visibility.

(12) No mechanically propelled vessel shall be operated so as to traverse a course around any other vessel underway or any person swimming.

(13) In a narrow channel, vessels will keep to the right of mid-channel.

(14) Vessels approaching or passing another vessel shall be operated in such manner and at such a rate of speed as will not create a hazardous wash or wake.

(15) A seaplane on the water shall in general keep clear of all vessels and avoid impeding the navigation of all vessels.

(16) All vessels shall be operated at reasonable speeds for given conditions and situations and must be under the complete control of the operator at all times.

(17) No person shall, under any circumstances, operate a vessel in excess of an established speed or wake zone.

(18) No vessel or person shall obstruct or block a navigation channel, entrance to channel, mooring slip, landing dock, launching ramp, pier or tributary.

(19) Vessels shall keep at least 100 feet clearance of displayed diver's flag.

(20) Operator shall maintain a proper lookout.

B. Whoever commits the crime of careless operation of a watercraft shall be fined not more than three hundred dollars, or imprisoned for not more than thirty days, or both."

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Crowe	McPherson	Smith
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrell	

Total - 38

NAYS

Total - 0

ABSENT

Thompson
Total - 1

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

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; and to provide limitations; 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	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Quinn
Chabert	Long	Riser
Cheek	Marionneaux	Shaw
Claitor	Martiny	Smith
Crowe	McPherson	Walsworth
Donahue	Michot	Willard-Lewis
Dorsey	Mills	
Erdey	Morrell	

Total - 37

NAYS

Total - 0

ABSENT

Peterson
Total - 2

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

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.

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

June 8, 2011

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Total - 37; Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrell; Morrish, Mount, Murray, Nevers, Perry, Quinn, Riser, Shaw, Smith, Walsworth, Willard-Lewis.

NAYS

Total - 0

ABSENT

Table with 2 columns: Peterson, Thompson; Total - 2

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Jackson, Total - 3; Morrell; Thompson

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Peterson, Total - 3; Shaw; Thompson

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

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.

Floor Amendments

Senator Smith proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No. 459 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 3, delete "property in Orleans Parish" and insert "properties in Orleans Parish and Vernon Parish"

AMENDMENT NO. 2

On page 2, between lines 23 and 24, insert: "Section 3. The Board of Supervisors of Louisiana State University and Agricultural and Mechanical College or the commissioner of the division of administration on behalf of the state

of Louisiana, notwithstanding any other provision of the law to the contrary, is hereby authorized and empowered to convey, sell, lease, transfer, or assign and deliver to any and all interest, excluding mineral rights, the state may have to the following described property to the governing authority of Vernon Parish: A certain tract of land in Sections 26 and 27, Township 1 South, Range 9 West, Vernon Parish, Louisiana, and known as the LSU Rosepine Research Station.

Section 4. The The Board of Supervisors of Louisiana State University and Agricultural and Mechanical College or the commissioner of the division of administration, on behalf of the state of Louisiana, is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as are necessary to properly effectuate any conveyance, sale, lease, transfer, or assignment and delivery of title to the real property described in Section 3 herein, excluding, however, mineral rights, all of which as may be more specifically described in any such agreements entered into and documents executed by and between the board of supervisors or the commissioner and the governing authority of Vernon Parish, in exchange of consideration proportionate to the appraised value of the real property above described. Should the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College or the commissioner of the division of administration seek to sell or lease any or all of such above described property, it shall first offer such property to the governing authority of Vernon Parish, under the terms and conditions set forth above."

AMENDMENT NO. 3

On page 2, line 24, change "Section 3." to "Section 5."

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Morrish
Kostelka	Thompson
Total - 4	

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

HOUSE BILL NO. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	LaFleur	Perry
Broome	Long	Peterson
Chabert	Marionneaux	Quinn
Cheek	Martiny	Riser
Crowe	McPherson	Shaw
Donahue	Michot	Smith
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Claitor	Kostelka	Thompson
Total - 3		

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

Mr. President in the Chair

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. Senator Erdey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

June 8, 2011

ABSENT

Broome Donahue Thompson
Crowe Kostelka
Total - 5

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

HOUSE BILL NO. 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.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 553 by Representative Foil

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 15:255(A)(2) and (D)(1) and to"

AMENDMENT NO. 2

On page 1, line 3, after "collected;" insert "to provide relative to payment of certain witness fees; to provide certain terms, conditions, procedures, and requirements;"

AMENDMENT NO. 3

On page 1, after line 10, insert "Section 2. R.S. 15:255(A)(2) and (D)(1) are hereby amended and reenacted to read as follows:

\$255. Witness fees to off-duty law enforcement officers

A. * * * *

(2) In Notwithstanding any provision of law to the contrary, in the city of New Orleans, the Civil Service Commission shall establish rules for the payment of each law enforcement officer who because of his official connection with any criminal case as the arresting officer or in some other official capacity, is required to be present as a witness in any criminal case which is being tried in the Criminal District Court for the parish of Orleans during any time when he otherwise is not required to report to work or perform the duties of his job. The officer's employing agency shall be paid from those costs of court collected pursuant to the provisions of Paragraphs (D)(1) and (2) of this Section for by the party issuing the subpoena requiring the presence of the officer for the witness fees provided by this Section, overtime or any other compensation costs associated with his required presence as a witness. * * *

D. (1) Except as otherwise provided in this Section, witness Witness fees provided for by this Section shall be paid from costs of court collected in individual cases tried in district or parish courts or in any court exercising juvenile jurisdiction which shall be assessed as a part of the costs of court to be collected in such cases and shall be collected for each case in which there is a plea of guilty or in which there is a conviction. The judge or judges of court for the judicial district wherein the parish, or city of New Orleans, is situated shall adopt a schedule of costs that shall be applicable in each case before that court to which such costs are applicable. All of such costs shall be placed, as they are collected, in a special fund that shall be maintained and be administered by the governing authority and said authority shall pay out of said fund the witness fees herein provided for. * * *

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Adley Gautreaux Morrish
Alario Heitmeier Mount
Amedee Jackson Murray
Appel Kostelka Nevers
Broome LaFleur Peterson
Chabert Long Quinn
Cheek Marionneaux Riser
Claitor Martiny Shaw
Crowe McPherson Smith
Donahue Michot Walsworth
Dorsey Mills Willard-Lewis
Total - 36

NAYS

Total - 0

ABSENT

Guillory Perry Thompson
Total - 3

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome Morrell Thompson
Total - 3

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

Senator Marionneaux in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Quinn	Thompson
Total - 3		

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

Senator Broome in the Chair

HOUSE BILL NO. 284—

BY REPRESENTATIVES WILLMOTT, BILLIOT, CONNICK, HENRY, LABRUZZO, LIGI, AND LOPINTO AND SENATORS APPEL, MARTINY, AND QUINN

AN ACT

To enact R.S. 44:21.1, relative to public records; to provide a public records exemption for certain records in the custody of the Jefferson Parish Personnel Department; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrell
Adley	Heitmeier	Morrish
Alario	Kostelka	Mount
Amedee	LaFleur	Murray
Appel	Long	Nevers
Chabert	Marionneaux	Quinn

Cheek	Martiny	Riser
Crowe	McPherson	Shaw
Donahue	Michot	Smith
Dorsey	Mills	Walsworth
Total - 30		

NAYS

Claitor	Peterson
Total - 2	

ABSENT

Broome	Jackson	Willard-Lewis
Erdey	Perry	
Guillory	Thompson	
Total - 7		

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

Regular Order, Resumed

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

Called from the Calendar

Senator Erdey asked that Senate Bill No. 197 be called from the Calendar.

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.

Senator Peterson moved to recommit the bill to the Committee on Finance.

Senator Erdey objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Morrell
Alario	Gautreaux	Mount
Appel	LaFleur	Nevers
Broome	Long	Perry
Chabert	Marionneaux	Peterson
Claitor	McPherson	Quinn
Donahue	Mills	Willard-Lewis
Total - 21		

NAYS

Adley	Erdey	Michot
Amedee	Heitmeier	Murray
Cheek	Kostelka	Riser
Crowe	Martiny	Shaw
Total - 12		

ABSENT

Guillory	Morrish	Thompson
Jackson	Smith	Walsworth
Total - 6		

The Chair declared the bill was recommitted to the Committee on Finance.

Called from the Calendar

Senator Mount asked that Senate Bill No. 225 be called from the Calendar.

SENATE BILL NO. 225—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 9:5557 and to enact R.S. 9:5165, relative to mortgages; to provide relative to release and cancellation of mortgages under certain circumstances; to provide certain procedures, terms, conditions, requirements, application and effects; to provide certain time periods; to provide for recovery of certain damages, fees, and costs under certain circumstances; to provide for the obligation to grant releases of mortgages; to provide for limitations; and to provide for related matters.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 225 by Senator Mount

AMENDMENT NO. 1

On page 2, line 23, change "pay off" to "payoff"

AMENDMENT NO. 2

On page 3, line 1, following "shall" and before "cancellation" change "be copied with this request and with" to "be provided a copy of the request and"

AMENDMENT NO. 3

On page 3, line 6, following "fees" and before "and" insert ";

AMENDMENT NO. 4

On page 3, line 6, following "Subsection" change "(D)" to "D"

AMENDMENT NO. 5

On page 3, line 9, following "(B)(4)" and before ";" insert "of this Section"

AMENDMENT NO. 6

On page 3, line 20, change "(D)" to "D"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments

Senator Mount proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed Senate Bill No. 225 by Senator Mount

AMENDMENT NO. 1

On page 1, delete lines 13 through 17 in their entirety and insert the following:

"A. The provisions of this Section shall apply only to residential mortgages, where a mortgage has been granted by a consumer on a one-to-four family residential immovable property, including a mortgage to finance the initial construction of the one-to-four family residential immovable property. The provisions of this Section shall apply only to mortgages recorded on and after January 1, 2012.

B. (1) Upon extinction of the mortgage in accordance with Louisiana Civil Code Article 3319, the mortgagor, his successor in ownership or settlement agent may submit a written request, signed by the mortgagor to the mortgagee, to issue a written act

of release directing the appropriate recorder of mortgages to cancel the inscription of the mortgage from the public mortgage records. This written request that the mortgage be cancelled shall extinguish any obligation on the part of the mortgagee and all additional lenders, on whose behalf the mortgagee may be representing or acting for the benefit of, to make any further loan or advance that would be secured by the mortgage.

(2) If the mortgagee has assigned, transferred, or delegated the servicing rights to a third party then the duties and liabilities of the mortgagee under this Section shall apply solely to the third party.

(3) The written request shall be mailed to the mortgagee at the address designated by the mortgagee to be used for such written requests. If the request is accompanied by a payoff check from a settlement agent, the written request shall be delivered to the same address where the payoff check is sent.

(4) The mortgagee shall submit the act of release of the mortgage directly to the settlement agent if a written request was received by the mortgagee from a settlement agent. The written request to issue an act of release of the mortgage must be accompanied by sufficient payment to the mortgagee to pay the mortgagee a reasonable fee for this service. The mortgagee may charge a reasonable fee to the mortgagor or his agent for all services and costs to prepare, execute, and mail the act of release. Any fees charged by the mortgagee under this Subsection shall be clearly itemized to the requesting mortgagor or settlement agent in the payoff letter or statement or other communication.

(5) The mortgagee shall issue within forty-five days after receipt from the mortgagor of a written request for cancellation of the mortgage accompanied by the fees required by Subsection (B)(4), the act of release along with a request for cancellation that complies with Louisiana Civil Code Article 3366.

(6) If the mortgagee receives a signed written request, in accordance with Subsection (B)(1), directly from the mortgagor or the successor in ownership, and there is no settlement agent involved in forwarding the request, and the required fees are received in accordance with Subsection (B)(4) along with the appropriate cancellation fees for the recorder of mortgages, then the mortgagee shall within forty-five days of receiving such request prepare and submit to the appropriate recorder of mortgages an act of release along with the request for cancellation that complies with Louisiana Civil Code Article 3366.

C. Upon receipt of the act of release and request for cancellation, the settlement agent shall file same with the appropriate recorder of mortgages within forty-five days.

(1) The mortgagee shall not be liable for damages, fees or costs caused by the failure of the settlement agent to timely file the act of release and request for cancellation, if the act of release and request for cancellation are in compliance with the law and sufficient to cancel the inscription of the mortgage from the mortgage records.

(2) If the settlement agent fails to timely file the release, he shall be liable for the statutory and actual damages, costs and fees provided for in Subsection E.

D. In the event either the mortgagee or settlement agent has failed to comply with the requirements of this Section, the mortgagee and settlement agent shall be provided with written notice of noncompliance identifying the mortgage at issue and the explanation of how they failed to comply with the requirements of this Section, and then the mortgagee and settlement agent shall be given an opportunity to prepare and submit an act of release of mortgage and request for cancellation to the appropriate recorder of mortgages within fifteen days of receiving the notice before any rights accrue under Subsection E.

E. If the mortgagee fails to perform the duty described in this Section, the mortgagor or his successor in ownership may, by summary proceedings instituted against the mortgagee, in the parish where the mortgaged property is located, obtain a judgment ordering the mortgage inscription to be cancelled from the records and for the costs, reasonable attorney fees, statutory damages in the amount of five hundred dollars, and actual damages he has suffered from the failure to comply with this

Section. Any judgment for damages may be awarded individually, but not in a representative capacity. The rights to recover damages under this Section are personal to the mortgagor or his successor in ownership of the property and may not be assigned.

F. A mortgagee complying with the provisions of this Section shall not be subject to the requirements of R.S. 9:5167.2."

AMENDMENT NO. 2

On page 2, delete lines 1 through 29 in their entirety

AMENDMENT NO. 3

On page 3, delete lines 1 through 27 in their entirety

On motion of Senator Mount, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 225 by Senator Mount

AMENDMENT NO. 1

On page 2, line 18, after "the mortgage" insert a ":" and delete the remainder of the line

AMENDMENT NO. 2

On page 2, line 19, delete "mortgagee a reasonable fee for this service." and at the end of the line, after "charge" insert "a"

AMENDMENT NO. 3

On page 2, delete lines 20 and 21, and insert "fee equal to the amount necessary to record the act of release. Any fees charged by"

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Donahue, Dorsey, Erdey, Total - 37; Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Mills, Morrish; Mount, Murray, Nevers, Peterson, Quinn, Riser, Shaw, Smith, Walsworth, Willard-Lewis

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Morrell, Total - 2; Thompson

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

Mr. President in the Chair

Called from the Calendar

Senator McPherson asked that Senate Bill No. 218 be called from the Calendar.

SENATE BILL NO. 218—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 39:1800.4(C)(3), relative to state and local correctional facilities; to provide for pre-paid leases of certain state correctional facilities; to provide for certain terms of pre-paid leases of state correctional facilities; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator McPherson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 218 by Senator McPherson

AMENDMENT NO. 1

On page 2, between lines 13 and 14, insert the following:

"F. No contract shall be entered into pursuant to this Chapter unless the contract is approved by the Joint Legislative Committee on the Budget and by a favorable vote of each house of the Legislature.

* * *

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 218 by Senator McPherson

AMENDMENT NO. 1

In Amendment No. 1, proposed by Senator McPherson and adopted by the Senate on June 8, 2011, on page 1, line 4, after "favorable vote" insert "of two-thirds of the members"

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Alario, Appel, Cheek, Claitor, Crowe, Total - 15; Donahue, Gautreaux, Jackson, Kostelka, Long; Martiny, McPherson, Mills, Riser, Smith

June 8, 2011

NAYS

Mr. President	LaFleur	Perry
Adley	Marionneaux	Peterson
Broome	Michot	Quinn
Chabert	Morrell	Shaw
Dorsey	Morrish	Walsworth
Erdey	Mount	Willard-Lewis
Guillory	Murray	
Heitmeier	Nevers	
Total - 22		

ABSENT

Amedee	Thompson
Total - 2	

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

Called from the Calendar

Senator Crowe asked that Senate Bill No. 97 be called from the Calendar.

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.

Floor Amendments

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 97 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 14, change "**CRF**" to "**CFR**"

AMENDMENT NO. 2

On page 1, line 15, following "**National**" and before "**Contingency**" insert "**Oil and Hazardous Substances Pollution**"

AMENDMENT NO. 3

On page 1, line 16, change "**CRF**" to "**CFR**"

On motion of Senator Marionneaux, the amendments were adopted.

On motion of Senator Crowe, the amended 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. 23—
BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To urge and request the Board of Regents and the State Board of Elementary and Secondary Education to study jointly the source, nature, and amount of funding allocated to various units of public secondary and postsecondary education related to dual

enrollment initiatives, to determine the appropriateness of such funding, and to determine the impact of such initiatives and to submit a written report of their findings and conclusions, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Jackson	Nevers
Adley	Kostelka	Perry
Alario	LaFleur	Peterson
Amedee	Long	Quinn
Broome	Marionneaux	Riser
Cheek	Martiny	Shaw
Dorsey	McPherson	Smith
Erdey	Michot	Walsworth
Gautreaux	Morrish	Willard-Lewis
Guillory	Mount	
Heitmeier	Murray	
Total - 31		

NAYS

Total - 0

ABSENT

Appel	Crowe	Morrell
Chabert	Donahue	Thompson
Claitor	Mills	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 25—
BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues related to the assessment of foreign exchange students and to submit a written report of its findings and conclusions, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Murray
Adley	Jackson	Nevers
Alario	Kostelka	Perry
Amedee	LaFleur	Peterson
Broome	Long	Quinn
Cheek	Marionneaux	Riser

Claitor	Martiny	Shaw
Donahue	McPherson	Smith
Dorsey	Michot	Walsworth
Erdey	Mills	Willard-Lewis
Gautreaux	Morrish	
Guillory	Mount	
Total - 34		

NAYS

Total - 0

ABSENT

Appel	Crowe	Thompson
Chabert	Morrell	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 30—
BY REPRESENTATIVE AUSTIN BADON
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the provision of public postsecondary educational opportunities throughout the state, to establish the appropriate role, scope, and mission of each public postsecondary education institution, and to formulate a plan that will make optimal use of all available academic, fiscal, and physical resources, recognize the unique nature of each institution, and allow each institution's students to successfully and efficiently pursue their chosen academic path and to submit a written report of findings and conclusions, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Morrell	Peterson	Thompson
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 32—
BY REPRESENTATIVES AUSTIN BADON AND STIAES
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the Recovery School District to study jointly the feasibility of building a high school at the site of the former Alfred Lawless High School in the Lower Ninth Ward of the city of New Orleans and to submit jointly a written report of findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to beginning of the 2012 Regular Session of the Legislature.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Morrell	Thompson
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of U.S. Highway 165 and Richwood Road No. 2 in Ouachita Parish.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrish
Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers
Appel	Kostelka	Perry
Broome	LaFleur	Peterson

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Cheek	Long	Quinn
Claitor	Marionneau	Riser
Crowe	Martiny	Shaw
Donahue	McPherson	Smith
Dorsey	Michot	Willard-Lewis
Erdey	Mills	
Total - 35		

NAYS

Total - 0

ABSENT

Chabert	Thompson
Morrell	Walsworth
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Office of Student Financial Assistance (LOSFA) to study the feasibility, including potential costs and savings, of requiring repayment of the Taylor Opportunity Program for Students (TOPS) by a student for any particular semester during the first two award years if the student does not make academic progress or fails to maintain full-time standing.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Morrell
Crowe	Thompson
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 66—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, the Department of Revenue, and the Louisiana Workforce Commission to continue to work cooperatively relative to the reporting and sharing of certain information and data, including but not limited to information and data related to the success of Louisiana's postsecondary graduates in the workforce, and to submit jointly

a written report of further progress relative to such cooperation and any recommendations for related legislation to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Riser
Morrell	Thompson
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE STIAES

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the Recovery School District to study jointly the feasibility of building a high school at the site of the former Alfred Lawless High School in the Lower Ninth Ward of the city of New Orleans and to submit jointly a written report of findings and recommendations, as well as an account of the use of hurricane recovery funds with respect to the repair and reconstruction of schools in the Lower Ninth Ward, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Murray
Adley	Heitmeier	Nevers
Alario	Jackson	Perry
Amedee	Kostelka	Peterson
Appel	LaFleur	Quinn
Broome	Long	Riser

Chabert	Martiny	Shaw
Cheek	McPherson	Smith
Donahue	Michot	Walsworth
Dorsey	Mills	Willard-Lewis
Erdey	Morrish	
Gautreaux	Mount	
Total - 34		

NAYS

Total - 0

ABSENT

Claitor	Marionneaux	Thompson
Crowe	Morrell	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 78—
 BY REPRESENTATIVES SCHRODER, BARRAS, BURFORD, CARMODY, CARTER, CHAMPAGNE, CHANEY, DANAHAY, HARRISON, HENRY, HOFFMANN, LIGI, LORUSSO, NOWLIN, PEARSON, PUGH, RICHARD, SEABAUGH, AND TALBOT

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study alternative uses of underutilized facilities at public postsecondary education institutions.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Morrell	Thompson
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 92—
 BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and encourage the presence of chapters of Students Against Destructive Decisions (SADD) in schools throughout the state and to submit a written report of findings, conclusions, and progress to the House Committee on Education and the Senate Committee on Education not later than sixty days

prior to the beginning of the 2012 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Morrell
Adley	Guillory	Morrish
Alario	Heitmeier	Mount
Amedee	Jackson	Murray
Appel	Kostelka	Nevers
Broome	LaFleur	Perry
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Crowe	Martiny	Shaw
Donahue	McPherson	Smith
Dorsey	Michot	Walsworth
Erdey	Mills	Willard-Lewis
Total - 36		

NAYS

Total - 0

ABSENT

Claitor	Peterson	Thompson
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 106—
 BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Education to work together to develop a comprehensive program for elementary, middle, and high school students as well as students in institutions of higher education to emphasize, encourage, and teach the Heimlich maneuver.

Reported favorably by the Committee on Education.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Original House Concurrent Resolution No. 106 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 13, between "choking" and the semicolon ";," delete "or drowning"

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux	Morrish

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Alario	Guillory	Mount
Amedee	Heitmeier	Murray
Appel	Kostelka	Nevers
Broome	LaFleur	Perry
Chabert	Long	Quinn
Cheek	Marionneaux	Riser
Claitor	Martiny	Shaw
Crowe	McPherson	Smith
Donahue	Michot	Walsworth
Dorsey	Mills	

Total - 35

NAYS

Total - 0

ABSENT

Jackson	Thompson
Peterson	Willard-Lewis

Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVE SCHRODER

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the disparity in tuition charged at public four-year universities as compared to their Southern Regional Education Board peers, to develop a proposal for amending the GRAD Act in a way that will mitigate the disparity, and to submit the proposal to the legislature.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Mount
Alario	Kostelka	Murray
Amedee	LaFleur	Nevers
Appel	Long	Perry
Broome	Marionneaux	Quinn
Chabert	Martiny	Riser
Cheek	McPherson	Shaw
Donahue	Michot	Smith
Dorsey	Mills	Walsworth
Erdey	Morrell	
Gautreaux	Morrish	

Total - 31

NAYS

Total - 0

ABSENT

Mr. President	Guillory	Thompson
Claitor	Jackson	Willard-Lewis
Crowe	Peterson	

Total - 8

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

HOUSE CONCURRENT RESOLUTION NO. 45—

BY REPRESENTATIVES DOERGE AND STIAES

A CONCURRENT RESOLUTION

To establish a study committee to study all aspects of notary education, applications, and examinations, and to develop

recommendations and a plan of implementation relative to standards for notary education, applications, and examinations.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Concurrent Resolution No. 45 by Representative Doerge

AMENDMENT NO. 1

On page 3, between lines 6 and 7, insert the following:

"(15) The director of the Louisiana State Law Institute or his designee."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Crowe	Peterson
Jackson	Thompson

Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVE WHITE

A CONCURRENT RESOLUTION

To urge and request the Juvenile Justice Reform Act Implementation Commission to commission a study to assess the current state of the juvenile justice system, to evaluate the improvements made to the system in the preceding five years, to issue recommendations for a five-year plan for juvenile justice reform, and to submit a report of its findings and recommendations to the legislature no later than thirty days prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Judiciary B.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Jackson	Thompson
Guillory	Peterson	
Total - 5		

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.

Message from the House

DISAGREEMENT TO HOUSE BILL

June 8, 2011

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 275** by Representative Bishop, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 8, 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. 64—
BY SENATOR PERRY

A CONCURRENT RESOLUTION

To commend LSU Eunice Lady Bengals softball team on winning the NJCAA Division II National Championship.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR MILLS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Workforce Commission to establish a website to provide relevant and current information to the oilfield workers of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATORS THOMPSON, KOSTELKA, RISER AND WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to work with the Board of Supervisors of Community and Technical Colleges to study the two-year college services offered to the greater northeast Louisiana area, and to determine how the state can best meet the educational needs of students and the economic and workforce development needs of this region of the state.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 67—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study possible methods which would increase the provision of graduate medical education in central Louisiana by designating certain hospitals which enter into public/private partnerships with Huey P. Long Medical Center as major teaching hospitals for purposes of Medicaid reimbursement.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 86—

BY SENATOR PETERSON

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Allie Mae "Shirley" Young Singleton.

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

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 72—

BY SENATOR MORRELL AND REPRESENTATIVE LORUSSO

A CONCURRENT RESOLUTION

To designate Thursday, June 9, 2011, as University of New Orleans Day at the Louisiana Legislature and to commend the university for its significant and lasting contributions to the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Guillory	Mount
Alario	Heitmeier	Murray
Amedee	Jackson	Nevers

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Appel	LaFleur	Perry
Broome	Long	Peterson
Chabert	Marionneau	Quinn
Cheek	Martiny	Riser
Crowe	McPherson	Shaw
Donahue	Michot	Smith
Dorsey	Mills	Walsworth
Erdey	Morrell	Willard-Lewis
Gautreaux	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Mr. President	Kostelka
Claitor	Thompson
Total - 4	

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 8, 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. 35	HB No. 349	HB No. 348
HB No. 593	HB No. 597	

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. 35— BY REPRESENTATIVE STIAES AN ACT

To enact R.S. 47:305.66 and 337.9(D)(31), relative to sales and use tax exemptions; to provide for a state and local sales and use tax exemption for sales of certain property to the "Make It Right Foundation"; 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 Revenue and Fiscal Affairs.

HOUSE BILL NO. 348— BY REPRESENTATIVES LEGER, ABRAMSON, ARNOLD, AUSTIN, BADON, BALDONE, BARRAS, BROSSETT, BURRELL, CHANDLER, GREENE, HENDERSON, HINES, GIROD JACKSON, MORENO, NOWLIN, STIAES, AND TEMPLET AND SENATORS HEITMEIER, MORRELL, AND WILLARD-LEWIS AN ACT

To amend and reenact Section 2 of Act No. 479 of the 2005 Regular Session of the Legislature, as amended by Act No. 188 of the 2007 Regular Session of the Legislature, and R.S. 47:297.6(A)(1), relative to individual income tax credits; to decrease the amount of rehabilitation costs which qualify for the tax credit; to increase the amount of the tax credit for the rehabilitation of certain residential structures; to extend the

taxable periods in which the tax credit shall be applicable; 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 Revenue and Fiscal Affairs.

HOUSE BILL NO. 349— BY REPRESENTATIVES LEGER, ABRAMSON, ARNOLD, AUSTIN, BADON, BALDONE, BARRAS, BISHOP, BROSSETT, BURRELL, CARTER, CHANDLER, GREENE, HENDERSON, HINES, HOFFMANN, GIROD JACKSON, MORENO, RICHARD, SIMON, JANE SMITH, STIAES, AND TALBOT AND SENATORS HEITMEIER, MORRELL, AND WILLARD-LEWIS AN ACT

To amend and reenact Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature, as amended by Act No. 12 of the 2004 First Extraordinary Session of the Legislature and Act No. 182 of the 2007 Regular Session of the Legislature, relative to tax credits; to provide relative to the income and franchise tax credits for costs associated with the rehabilitation of certain historic structures; to extend the taxable periods in which the credit shall be applicable; 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. 593— BY REPRESENTATIVE JANE SMITH AN ACT

To amend and reenact R.S. 51:2461, relative to tax credits and rebates; to extend the deadline for applications for tax credits and rebates under the Louisiana Quality Jobs Program; 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. 597— BY REPRESENTATIVES MICHAEL JACKSON, AUBERT, BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, CROMER, FOIL, GALLOT, GISCLAIR, GREENE, HARDY, HARRISON, HAZEL, HENRY, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LEGER, MONTOUCET, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, AND TEMPLET AN ACT

To amend and reenact R.S. 47:6020 and to repeal R.S. 47:6020.1, 6020.2, and 6020.3, relative to tax credits; to convert the Angel Investor Tax Credit Program to the Angel Investor Rebate Program; to provide for the amount of the rebate; to provide for the maximum amount of rebates which may be granted in a year; to authorize the Department of Economic Development to administer the program; to provide relative to the repayment, recapture, or recovery of rebates under certain circumstances; to authorize the collection of interest under certain circumstances; 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 Revenue and Fiscal Affairs.

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 8, 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. 87 HCR No. 88 HCR No. 91
 HCR No. 105 HCR No. 16 HCR No. 85
 HCR No. 126 HCR No. 127 HCR No. 86

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 16—
 BY REPRESENTATIVES KATZ, BARROW, BURFORD, DOERGE, HILL, HINES, HUTTER, JOHNSON, ROSALIND JONES, SAM JONES, LABRUZZO, LEBAS, MORENO, NOWLIN, POPE, SIMON, PATRICIA SMITH, STIAES, AND WILLMOTT AND SENATORS BROOME, MOUNT, AND QUINN
 A CONCURRENT RESOLUTION

To authorize and direct the Drug Policy Board to coordinate a study of the overall impact and estimated aggregate costs of illegal drug use in the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 85—
 BY REPRESENTATIVE BARROW
 A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study the laws regarding adoptions and make recommendations relative to establishing consistent but separate procedures and laws for all types of adoptions.

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

HOUSE CONCURRENT RESOLUTION NO. 86—
 BY REPRESENTATIVE HUTTER
 A CONCURRENT RESOLUTION

To urge and request the Louisiana Coalition Against Domestic Abuse to appoint and convene a task force to evaluate existing court-approved domestic abuse intervention programs across the state, to study similar programs in other states to determine responsible, evidence-based best practices in the field of domestic abuse intervention, and to report to the Louisiana Legislature its findings and recommendations relative to the development of minimum standards for domestic abuse intervention programs in this state.

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

HOUSE CONCURRENT RESOLUTION NO. 87—
 BY REPRESENTATIVE ELLINGTON
 A CONCURRENT RESOLUTION

To apply for an amendments convention to be called for the purpose of proposing an amendment to the Constitution of the United States which shall provide that an increase in the federal debt requires approval from a majority of the legislatures of the separate states.

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

HOUSE CONCURRENT RESOLUTION NO. 88—
 BY REPRESENTATIVES LEGER, LOPINTO, AND WHITE
 A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to review and evaluate terminology that is currently contained in Louisiana law which refers to persons with disabilities, to propose alternative terminology to be used prospectively by the Legislature of Louisiana when enacting or amending legislation

which refers to persons with disabilities, to identify and recommend for substitution terms currently appearing in Louisiana law which convey negative or derogatory perceptions of persons with disabilities, and to recommend replacement terminology for these identified provisions.

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

HOUSE CONCURRENT RESOLUTION NO. 91—
 BY REPRESENTATIVE LIGI
 A CONCURRENT RESOLUTION

To urge and request the Board of Ethics to develop a procedure to certify persons and programs to deliver education and training regarding the laws within the jurisdiction of the board to public servants and other persons required to receive education and training regarding those laws.

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

HOUSE CONCURRENT RESOLUTION NO. 105—
 BY REPRESENTATIVE SMILEY
 A CONCURRENT RESOLUTION

To urge and request that the legislative auditor prepare and issue a report concerning boards and commissions that have failed to comply with the requirements of Chapter 20 of Title 49 of the Louisiana Revised Statutes of 1950.

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

HOUSE CONCURRENT RESOLUTION NO. 126—
 BY REPRESENTATIVE WILLMOTT
 A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make specific recommendations for legislation to establish procedures and forms for use when a translator is required to draft and execute a testament.

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

HOUSE CONCURRENT RESOLUTION NO. 127—
 BY REPRESENTATIVE WILLMOTT
 A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the authority of a testator to designate an attorney to handle legal matters of his estate and to make specific recommendations for legislation relative to R.S. 9:2448.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
 INSURANCE**

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 8, 2011

To the President and Members of the Senate:

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

June 8, 2011

HOUSE BILL NO. 400—

BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 32:793(D), relative to automobile liability insurance; to provide with respect to such insurance for rental dealers; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 462—

BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 22:1000(A)(1)(a)(vi) and (2), 1003(A) and (C), and 1003.1(A)(1) and (C), relative to health insurance; to provide with respect to coverage of dependent children and grandchildren; to provide relative to conditions for such coverage for certain benefits; to provide with respect to rating of such dependents; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 469—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 22:439, relative to surplus lines insurance; to provide with respect to the tax on premiums paid for such insurance, including provisions relative to its receipt, collection, and distribution; to conform state law with federal law; to require the commissioner of insurance to enter into a multistate agreement authorizing a clearinghouse for such taxes and assessment of a clearinghouse fee payable by brokers or independently procuring insureds; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 635— (Substitute for House Bill No. 168 by Representative Thibaut)

BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 32:861(A)(3), 863(A)(3)(a) and (B), and 863.2(A)(6), (E)(1), and (2) and to enact R.S. 22:885(E), relative to the cancellation of automobile insurance by the insured; to provide for notification by the office of motor vehicles to insureds relative to cancellation fees; to provide for the surrender of a vehicle's license plates upon cancellation of liability coverage; to limit the circumstances under which a vehicle owner will not be charged a fee upon cancellation of automobile liability coverage; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DAN W. "BLADE" MORRISH
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

June 8, 2011

To the President and Members of the Senate:

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

SENATE BILL NO. 57—

BY SENATOR ADLEY
AN ACT

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

Reported with amendments.

SENATE BILL NO. 170—

BY SENATOR CHAISSON
AN ACT

To enact R.S. 24:35 and to repeal R.S. 24:35.1, relative to legislative redistricting; to provide for the redistricting of the Senate of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 103—

BY REPRESENTATIVE ARMES
AN ACT

To amend and reenact R.S. 42:1119(B)(2)(a)(i), relative to the Code of Governmental Ethics; to except employment by a local school board of special education related services professionals from the nepotism prohibition of the code; to provide limitations, procedures, and penalties for certain violations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 449—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 42:17(A)(1), relative to open meetings; to provide relative to exceptions and executive sessions; to provide relative to discussions regarding awarding of public contracts; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

Rules Suspended

Senator Crowe asked for and obtained a suspension of the rules to add House Bill No. 451 to the agenda of the Senate Committee on Local and Municipal Affairs without the required 24-hour notice.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 8, 2011

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 55—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend the black pioneers of nursing at Baton Rouge General Hospital and to recognize the special place they hold in the history of the state of Louisiana.

SENATE CONCURRENT RESOLUTION NO. 56—
BY SENATOR CHEEK

A CONCURRENT RESOLUTION

To commend Seth Irby upon selection as a member of the Louisiana State University Tiger Twelve Class of 2011 and for his many academic accomplishments and community service efforts.

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATOR MOUNT AND REPRESENTATIVE GEYMAN

A CONCURRENT RESOLUTION

To commend and congratulate Sam Houston High School on winning the Class 4A Girls High School State Softball Championship.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Thompson
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Thompson 1 Day

Announcements

The following committee meetings for June 9, 2011, were announced:

Education	At Adj	Hainkel Room
Labor and Ind. Rel.	At Adj	Room C
Local and Mun. Affairs	At Adj	Room F
Transportation	At Adj	Room E

Adjournment

On motion of Senator Mount, at 5:30 o'clock P.M. the Senate adjourned until Thursday, June 9, 2011, at 9:00 o'clock A.M.

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

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

