

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

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**FORTY-FIFTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Thursday, May 31, 2012

The Senate was called to order at 9:15 o'clock A.M. by Hon. John A. Alario Jr., President of the Senate.

**Morning Hour  
CONVENING ROLL CALL**

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

**PRESENT**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Broome	Long	Riser
Brown	Martiny	Smith, G.
Buffington	Mills	Tarver
Chabert	Morrell	Walsworth
Cortez	Morrish	Ward
Dorsey-Colomb	Murray	
Total - 29		

**ABSENT**

Allain	Heitmeier	Thompson
Claitor	Kostelka	White
Crowe	LaFleur	
Donahue	Smith, J.	
Total - 10		

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

**Prayer**

The prayer was offered by Pastor Mark Stermer, 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 Heitmeier, the reading of the Journal was dispensed with and the Journal of May 30, 2012, was adopted.

**Appointment of Conference Committee  
on Senate Bill No. 754**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 754**:

Senators Mills,  
Amedee  
and Tarver.

**Appointment of Conference Committee  
on Senate Bill No. 290**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 290**:

Senators Murray,  
Thompson  
and Walsworth.

**Message from the House**

**PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

May 30, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 37—**  
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:2178.1(C)(9)(c), relative to the Sheriffs' Pension and Relief Fund; to provide for surviving spouse annuities; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 12—**  
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2031(5), relative to the Registrars of Voters Employees' Retirement System; to provide for final average compensation; to provide for transitional provisions; to provide an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 14—**  
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2072(A) and (B) and 2074(B) and to repeal R.S. 11:2072(C), relative to the Registrars of Voters Employees' Retirement System; to provide for calculation of the annual amount of retirement allowance; to provide for calculation of disability benefits; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 22—**  
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:2174(B)(1)(b)(iv) and (d), relative to the Sheriffs' Pension and Relief Fund; to provide for membership for part-time employees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 35—**  
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:207 and 2178(B) and (G) and to enact R.S. 11:2186, relative to the Sheriffs' Pension and Relief Fund; to provide for benefits; to provide for an effective date; and to provide for related matters.

Reported without amendments.

May 31, 2012

**SENATE BILL NO. 36—**  
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:1755(G), 1769(F), 1785(D), and 1805(C), relative to Municipal Employees' Retirement System of Louisiana; to provide for compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 564—**  
BY SENATOR GALLOT

AN ACT

To enact R.S. 33:9038.66, relative to the city of Grambling; to create the Grambling Legends Square Taxing District; to provide for the governing authority of the city of Grambling to create a special taxing district; to provide relative to the purpose and boundaries of the district; to provide for the governance, powers, and duties of the district; to provide for definitions; to provide for taxes to be levied by the district; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 38—**  
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2144(A) and to enact Part X of Chapter 6 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2165.1 through 2165.7, relative to the Registrars of Voters Employees' Retirement System; to provide relative to membership, benefit calculation, retirement eligibility, and disability benefits for certain members; to provide an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 683—**  
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 38:1607(C) and to repeal Section 2 of Act 319 of the 2011 Regular Session of the Louisiana Legislature, relative to the Sunset Drainage District in St. Charles Parish; to require a request of the board of commissioners of the Sunset Drainage District before the parish council begins process to become the district's governing authority; to repeal the sunset date for parish council to act; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 764— (Substitute of Senate Bill No. 709 by Senator Ward)**

BY SENATORS WARD, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CROWE, DORSEY-COLOMB, GALLOT, GUILLORY, JOHNS, KOSTELKA, LONG, MARTINY, MURRAY, NEVERS, PERRY, RISER, TARVER, THOMPSON, WALSWORTH AND WHITE AND REPRESENTATIVE SCHRODER

AN ACT

To amend and reenact R.S. 17:415, 416(A)(1)(a), (b)(i) and (ii)(introductory paragraph), and (c)(i), (3)(a)(introductory paragraph) and (xvii), (4)(introductory paragraph), (a)(i)(ee), and (b), 416.4(C), 416.13, and 416.20(A), to enact R.S. 17:416(A)(1)(c)(ii)(dd), (2)(d), (3)(a)(xviii), and (4)(c) and 3996(B)(30), and to repeal R.S. 17:416.14, relative to bullying; to provide relative to the student code of conduct; to provide relative to student discipline; to provide for duties; to provide for reporting; to provide for parental notification; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 756— (Substitute of Senate Bill No. 373 by Senator Mills)**

BY SENATOR MILLS

AN ACT

To enact R.S. 22:1856.1, relative to the audit of pharmacy records by certain entities including pharmacy benefit managers; to provide for definitions; to provide with respect to an appeals process; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 759— (Substitute of Senate Bill No. 692 by Senator Nevers)**

BY SENATORS NEVERS AND THOMPSON

AN ACT

To enact R.S. 17:436.3, relative to the care of students with diabetes; to provide for development of diabetes management and treatment plans; to provide relative to the provision of care by certain school personnel; to provide for the duties and responsibilities of the school principal and other school personnel; to provide for unlicensed diabetes care assistants, their duties and functions, and their training; to provide for student self-monitoring and treatment; to provide for immunity; to provide for rules and regulations; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 16—**  
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 11:185(D)(2), (3), and (5), relative to public retirement systems; to provide relative to boards of trustees; to provide for educational requirements for members of such boards; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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

**Message from the House**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

May 30, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to **House Bill No. 61**.

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

**Privilege Report of the  
Legislative Bureau**

May 31, 2012

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

**HOUSE BILL NO. 206—**

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b)(ii) and to enact R.S. 42:1119(B)(2)(b)(iii), relative to nepotism; to remove certain restrictions relative to contracting with and employment of immediate family members by certain hospital service districts and hospital public trust authorities; to provide for recusal; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 524—**

BY REPRESENTATIVE TIM BURNS  
A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 5(B)(1), 6(B)(1), and 7(B)(1) and Article X, Sections 3(A) and 43(A) and to add Article VIII, Section 8(D) of the Constitution of Louisiana, to provide relative to the membership of constitutional boards and commissions that have members who are selected from congressional districts; to retain the existing number of members; to provide for implementation of membership from reapportioned congressional districts; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 529—**

BY REPRESENTATIVE BARROW  
AN ACT

To amend and reenact R.S. 49:968(B)(24), relative to administrative procedure; to require agencies to send certain notifications and reports to legislators regarding certain proposed rule or fee changes; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 580—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 42:19(A)(2)(a), relative to notice of public meetings; to provide relative to methods of providing notice for public meetings, including electronic means; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 756—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 44:4(16)(introductory paragraph) and to enact R.S. 44:4(16)(e) through (g), relative to public records; to provide relative to records of boards or institutions of higher learning; to exempt certain records from the Public Records Law; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 768—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 4:144(A), R.S. 9:2341(E)(4), R.S. 17:1453(A) and (D), 1831(A) and (B), 1851(B), 2503(C)(1), and 3121(B), R.S. 24:973.1(B)(1)(a)(i), R.S. 25:845(B)(7), R.S. 27:211(A)(1) and (C), R.S. 30:2503(A)(2)(h), R.S. 37:1432(A) and 2165(A), R.S. 39:99.5(A) and 99.29(A), and R.S. 40:1236.25(A), relative to membership on various boards, commissions, and like entities; to provide with respect to the number and locale of members appointed based on congressional districts as of January 2013; to adjust or create a membership at large to retain the existing number of members

on each board or commission; to provide transitional provisions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1036—**

BY REPRESENTATIVE BROSSETT  
AN ACT

To amend and reenact R.S. 18:1314(E), relative to absentee by mail and early voting commissioners; to provide relative to the compensation of such commissioners; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
DANIEL R. MARTINY  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Martiny, the Bills and Joint Resolutions were read by title and passed to a third reading.

**Senate Resolutions on  
Second Reading****SENATE RESOLUTION NO. 167—**

BY SENATOR WALSWORTH  
A RESOLUTION

To urge and request the Board of Regents to study the feasibility, practicality, and advisability of delegating tuition-setting authority to the state's public institutions that provide professional programs.

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

**SENATE RESOLUTION NO. 168—**

BY SENATOR BROOME  
A RESOLUTION

To commend and congratulate the Irene W. Pennington Planetarium at the Louisiana Art & Science Museum in Baton Rouge on hosting the 2012 International Planetarium Society Conference and to welcome delegates to the conference to Louisiana and Baton Rouge.

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

**SENATE RESOLUTION NO. 169—**

BY SENATOR PETERSON  
A RESOLUTION

To commend Ms. Bobbie Smith of New Orleans, Louisiana, upon her receipt of the 2012 Mary Steibel CAREGiver of the Year Award in recognition of her outstanding work with senior adults.

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

**SENATE RESOLUTION NO. 170—**

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB  
A RESOLUTION

To commend and congratulate Jacqueline "Jacqui" Vines, Senior Vice President and General Manager of Cox Louisiana, for her work, support, and commitment to the Louisiana Legislative Women's Caucus Foundation and her commitment to the development and advancement of women and children in Louisiana and to extend best wishes for continued success in her new position.

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

May 31, 2012

SENATE RESOLUTION NO. 171—  
BY SENATORS GALLOT AND WHITE  
A RESOLUTION

To urge and request the Department of Natural Resources, in conjunction with the Public Service Commission, to adopt rules and regulations to ensure high levels of energy security in critical government facilities through implementation of on-site combined heat and power systems.

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

Senate Concurrent Resolutions on  
Second Reading

SENATE CONCURRENT RESOLUTION NO. 145—  
BY SENATOR BROOME AND REPRESENTATIVE WILLMOTT  
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Carole Glover, dedicated behavioral health advocacy leader, and recognize and record for posterity her outstanding accomplishments and singular contributions to her community and state.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Kostelka	Riser
Broome	Long	Smith, G.
Brown	Martiny	Tarver
Buffington	Mills	Walsworth
Chabert	Morrell	Ward
Cortez	Morrish	White
Dorsey-Colomb	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Claitor	Johns	Thompson
Crowe	LaFleur	
Donahue	Smith, J.	
Total - 7		

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

SENATE CONCURRENT RESOLUTION NO. 146—  
BY SENATOR APPEL  
A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Commerce, Consumer Protection, and International Affairs and the House Committee on Commerce to meet and function as a joint committee to study the regulation of debt settlement services in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Kostelka	Riser
Broome	Long	Smith, G.
Brown	Martiny	Tarver
Buffington	Mills	Walsworth
Chabert	Morrell	Ward
Cortez	Morrish	White
Dorsey-Colomb	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Claitor	Johns	Thompson
Crowe	LaFleur	
Donahue	Smith, J.	
Total - 7		

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 CONCURRENT RESOLUTIONS

May 30, 2012

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. 191

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

House Concurrent Resolutions  
on First Reading

HOUSE CONCURRENT RESOLUTION NO. 191—  
BY REPRESENTATIVE JAY MORRIS  
A CONCURRENT RESOLUTION

To commend LSU baseball player Raph Rhymes of Monroe upon his selection as the Southeastern Conference Player of the Year.

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

House Concurrent Resolutions on  
Second Reading

HOUSE CONCURRENT RESOLUTION NO. 189—  
BY REPRESENTATIVES JONES AND HARRISON AND SENATOR ALLAIN  
A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to require Louisiana Citizens Property Insurance Corporation to implement its 2012 premium increase by phasing it in incrementally over a four-year time period.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Kostelka	Riser
Brown	Long	Smith, G.
Buffington	Martiny	Tarver
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Claitor	Johns	Smith, J.
Donahue	LaFleur	Thompson
Total - 6		

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

**HOUSE CONCURRENT RESOLUTION NO. 190—**  
BY REPRESENTATIVE WILLMOTT  
A CONCURRENT RESOLUTION

To commemorate the one hundredth anniversary of the signing of the first nurse practice act in Louisiana and to recognize July 10, 2012, as Louisiana State Board of Nursing Day.

**Floor Amendments**

Senator Mills proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mills to Original House Concurrent Resolution No. 190 by Representative Willmott

AMENDMENT NO. 1

On page 2, line 16, change "2012" to "1912"

On motion of Senator Mills, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Kostelka	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Walsworth
Chabert	Mills	Ward
Claitor	Morrell	White

Cortez  
Crowe  
Total - 34

Morrish  
Murray  
  
NAYS

Total - 0

**ABSENT**

Donahue	LaFleur	Thompson
Johns	Smith, J.	
Total - 5		

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**LOCAL AND MUNICIPAL AFFAIRS**

Senator Yvonne Dorsey-Colomb, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 31, 2012

To the President and Members of the Senate:

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

**HOUSE BILL NO. 988—**  
BY REPRESENTATIVE JONES  
AN ACT

To amend and reenact R.S. 11:2257(C), relative to the Firefighters' Retirement System; to provide for a five-year deferred retirement option plan period for certain members; to provide for qualifications; to authorize an extension of the period for members currently in the plan; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
YVONNE DORSEY-COLOMB  
Chairman

**House Bills and Joint Resolutions  
on Second Reading  
Just Reported by Committees**

Senator Dorsey-Colomb asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committees.

**HOUSE BILL NO. 988—**  
BY REPRESENTATIVE JONES  
AN ACT

To amend and reenact R.S. 11:2257(C), relative to the Firefighters' Retirement System; to provide for a five-year deferred retirement option plan period for certain members; to provide for qualifications; to authorize an extension of the period for members currently in the plan; and to provide for related matters.

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

May 31, 2012

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules to pass over Special Orders of the Day.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

SENATE BILL NO. 200— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 30:2351.28(B) and to enact R.S. 30:2351.1(6) and 2351.28(C), relative to environmental quality; to require the owner of a new day care center, preschool, or certain elementary school facility that qualifies as a child-occupied facility to have that facility and grounds inspected for the presence of lead materials and report its findings to the state health officer who shall compile the results and report the findings to the legislature annually; to provide terms, conditions, requirements and definitions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 200 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 18, after "and" insert "first"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 200 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 1, following "and" and before "one" change "meets" to "meeting"

AMENDMENT NO. 2

On page 2, line 21, following "subject" and before "lead" change "to" to "of"

AMENDMENT NO. 3

On page 2, line 25, following "inspection" and before "or" delete ";

Senator Morrell moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Murray. Lists names of senators and their counts for YEAS.

NAYS

Table with 2 columns: Names, Counts. Lists names of senators and their counts for NAYS.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 201— BY SENATOR MORRELL

AN ACT

To enact R.S. 30:2351.51(E), relative to environmental quality; to require all state and local agencies engaged in lead hazard reduction activities to publish on-line, minimum lead standards allowable; to require minimum lead standards to conform with standards established by the federal government; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 201 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, after "publish" insert "certain lead standards" and after "on-line" delete the comma "," and the remainder of the line and on line 4, delete "lead standards allowable"

AMENDMENT NO. 2

On page 1, line 11, after "website" delete the comma "," and the remainder of the line, and at the beginning of the line 12, delete "allowable." and insert "the lead hazard or clearance standards related to the activities performed."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 201 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 12, following "allowable." and before "standards" change "Such" to "The"

Senator Morrell moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Murray. Lists names of senators and their counts for YEAS.

NAYS

Total - 0

ABSENT

Donahue LaFleur Thompson  
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 211—**  
BY SENATOR MORRELL

AN ACT

To enact R.S. 30:2351.1(6) and 2351.53, relative to environmental quality; to require certain child-occupied facilities to publicly disclose any lead hazards, abatement activities or testing; to provide for notice to parents or legal guardians of children enrolled at such facilities; to provide terms and conditions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 211 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 15, after "**facility**" insert "**first**"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 211 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 14, following "**and**" and before "**one**" change "**meets**" to "**meeting**"

AMENDMENT NO. 2

On page 2, line 28, before "**notification**" change "**Such**" to "**The**"

Senator Morrell moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Heitmeier	Smith, G.
Broome	Long	Smith, J.
Brown	Martiny	Tarver
Buffington	Mills	Walsworth
Chabert	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 32		

NAYS

Claitor Peacock  
Total - 2

ABSENT

Donahue Kostelka Thompson  
Johns LaFleur  
Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 243—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 14:131.1, relative to the failure to report certain crimes; to create the crime of failure to report the commission of certain felonies; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 243 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 3, after "felonies;" and before "to provide" insert "to provide relative to privileges of confidentiality;"

AMENDMENT NO. 2

On page 1, line 10, after "district attorney" and before the period "." insert a comma "," and insert "except when the person having such knowledge is bound by any privilege of confidentiality recognized by law"

Senator Martiny moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Riser
Brown	Johns	Smith, G.
Buffington	Kostelka	Smith, J.
Chabert	Long	Walsworth
Claitor	Martiny	Ward
Cortez	Mills	White
Crowe	Morrell	
Total - 32		

NAYS

Broome Peterson Tarver  
Total - 3

ABSENT

Donahue Morrish  
LaFleur Thompson  
Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

May 31, 2012

SENATE BILL NO. 256—  
BY SENATOR MARTINY

AN ACT

To enact Part I-D of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:744 through 744.8, relative to prisoners and correctional institutions; to provide relative to the use of restraints on pregnant prisoners; to provide relative to medical treatment and monitoring of pregnant prisoners; to provide for reporting and record keeping; to provide for definitions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 256 by Senator Martiny

AMENDMENT NO. 1

On page 2, line 14, after "prison" and before "has" insert "operator or employee"

AMENDMENT NO. 2

On page 2, line 15, after "pregnancy" and before the colon ":" insert "the prison operator shall ensure all of the following"

AMENDMENT NO. 3

On page 2, line 18, after "used" and before the period "." insert "on the prisoner"

AMENDMENT NO. 4

On page 2, line 25, after "who" and before "is" insert a comma "," and insert "due to a psychiatric or medical disorder."

AMENDMENT NO. 5

On page 2, at the beginning of line 26, add "her" and after "persons" delete the remainder of the line and insert a period "."

AMENDMENT NO. 6

On page 2, delete line 27 in its entirety and insert "For purposes of this Section, "therapeutic restraints" shall not include metal handcuffs or shackles."

AMENDMENT NO. 7

On page 3, line 1, after "Women" delete the remainder of the line and delete line 2 in its entirety and insert "for delivery or any pregnancy-related medical distress, or during"

AMENDMENT NO. 8

On page 3, line 4, after "presents" and before the colon ":" insert "either of the following"

AMENDMENT NO. 9

On page 3, line 21, after "prison" and before "to provide" insert "operator"

AMENDMENT NO. 10

On page 4, between lines 8 and 9, insert the following:  
"(4) "Prison operator" means the warden, the parish sheriff, the governing authority of those parishes in which the governing authority operates the parish jail, or the private entity which operates the facility in which the prisoner is housed."

AMENDMENT NO. 11

On page 4, at the beginning of line 9, change "(4)" to "(5)"

AMENDMENT NO. 12

On page 4, at the beginning of line 17, change "(5)" to "(6)"

AMENDMENT NO. 13

On page 4, line 27, after "prison" and before "authorizing" insert "operator"

AMENDMENT NO. 14

On page 5, line 3, after "prison" and before "shall" insert "operator"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 256 by Senator Martiny

AMENDMENT NO. 1

On page 3, line 9, following "B" and before ":" insert "of this Section"

Senator Martiny moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Peacock
Adley	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	Long	Smith, J.
Chabert	Martiny	Tarver
Claitor	Mills	Thompson
Cortez	Morrish	Walsworth
Crowe	Murray	Ward
Dorsey-Colomb	Nevers	White
Total - 33		

NAYS

Total - 0

ABSENT

Allain	Donahue	LaFleur
Buffington	Erdey	Morrell
Total - 6		

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 319—  
BY SENATOR MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 344(C), relative to the right to notice of certain required appearances; to provide with respect to the right to notice of time and place of a defendant's required appearance to the personal surety or the commercial surety; and to provide for related matters.

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

SENATE BILL NO. 320—  
BY SENATOR MARTINY

AN ACT

To enact R.S. 37:1743.1, relative to certain healthcare providers; to restrict the use of the title "Doctor" or "Dr." by certain healthcare providers; to provide for procedures and terms; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 320 by Senator Martiny



AMENDMENT NO. 1

On page 1, line 16, after "Section" delete the remainder of the line and delete line 17 in its entirety and on page 2 delete line 1 in its entirety and insert in lieu thereof the following: "may be sanctioned in accordance with rules promulgated by the licensing board for that provider's profession or occupation."

AMENDMENT NO. 2

On page 2, between lines 1 and 2, insert the following: "C. No violation of a provision of this Section shall constitute false personation as established by R.S. 14:112."

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 2, line 7, after "occupational therapist," delete "pharmacist," and after "physical therapist," insert "certified athletic trainer."

AMENDMENT NO. 5

On page 2, at the beginning of line 8, change "D." to "E."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nancy Landry to Engrossed Senate Bill No. 320 by Senator Martiny

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert in lieu thereof "To amend and reenact R.S. 37:3241(8) and (12), 3244(B) and (C), 3245(D)(1), and 3248 and to enact R.S. 37:1743.1, 3241(15) and (16), 3244(D), (E), (F), and (G), 3255(D), 3258, and 3259, relative to healthcare providers; to restrict the use of the"

AMENDMENT NO. 2

On page 1, line 4, after "terms;" and before "to provide" insert the following: "to define the scope of practice of midwives as it relates to requirements for physician evaluations and examinations and risk management physician referrals; to provide authority for the issuance of a midwifery license to applicants who are members of certain midwifery certifying organizations; to exempt certain students participating in a board approved, accredited midwifery education program from the rules governing midwives; to provide authority for the board to accept an examination administered by the North American Registry of Midwives or other approved certifying examination; to establish professional liability and immunity for physicians performing risk assessments in certain settings; to provide for limitations on the Louisiana State Board of Nursing; to provide for definitions;"

AMENDMENT NO. 3

On page 1, delete line 6 in its entirety and insert in lieu thereof the following: "Section 1. R.S. 37:3241(8) and (12), 3244(B) and (C), 3245(D)(1), and 3248 are hereby amended and reenacted and R.S. 37:1743.1, 3241(15) and (16), 3244(D), (E), (F), and (G), 3255(D), 3258, and 3259 are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, after line 9, insert the following:

§3241. Definitions

As used in this Chapter, the following terms shall apply unless the context clearly states otherwise:

(8) "Licensed midwife" means a person who has completed all requirements of R.S. 37:3247, 3253, and 3255, has successfully completed the examination process, and is certified as a midwife by the North American Registry of Midwives along with being in good standing on the registry of licensed midwives maintained by the board.

(12) "Physician", except as provided in R.S. 37:3244(G) means a person who is currently practicing obstetrics and is licensed to practice medicine or osteopathy in Louisiana.

(15) "Certified professional midwife" means a person certified by the North American Registry of Midwives.

(16) "Low risk patient" means an individual who is at low or normal risk of developing complications during pregnancy and childbirth as evidenced by the absence of any preexisting maternal disease or disease arising during pregnancy or such other conditions as the board may identify in rules.

§3244. Scope of practice

B. The licensed midwife may provide care to low risk patients as defined by the board and as determined by physician evaluation and examination to be essentially normal for pregnancy and childbirth. Such care includes prenatal supervision and counseling; preparation for childbirth; and supervision and care during labor and delivery and care of the mother and the newborn in the immediate postpartum period if progress meets criteria generally accepted as normal as defined by the board.

C. The physician who performs the evaluation and examination required by this Section shall disclose the reason and effect of the evaluation and examination to the patient and midwife using a form developed by the board for this purpose.

D. A licensed midwife shall refer to a physician for risk assessment a patient whose progress at any time during pregnancy or the postpartum period deviates from criteria generally accepted as normal as defined by the board, including but not limited to diseases such as gestational diabetes, and preeclampsia or conditions such as post-term pregnancy, forty-two weeks of completed pregnancy, multiple births, or breech presentation.

E. A patient has the right to refuse a licensed midwife's referral to any physician; provided, however, that a licensed midwife shall not knowingly accept or thereafter maintain responsibility for the care of a woman who does not obtain physician referral or when the results of the referral indicate that she no longer qualifies as a low risk patient.

F. Prior to providing any services, a licensed midwife shall obtain informed consent, in writing, of the patient in a manner and form prescribed by the board which shall include but not be limited to the following:

- (1) The name and license number of the licensed midwife.
(2) The patient's name, address, telephone number, and the name of the patient's primary care provider if the patient has one.
(3) A statement that the licensed midwife is not an advanced practice registered nurse midwife or physician.
(4) A description of the education, training, continuing education, and experience of the licensed midwife.
(5) A description of the licensed midwife's philosophy of practice.
(6) A statement recognizing the obligation of the licensed midwife to provide the client, upon request, separate documents describing the law and regulations governing the practice of midwifery, including the requirement for an evaluation and examination by a physician, the protocol for transfer or mandatory transfer, and the licensed midwife's personal written practice guidelines.
(7) A description of the protocol for transfer to a hospital and disclosure of the hospital with which the licensed midwife has a current transfer agreement.
(8) A complete and accurate description of the services to be provided to the patient.
(9) Whether the licensed midwife maintains a professional liability policy and if insurance is maintained a description of the liability conditions and limits of such insurance.
(10) Any additional information or requirement which the board deems necessary to protect the health, safety, or welfare of the patient.

G. A person may be issued a license as a licensed midwife, or permit as an apprentice midwife, or a senior apprentice midwife, such that:

May 31, 2012

(1) A licensed midwife may provide any care or services provided for in R.S. 37:3244(B) Subsection B of this Section.

(2) A senior apprentice midwife may only provide care or services only under the supervision of a licensed physician, certified nurse midwife, or licensed midwife.

(3) An apprentice midwife may provide care or services only under the supervision of a licensed physician, certified nurse midwife, or licensed midwife.

§3245. Permits and licenses

\* \* \*

D. Upon meeting the educational and clinical experience requirements provided by the board, a person may apply for a midwifery license by submitting the following:

(1) An application for the license and to take the next qualifying examination; provided, however, the board may issue a midwifery license to an applicant who holds current certification by the North American Registry of Midwives or such other certifying organization as the board may subsequently approve.

\* \* \*

§3248. Persons not affected

A. Any person authorized by the Louisiana State Board of Nursing to practice as a certified nurse midwife in the state shall not be affected by the provisions of this Chapter.

B. Any student pursuing a course of study in an accredited midwifery education program that is approved by the board who provides midwifery services, provided that such services are an integral part of the student's course of study and are performed under the direct supervision of a physician, certified nurse midwife, or a licensed midwife, and the student is designated by a title which clearly indicates his status as a student or trainee.

\* \* \*

§3255. Examination

\* \* \*

D. The examination administered by the North American Registry of Midwives, or such other certifying examination as the board may subsequently approve, shall be accepted by the board as a qualifying examination for purposes of midwifery licensure.

\* \* \*

§3258. Professional liability

A. Physician evaluation and examination as provided in R.S. 37:3244 shall be deemed to constitute a risk assessment. A physician performing a risk assessment is responsible only for determining that at the time of the risk assessment the individual is at low or normal risk of developing complications during pregnancy and childbirth.

B. Physician risk assessment as defined in this Section shall not create either of the following:

(1) A physician-patient relationship or any legal duty, responsibility, or obligation by the physician to provide continuing care.

(2) A legal relationship between the physician and the licensed midwife or any duty, responsibility, or obligation by the physician to supervise, collaborate, back-up, or oversee the licensed midwife's care of the patient.

C. No physician or other health care provider as defined in R.S. 40:1299.41, no hospital as defined in R.S. 40:2102, or no institution, facility, or clinic licensed by the department shall be:

(1) Deemed to have established a legal relationship with a licensed midwife solely by providing a risk assessment as defined in this Section or accepting a transfer of a patient from a licensed midwife.

(2) Liable for civil damages arising out of the negligent, grossly negligent, or wanton or willful acts or omissions of the licensed midwife solely for providing a risk assessment as defined in this Section or accepting a transfer of a patient from a licensed midwife.

§3259. Reporting

A. Every licensed midwife shall report to the board semiannually in a manner and form prescribed by the board. The report shall be submitted within the months of January and July of each year and shall include all of the following:

- (1) The licensed midwife's name and license number.
(2) The calendar year being reported.
(3) The total number of clients served.
(4) The total number and parish of live births attended as a primary caregiver.

(5) The total number and parish of stillbirths attended as a primary caregiver.

(6) The number of patients whose primary care was transferred to another health care provider during the antepartum period and the reason for each transfer.

(7) The number, reason, and outcome for each elective hospital transfer.

(8) The number, reason, and outcome for each emergency transport of an expectant mother prior to labor.

(9) A brief description of any complications resulting in the mortality of a mother or an infant.

(10) Any other information prescribed by the board through rule or regulation.

B. A licensed midwife shall report within forty-eight hours to the board any maternal, fetal, or neonatal mortality or morbidity in patients for whom care has been given. The report shall include the sex, weight, date and place of delivery, method of delivery, congenital anomalies of the fetus, and cause of death.

C. In addition to the penalties set forth in R.S. 37:3256, any licensed midwife failing to satisfy the provisions of this Section shall be subject to a civil fine not to exceed one hundred dollars each day the report is filed late. In no case shall the fine exceed five hundred dollars."

Senator Martiny moved to reject the amendments proposed by the House.

Senator Broome moved as a substitute motion to concur in the amendments proposed by the House.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Table with 3 columns: Broome, Cortez, Mills; Brown, Guillory, Peterson; Total - 6

NAYS

Table with 3 columns: Mr. President, Gallot, Peacock; Adley, Heitmeier, Riser; Allain, Johns, Smith, G.; Amedee, Kostelka, Smith, J.; Appel, LaFleur, Tarver; Buffington, Long, Thompson; Chabert, Martiny, Walsworth; Clairor, Morrell, Ward; Crowe, Morrish, White; Dorsey-Colomb, Murray; Erdey, Nevers; Total - 31

ABSENT

Table with 2 columns: Donahue, Perry; Total - 2

The Chair declared the substitute motion failed to pass.

ROLL CALL

The roll was called on the original motion with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Nevers; Adley, Gallot, Peacock; Allain, Heitmeier, Peterson; Amedee, Johns, Riser; Appel, Kostelka, Smith, G.; Brown, LaFleur, Smith, J.; Buffington, Long, Tarver

Chabert	Martiny	Thompson
Claitor	Morrell	Walsworth
Crowe	Morrish	Ward
Dorsey-Colomb	Murray	White
Total - 33		

NAYS

Broome	Guillory
Cortez	Mills
Total - 4	

ABSENT

Donahue	Perry
Total - 2	

The Chair declared the Senate rejected the amendments proposed by the House.

**SENATE BILL NO. 321—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 15:574.4(A)(5), relative to parole; to provide for eligibility for parole consideration for certain inmates who are at least fifty years of age and have met certain conditions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 321 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 12, after "parole" and before "servin" delete "or a person" and insert "and"

AMENDMENT NO. 2

On page 2, line 3, after "victim" and before "in" insert "by the offender"

Senator Martiny moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Allain	Johns	Murray
Appel	LaFleur	Peacock
Broome	Long	Peterson
Brown	Martiny	Smith, G.
Dorsey-Colomb	Morrell	Tarver
Gallot	Morrish	White
Total - 18		

NAYS

Mr. President	Cortez	Nevers
Adley	Erdey	Riser
Amedee	Guillory	Smith, J.
Buffington	Heitmeier	Thompson
Chabert	Kostelka	Walsworth
Claitor	Mills	
Total - 17		

ABSENT

Crowe	Perry
Donahue	Ward
Total - 4	

The Chair declared the Senate refused to concur in the amendments proposed by the House.

**SENATE BILL NO. 502—**  
BY SENATOR CLAITOR

AN ACT

To enact R.S. 38:3097.8, relative to water quality; to provide for annual reports from certain special districts regarding water quality and use and saltwater intrusion or encroachment; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 502 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 8, change "January" to "April"

AMENDMENT NO. 2

On page 2, line 3, after "agricultural" insert "or industrial"

Senator Claitor moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Dorsey-Colomb	Murray	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue	Perry
Total - 2	

The Chair declared the Senate concurred in the amendments proposed by the House.

**Motion to Reconsider Vote**

Senator Adley asked for and obtained a suspension of the rules to reconsider the vote by which the Senate refused to concur in the amendments to Senate Bill No. 321.

**SENATE BILL NO. 321—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 15:574.4(A)(5), relative to parole; to provide for eligibility for parole consideration for certain inmates who are at least fifty years of age and have met certain conditions; and to provide for related matters.

May 31, 2012

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 321 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 12, after "parole" and before "serving" delete "or a person" and insert "and"

AMENDMENT NO. 2

On page 2, line 3, after "victim" and before "in" insert "by the offender"

Senator Adley moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Morrell. Lists names like Mr. President, Adley, Allain, Appel, Broome, Brown, Buffington, Chabert, Crowe, and their totals.

NAYS

Table with 3 columns: Name, Kostelka, Thompson. Lists names like Amedee, Claitor, Cortez, Erdey, and their totals.

ABSENT

Table with 2 columns: Name, Perry. Lists Donahue and total.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 507— BY SENATOR MORRELL

AN ACT

To enact R.S. 17:176(H) and (I), relative to extracurricular interscholastic athletic activities; to provide relative to participation by student athletes in certain activities; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 507 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 17:176(H) and (I)," to "R.S. 17:176(H),"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 17:176(H) and (I) are" to "R.S. 17:176(H) is"

AMENDMENT NO. 3

On page 1, line 14, after "in any" and before "camp" insert "soccer"

AMENDMENT NO. 4

On page 1, at the beginning of line 15, change "showcase opportunity," to "soccer showcase opportunity, including training applicable thereto."

AMENDMENT NO. 5

On page 2, delete lines 1 through 9 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Brossett to Engrossed Senate Bill No. 507 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 6, delete "athletic" and insert in lieu thereof "soccer"

Senator Morrell moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Morrell. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Cortez, Crowe, and their totals.

NAYS

Table with 2 columns: Name, Peacock. Lists Claitor, Nevers, and total.

ABSENT

Table with 2 columns: Name, Perry. Lists Donahue and total.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 553— BY SENATOR CLAITOR

AN ACT

To amend and reenact Code of Criminal Procedure Article 894(B)(2) and to enact Code of Criminal Procedure Article 894(A)(7) and (B)(3), relative to suspension and deferral of criminal sentences; to provide relative to probation for cases assigned to certain substance abuse programs; to provide relative to discharge and dismissal of certain prosecutions under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 553 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 12, after "period" delete the remainder of the line and insert a period "."

AMENDMENT NO. 2

On page 2, at the beginning of line 13, delete "(A)(3) of this Article. However," and insert "Except as provided in Subparagraph (3) of this Paragraph."

AMENDMENT NO. 3

On page 2, line 15, after "period" delete the remainder of the line, delete line 16 in its entirety and insert a period "."

AMENDMENT NO. 4

On page 2, line 17, after "dismissal" and before "may" delete "under this provision" and insert "pursuant to the provisions of this Subparagraph"

AMENDMENT NO. 5

On page 2, delete lines 18 and 19 in their entirety and insert the following: "subsequent prosecution and conviction which occurs during the ten-year period provided for in Subparagraph (B)(2) of this Article if the following conditions are met:"

AMENDMENT NO. 6

On page 2, line 23, after "(b)" delete the remainder of the line and insert "The conditions imposed by the court pursuant to the provisions of Subparagraph (A)(3) of this Article have been met."

Senator Claitor moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrrell	White
Crowe	Morrish	
Dorsey-Colomb	Murray	

NAYS

Total - 0

ABSENT

Donahue Perry  
Total - 2

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 708—**

BY SENATORS BROOME, APPEL, CORTEZ, CROWE, DONAHUE, ERDEY, JOHNS, LAFLEUR, LONG, MARTINY, NEVERS, PEACOCK, PERRY, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

AN ACT

To amend and reenact R.S. 40:1299.35.2(D) and 1299.35.6(B)(3)(h), and to enact R.S. 40:1299.35.2(E), relative to abortions; to provide with respect to ultrasound requirements; to provide for informed consent; to provide for penalties; to provide for legislative intent; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 708 by Senator Broome

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert in lieu thereof "To amend and reenact R.S. 40:1299.35.2(D), 1299.35.6(B)(3)(h), 1299.35.10(A)(18) and (26), and 1299.35.11, and to enact R.S."

AMENDMENT NO. 2

On page 1, line 4, after "penalties;" and before "to provide" insert "to provide for forms, reports, and records relative to abortions;"

AMENDMENT NO. 3

On page 1, delete line 7 in its entirety and insert in lieu thereof the following:

"Section 1. R.S. 40:1299.35.2(D), 1299.35.6(B)(3)(h), 1299.35.10(A)(18) and (26), and 1299.35.11 are hereby amended and"

AMENDMENT NO. 4

On page 2, line 1, after "abortion" delete the comma "," and delete "the referring physician,"

AMENDMENT NO. 5

On page 2, line 2, delete "working in conjunction with either physician" and insert "who is the physician's agent"

AMENDMENT NO. 6

On page 2, line 11, after "or" and before "the" insert "a qualified person who is"

AMENDMENT NO. 7

On page 2, at the beginning of line 21, delete "verbal" and insert in lieu thereof "oral"

AMENDMENT NO. 8

On page 3, line 2, delete "external members" and insert "limbs"

AMENDMENT NO. 9

On page 3, between lines 5 and 6, insert the following:

**"(d) Prior to the ultrasound, obtain from the pregnant woman a copy of a completed, signed, and dated election form. The election form shall be produced and made available by the department, and shall state as follows:**

**"Ultrasound Before Abortion Notice and Election Form Louisiana law requires an ultrasound examination prior to the performance of an abortion. By signing below, I certify that I understand the following:**

**(1) I have the option to look at or look away from the ultrasound display at any time.**

**(2) I have the option to listen to the heartbeat of the unborn child that is required to be made audible unless I decline by initialing here:**

**(3) I am required by law to hear an oral explanation of the ultrasound images, unless I certify below that I am pregnant due to an act of rape or incest.**

**(4) I have the option to ask and receive answers to any questions about the images of the unborn child.**

**(5) I have the option to ask for an ultrasound photographic print depicting the unborn child.**

Signature \_\_\_\_\_

Date \_\_\_\_\_

**OPTION FOR WOMEN WHO HAVE FILED LAW ENFORCEMENT REPORTS:**

**I certify that I have reported an act of rape or incest to law enforcement officials, and that I decline to hear an oral explanation of the ultrasound images.**

May 31, 2012

Signature

Date

AMENDMENT NO. 10

On page 3, at the beginning of line 6, delete "(d)" and insert "(e)"

AMENDMENT NO. 11

On page 3, line 7, after "room" delete the remainder of the line and at the beginning of line 8 delete "understands the following statement"

AMENDMENT NO. 12

On page 3, delete line 9 in its entirety and insert in lieu thereof "examination, and certify by signature on a form that shall be produced and made available by the department that the following statement was delivered orally:"

AMENDMENT NO. 13

On page 3, at the end of line 23, insert "You have the option to view the images on the ultrasound screen. The heartbeat of the unborn child, if present, will be made audible, unless you declined on the election form. You have the right to receive answers to any questions you ask about your ultrasound examination. You have the right to receive an ultrasound photographic print, which will be provided at your request."

AMENDMENT NO. 14

On page 3, delete lines 24 through 29 in their entirety and on page 4 delete line 1 in its entirety

AMENDMENT NO. 15

On page 4, delete lines 2 and 3 in their entirety and insert in lieu thereof the following:

"(f) Retain a copy copies of the written election form and certification prescribed by Subparagraph (c) Subparagraphs (d) and (e) of this Paragraph. The certification shall be placed in the medical file of the"

AMENDMENT NO. 16

On page 4, line 18, after "physician," and before "and" insert "the agent of the physician."

AMENDMENT NO. 17

On page 5, line 12, after "with" and before "of" delete "all the requirements" and insert in lieu thereof "any requirement"

AMENDMENT NO. 18

On page 6, between lines 19 and 20, insert the following: "§1299.35.10. Reports

A. An individual abortion report for each abortion performed or induced shall be completed by the attending physician. The report shall be confidential and shall not contain the name or address of the woman. The report shall include:

\* \* \*

(18) A photographic print or image produced as the result of the ultrasound test required to inform the woman of the probable gestational age of the unborn child in accordance with R.S. 40:1299.35.6(B)(1)(c) and R.S. 40:1299.35.1(3) to determine viability of the unborn child in accordance with R.S. 40:1299.35.2(C) by R.S. 40:1299.35.2(D).

\* \* \*

(26) Copies, with the name and address obliterated, of the election forms, certificates, and consent forms required by R.S. 40:1299.35.8 pursuant to the provisions of this Part.

\* \* \*

§1299.35.11. Forms

The Department of Health and Hospitals shall make available to physicians performing abortions in this state the forms for preparing the records and reports required by R.S. 40:1299.35.8 and R.S. 40:1299.35.10 pursuant to the provisions of this Part.

\* \* \*

AMENDMENT NO. 19

On page 6, line 21, delete "language" and insert in lieu thereof "purpose"

AMENDMENT NO. 20

On page 7, after line 23, insert the following:

"Section 4. The provisions of this Act apply only to an abortion performed on or after the sixtieth day after the effective date of this Act. An abortion performed before the sixtieth day after the effective date of this Act is governed by the law in effect on the date the abortion was performed, and the former law is continued in effect for that purpose.

Section 5. The Department of Health and Hospitals shall publish the forms established pursuant to the provisions of this Act not later than the sixtieth day after the effective date of this Act."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 708 by Senator Broome

AMENDMENT NO. 1

On page 5, line 24, at the beginning of the line and before "explanation" change "verbal" to "oral"

Senator Broome moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Erdy, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Nevers, Peacock, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Table with 3 columns: Name, YEAS, NAYS. Lists Dorsey-Colomb, Murray, Peterson.

ABSENT

Table with 3 columns: Name, YEAS, NAYS. Lists Donahue, Morrell, Perry.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 710— BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 15:1302(4), (11) and (15), 1303(A)(1), (2), (3), and (4), (C)(2), (3) and (4), 1304(A), the introductory paragraph of 1308(A) and 1308(B), 1309, the introductory paragraph of 1310(A) and 1310(A)(6), the introductory paragraph of 1310(C) and 1310(C)(5), the introductory paragraph of 1310(D)(1), 1310(E), (F)(1) and (2), the introductory paragraph of 1310(F)(4), 1310(F)(4)(c) and (G), the introductory paragraph of 1310(H)(1) and 1310(H)(2), 1311(C) and the introductory paragraph of 1312(A), relative to the interception of communications; to provide for definitions; to provide relative to authorizations and disclosures; to provide relative to procedures for interception and reporting requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 710 by Senator Perry

AMENDMENT NO. 1

On page 2, line 28, after "for" delete the remainder of the line and insert "either of the following purposes:"

AMENDMENT NO. 2

On page 2, at the beginning of line 29, change "(i)" to "(a)"

AMENDMENT NO. 3

On page 3, at the beginning of line 1, change "(ii)" to "(b)"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 710 by Senator Perry

AMENDMENT NO. 1

On page 1, line 6, following "and (2)," delete "the introductory paragraph of 1310(F)(4)."

AMENDMENT NO. 2

On page 1, line 16, following "(F)(1) and (2)," delete "the"

AMENDMENT NO. 3

On page 1, line 17, delete "introductory paragraph of 1310(F)(4)."

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Johnson to Engrossed Senate Bill No. 710 by Senator Perry

AMENDMENT NO. 1

On page 1, line 8, after "1312(A)" delete the comma "," and delete the remainder of the line and insert: "and R.S. 33:2218.2(F)(2), relative to law enforcement; to provide for interception of communications; to provide for"

AMENDMENT NO. 2

On page 1, line 10, after "requirements;" and before "and" insert "to provide for supplemental compensation for certain law enforcement personnel;"

AMENDMENT NO. 3

On page 10, after line 14, insert the following:  
"Section 2. R.S. 33:2218.2(F)(2) is hereby amended and reenacted to read as follows:

§2218.2. Rate of compensation; prior service; supplemental monthly compensation; police to receive additional compensation

	*	*	*
F.	*	*	*

(2) Notwithstanding any other provision of law to the contrary, the compensation for tribal officers of the Tunica-Biloxi Tribe of Louisiana shall be for no more than ~~thirteen~~ twenty such law enforcement officers."

Senator Cortez moved to reject the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Heitmeier	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	

Total - 35

NAYS

Total - 0

ABSENT

Donahue	Morrell
LaFleur	Perry

Total - 4

The Chair declared the Senate rejected the amendments proposed by the House.

**SENATE BILL NO. 733—**  
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 56:578.2(A), (B), (C), and (D) and to enact R.S. 56:578.2(F), relative to the Louisiana Seafood Promotion and Marketing Board; to provide for its membership; to provide for the election of its officers; to provide for certain term limits for officers; to provide certain requirements, terms, and conditions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 733 by Senator Chabert

AMENDMENT NO. 1

On page 4, line 22, following "pursuant to" delete "R.S."

AMENDMENT NO. 2

On page 4, line 23, delete "56:578.2(A)(2)(a),(b), and (3)(b) and (h)" and insert "Subparagraphs (A)(2)(a) and (b), and (A)(3)(b) and (h) of this Section"

AMENDMENT NO. 3

On page 4, line 24, following "pursuant to" delete "R.S."

AMENDMENT NO. 4

On page 4, line 25, delete "56:578.2(A)(2)(c),(3)(e),(f), and (g)" and insert "Subparagraphs (A)(2)(c), (A)(3)(e),(f), and (g) of this Section"

AMENDMENT NO. 5

On page 4, line 26, following "pursuant to" delete "R.S."

AMENDMENT NO. 6

On page 4, line 27, delete "56:578.2(A)(2)(d),(e), (3)(a), (c), and (d)" and insert "Subparagraphs (A)(2)(d) and (e) and (A)(3)(a),(c), and (d) of this Section"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives St. Germain, Harrison, and Lambert to Reengrossed Senate Bill No. 733 by Senator Chabert

May 31, 2012

AMENDMENT NO. 1

On page 2, at the end of line 11, add the following: "The appointment shall rotate between a farmer, a harvester, and a processor."

AMENDMENT NO. 2

On page 2, line 17, after "buyer" delete the remainder of the line and delete line 18 in its entirety and insert a period "."

AMENDMENT NO. 3

On page 2, at the end of line 22, add the following: "The appointment shall rotate between a harvester and a processor."

AMENDMENT NO. 4

On page 3, line 1, after "shall" delete the remainder of the line and delete lines 2 and 3 in their entirety and insert "represent the wild catfish industry. The appointment shall rotate between a farmer, a harvester, and a processor."

AMENDMENT NO. 5

On page 3, line 5, after "shall" delete the remainder of the line and delete lines 6 and 7 in their entirety and insert "represent the alligator industry. The appointment shall rotate between a farmer, a harvester, and a processor."

AMENDMENT NO. 6

On page 3, line 12, change "calendar" to "state fiscal"

AMENDMENT NO. 7

On page 3, line 18, after "terms," delete the remainder of the line and delete line 19 in its entirety and insert in lieu thereof the following: "No chairman shall serve as vice chairman in the term following his term as chairman. The board may"

AMENDMENT NO. 8

On page 4, at the end of line 7, delete the period "." and add a semicolon ";" and the following: "however, the members may receive the same reimbursement for travel expenses for attending meetings as is allowed for state employee travel."

AMENDMENT NO. 9

On page 4, line 12, change "calendar" to "state fiscal"

AMENDMENT NO. 10

On page 4, line 17, change "calendar" to "fiscal" in both instances

AMENDMENT NO. 11

On page 4, line 29, change "three" to "four"

Senator Chabert moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dorsey-Colomb, Nevers, Adley, Erdey, Peacock, Allain, Gallot, Perry, Amedee, Guillory, Peterson, Appel, Heitmeier, Riser, Broome, Johns, Smith, G., Brown, Kostelka, Smith, J., Buffington, LaFleur, Tarver, Chabert, Long, Thompson, Claitor, Martiny, Walsworth, Cortez, Mills, Ward, Crowe, Murray, White

Total - 36

NAYS

Total - 0

ABSENT

Donahue Morrell Morrish
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

Called from the Calendar

Senator Ward asked that Senate Bill No. 386 be called from the Calendar.

SENATE BILL NO. 386

BY SENATOR WARD

AN ACT

To amend and reenact R.S. 23:1201(E), relative to timely payment of medical bills; to provide for a shorter time frame for timely payment for providers who utilize the electronic billing rules and regulations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 386 by Senator Ward

AMENDMENT NO. 1

On page 1, line 17, after "receives" delete the remainder of the line and insert "a complete electronic medical bill, as defined by rules promulgated by the Louisiana Workforce Commission."

AMENDMENT NO. 2

On page 2, after line 1, insert the following: "Section 2. This Act shall become effective on July 1, 2013."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broadwater to Reengrossed Senate Bill No. 386 by Senator Ward

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:1201(E)" and before the comma "," insert "and to enact R.S. 23:1203.2(D)"

AMENDMENT NO. 2

On page 1, line 4, after "regulations;" and before "and" insert "to provide relative to the adoption of rules and regulations relative to medical billing and payment;"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" delete the remainder of the line and insert "and R.S. 23:1203.2(D) is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, after line 1, add the following: "§1203.2. Electronic medical billing and payment \* \* \*

D. Nothing shall prohibit the director from promulgating and adopting rules and regulations, in accordance with the Administrative Procedure Act, R.S. 49:950 et seq., regarding the development and implementation of a centralized data warehouse for the collection of medical billing and payment data."

Senator Ward moved to concur in the amendments proposed by the House.



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Donahue  
Total - 1

The Chair declared the Senate concurred in the amendments proposed by the House.

**Privilege Report of the Legislative Bureau**

May 31, 2012

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

**HOUSE BILL NO. 988—**

BY REPRESENTATIVE JONES

**AN ACT**

To amend and reenact R.S. 11:2257(C), relative to the Firefighters' Retirement System; to provide for a five-year deferred retirement option plan period for certain members; to provide for qualifications; to authorize an extension of the period for members currently in the plan; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
DANIEL R. MARTINY  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Martiny, the Bills and Joint Resolutions were read by title and passed to a third reading.

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

**HOUSE CONCURRENT RESOLUTION NO. 107—**

BY REPRESENTATIVE HOFFMANN

**A CONCURRENT RESOLUTION**

To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study financial disclosure and ethics training requirements for the calendar year in which the terms of office end for elected officials whose terms end early in the calendar year.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Donahue  
Total - 1

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

**House Bills and Joint Resolutions on Third Reading and Final Passage**

**HOUSE BILL NO. 183—**

BY REPRESENTATIVE LEGER

**AN ACT**

To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser

May 31, 2012

Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue  
Total - 1

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. 203—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for compensation to the parish for providing support services; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue  
Total - 2

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. 370—**  
BY REPRESENTATIVE HOFFMANN  
AN ACT

To enact R.S. 40:1094, relative to prenatal addiction; to provide for the convening of a multidisciplinary team by a district attorney in parishes with certain population ranges regarding the disposition of cases involving pregnant women who test positive for controlled dangerous substances while under arrest; to provide for the makeup of the multidisciplinary team; to provide for the term of members of the multidisciplinary team; to provide for definitions; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gallot	Peacock
Adley	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Allain  
Total - 2

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

**HOUSE BILL NO. 701—**  
BY REPRESENTATIVE GAROFALO  
AN ACT

To amend and reenact R.S. 38:330.7, relative to police officers for the Southeast Louisiana Flood Protection Authorities; to authorize the employment of a superintendent by the Southeast Flood Protection Authority - East; to provide for such superintendent's powers and authority; to authorize the use of police security personnel from one levee district within another under certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 741—**  
BY REPRESENTATIVE BROADWATER AND SENATOR MILLS  
AN ACT

To enact R.S. 39:88.3, relative to the Louisiana Collection Policy and Procedure Act; to provide for the sale or securitization of long-term delinquent accounts receivable and other obligations due to the state; to provide for selling or securitizing certain percentages in 2013 and 2014; to provide for reporting results of such sale or securitization; to direct the Louisiana State Law Institute to redesignate the provisions of R.S. 39:88.3 and 88.4 as R.S. 39:88.4 and 88.5; to provide for exceptions; 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	Erdey	Murray
Adley	Gallot	Nevers
Amedee	Guillory	Peacock

Appel	Heitmeier	Perry
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Dorsey-Colomb	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Allain	Donahue	Peterson
Total - 3		

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. 810—**  
BY REPRESENTATIVE JAMES AND SENATORS BROOME AND DORSEY-COLOMB

AN ACT

To enact R.S. 42:456(A)(3), relative to permitted payroll withholdings for public employees; to provide authority for certain payroll deductions; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue	Morrell
Total - 2	

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

**HOUSE BILL NO. 812—**  
BY REPRESENTATIVES CHAMPAGNE, BARRAS, BERTHELOT, GAROFALO, GISCLAIR, GREENE, GUINN, HENSGENS, HUNTER, HUVAL, GIROD JACKSON, JONES, NANCY LANDRY, LEGER, MILLER, ORTEGO, PIERRE, SCHEXNAYDER, ST. GERMAIN, THIERRY, WHITNEY, AND WILLMOTT

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.2(G) of the Constitution of Louisiana, to provide for the deposit of any monies received by the state from violations of federal and state environmental and

water quality laws associated with the Deepwater Horizon oil spill into the Coastal Protection and Restoration Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 906—**  
BY REPRESENTATIVE GAINES  
AN ACT

To amend and reenact R.S. 33:4780.46(A)(2), relative to zoning boards of adjustment; to provide relative to the membership of any such board in certain parishes; to provide for the appointment of additional members to any such board; to provide relative to the terms and qualifications of board members; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

**HOUSE BILL NO. 1092—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 47:1621(D)(1), relative to the payment of tax refunds; to authorize the payment of refunds for overpayments by means of a debit card under certain circumstances; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson

May 31, 2012

Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue  
Total - 1

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

**HOUSE BILL NO. 1131—**  
BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:102(B)(1), (2)(introductory paragraph), (b)(introductory paragraph) and (ii), and (c), (3)(a) and (d)(vii), (4), and (5)(b) and to enact R.S. 11:102(D), relative to employer contribution rates for the Teachers' Retirement System of Louisiana; to provide for calculation of individualized employer contribution rates for classes of employees; to provide for system valuations; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Amedee	Johns	Riser
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue  
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. 1189— (Substitute for House Bill No. 892 by Representative Hodges)**

BY REPRESENTATIVE HODGES

AN ACT

To enact R.S. 32:1717(D), relative to motor vehicles; to provide that certain operators of car carriers are not required to have certain license plates or insurance; 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	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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. 1209— (Substitute for House Bill No. 312 by Representative Richard)**

BY REPRESENTATIVES RICHARD, ADAMS, ARNOLD, BADON, BERTHELOT, BILLIOT, WESLEY BISHOP, BROADWATER, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, COX, DIXON, EDWARDS, GAINES, GISCLAIR, GUILLORY, HOLLIS, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LEGER, LIGI, MORENO, PIERRE, PRICE, REYNOLDS, SHADON, SMITH, ST. GERMAIN, THIBAUT, THIERRY, THOMPSON, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 17:416(A)(2)(c) and 416.2(A) and (D) and to repeal R.S. 17:416.2(B) and (F), relative to students suspended or expelled from school; to provide relative to placement of students in alternative education programs; to require attendance of students placed in alternative schools or alternative education programs; to require parents, tutors, and guardians of the students to assure attendance, and to provide for enforcement and penalties for violations; to provide relative to such programs, including provisions for agreements for provision of education services to certain students; to remove the exclusion of certain students from the requirement for supervision of expelled and suspended students; to repeal provisions relative to waivers from a requirement for alternative education programs and provisions prohibiting return of certain students to alternative education programs; and to provide for related matters.

**Floor Amendments**

Senator Appel proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Appel to Reengrossed House Bill No. 1209 by Representative Richard

**AMENDMENT NO. 1**

On page 4, line 6, change "drop" to "dropping"

On motion of Senator Appel, 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**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Dorsey-Colomb  
Total - 1

The Chair declared the amended 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. 1212— (Substitute for House Bill No. 935 by Representative St. Germain)**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 47:820.5.8, Chapter 2 of Subtitle VIII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:7011 through 7018, and R.S. 48:954 and 954.1, relative to the Department of Transportation and Development; to provide for an election to determine if tolls are collected on the Crescent City Connection Bridge; to provide relative to collection of tolls; to provide relative to the distribution of toll collections; to create a fund; to provide for an advisory body; to provide for ferry fares; to provide for privatization; to authorize the State Bond Commission to issue bonds secured by certain funds; to provide for the use of the proceeds of the bonds; to provide for a special fund; to provide for certain requirements and limitations on the issuance of bonds; to provide for a procedure to contest the validity of issuance of the bonds; to provide for the rights of bondholders; to authorize the issuance of refunding bonds; and to provide for related matters.

**Floor Amendments**

Senator Heitmeier proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1212 by Representative St. Germain

**AMENDMENT NO. 1**

In Senate Finance Committee Amendment No. 16 adopted by the Senate on May 29, 2012, on page 2, line 26, after "R.S. 47:7015," insert the following: "The monies in the CP fund shall be invested by the treasurer in the same manner as the state general fund, and interest earnings shall be deposited into the CP fund. All unexpended and unencumbered monies remaining in the fund at the end of each fiscal year shall remain in the CP fund and shall be used solely and

exclusively for the purposes approved by the voters as provided in the proposition and for no other purpose."

**AMENDMENT NO. 2**

On page 1, line 2, after "To" insert "amend and reenact R.S. 47:481 and R.S. 48:196(A)(introductory paragraph) and to"

**AMENDMENT NO. 3**

On page 1, line 8, after "privatization;" insert "to provide for the disposition of certain truck and trailer registration and license fees and taxes;"

**AMENDMENT NO. 4**

On page 1, line 10, change "a special fund" to "special funds"

**AMENDMENT NO. 5**

On page 1, line 19, after "collected" delete "starting at 12:01 a.m." and insert "beginning" and after "2013," insert "and ending on December 31, 2033."

**AMENDMENT NO. 6**

On page 1, line 20, after "rate" delete "currently collected" and insert "provided by law"

**AMENDMENT NO. 7**

On page 2, line 10, after "beginning" delete "at 12:01 a.m.," and insert "on" and after "ending" delete "at midnight," and insert "on"

**AMENDMENT NO. 8**

On page 2, line 18, after "rate" delete the remainder of line 18 and delete lines 19 and 20 and insert "provided by law, such collection beginning on January 1, 2013, and ending on December 31, 2033."

**AMENDMENT NO. 9**

On page 3, line 1, after "Section 2." insert "R.S. 47:481 is hereby amended and reenacted and"

**AMENDMENT NO. 10**

On page 3, between lines 2 and 3, insert the following:  
"\$481. Disposition of collections

Except as provided in R.S. 47:480, all fees and taxes provided for in this Chapter, including the permit fees, shall be paid to the state treasurer on or before the tenth day of each month following their collection and shall be credited to the account of the Transportation Trust Fund, the State Highway Improvement Fund, ~~and~~ state highway fund No. 2, and the Algiers-Canal Street Ferry Fund, as provided by law.

\* \* \*

**AMENDMENT NO. 11**

On page 10, line 29, delete "Account"

**AMENDMENT NO. 12**

On page 11, between lines 23 and 24, insert the following:  
"(iv) MacArthur Drive Interchange (east bound Peters Road on and off ramps).  
(v) Harvey Tunnel Rehabilitation."

**AMENDMENT NO. 13**

On page 16, line 26, after "Section 3." delete the remainder of line 26 and insert the following: "R.S. 48:196(A)(introductory paragraph) is hereby amended and reenacted and R.S. 48:954 and 954.1 are hereby enacted to read as follows:

§196. State Highway Improvement Fund

A. There is hereby created, as a special fund in the state treasury, the State Highway Improvement Fund, hereinafter referred to as the "fund". The source of monies in this fund shall be registration and license fees and taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481. Beginning July 1, 2007, and each fiscal year thereafter, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after making the allocation for state highway fund No.

May 31, 2012

2. and the Algiers-Canal Street Ferry Fund, the treasurer shall deposit into the fund the following amounts:

AMENDMENT NO. 14

On page 18, line 1, after "affect the" delete the remainder of line 1 and on line 2, delete "Bridges No. 1 and 2, referred to as the"

AMENDMENT NO. 15

On page 18, line 3, after "entity," insert "'Crescent City Connection Bridge" as used in this Section shall collectively mean Bridges No. 1 and No. 2, comprising the Crescent City Connection."

AMENDMENT NO. 16

On page 18, line 25, after "effective" and before "January" insert "on" and delete "12:01 a.m.,"

AMENDMENT NO. 17

On page 18, after line 27, insert the following: "Section 8. The provisions of Section 3 of this Act shall be null, void, and of no effect should the majority of the qualified electorate voting in the election provided for in Section 1 of this Act vote not to have tolls collected on the Crescent City Connection Bridge."

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Nevers, Adley, Gallot, Peacock, Amedee, Guillory, Perry, Appel, Heitmeier, Peterson, Broome, Johns, Riser, Brown, Kostelka, Smith, G., Buffington, LaFleur, Smith, J., Chabert, Long, Tarver, Claitor, Martiny, Thompson, Cortez, Mills, Walsworth, Crowe, Morrish, Ward, Dorsey-Colomb, Murray, White, Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Allain, Donahue, Morrell, Total - 3

The Chair declared the amended 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. 1213— (Substitute for House Bill No. 664 by Representative Ortego)

BY REPRESENTATIVES ORTEGO, ARMES, ARNOLD, BARROW, BROSSETT, HENRY BURNS, CARMODY, CHAMPAGNE, COX, DIXON, EDWARDS, FOIL, GISCLAIR, GUINN, HAVARD, HUNTER, HUVAL, JOHNSON, LEGER, MONTOU CET, REYNOLDS, RICHARD, RITCHIE, WHITNEY, AND ALFRED WILLIAMS

AN ACT

To amend and reenact R.S. 39:364, relative to motor vehicles used by state agencies; to provide for the purchase or lease of vehicles which use certain fuels; to provide for the types of vehicles; to provide for the use of certain funds administered by the Department of Natural Resources; 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: Mr. President, Erdey, Nevers, Adley, Guillory, Peacock, Allain, Heitmeier, Perry, Appel, Johns, Peterson, Broome, Kostelka, Smith, G., Brown, LaFleur, Tarver, Buffington, Long, Thompson, Chabert, Martiny, Walsworth, Cortez, Mills, Ward, Crowe, Morrish, White, Dorsey-Colomb, Murray, Total - 32

NAYS

Table with 3 columns: Claitor, Riser, Smith, J., Total - 3

ABSENT

Table with 2 columns: Amedee, Gallot, Donahue, Morrell, Total - 4

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

Called from the Calendar

Senator Broome asked that House Bill No. 971 be called from the Calendar.

HOUSE BILL NO. 971— BY REPRESENTATIVE BARROW AN ACT

To enact R.S. 47:551.1, relative to special districts; to authorize the establishment of an automobile rental tax district in East Baton Rouge Parish; to provide for the boundaries, governance, and powers of the district; to authorize the levy of a tax on the lease or rental of certain automobiles under certain circumstances; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator White proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators White and Claitor to Engrossed House Bill No. 971 by Representative Barrow

AMENDMENT NO. 1

On page 3, line 2, change "Twenty-three" to "Twenty"

AMENDMENT NO. 2

On page 3, line 3, change "Seventeen" to "Ten"

AMENDMENT NO. 3

On page 3, line 3, after "of the" delete "parish of" and after "East Baton Rouge" insert "Parish Sheriff's Office"

AMENDMENT NO. 4

On page 3, between lines 4 and 5, insert the following:  
 "(4) Ten percent to the general fund of the East Baton Rouge District Attorney's Office."

On motion of Senator White, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Morrell
Adley	Erdey	Morrish
Allain	Gallot	Murray
Appel	Guillory	Nevers
Broome	Heitmeier	Perry
Brown	Johns	Peterson
Buffington	Kostelka	Tarver
Chabert	LaFleur	Thompson
Claitor	Long	Ward
Cortez	Martiny	White
Crowe	Mills	
Total - 32		

NAYS

Peacock	Smith, J.
Riser	Walsworth
Total - 4	

ABSENT

Amedee	Donahue	Smith, G.
Total - 3		

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

**Called from the Calendar**

Senator Martiny asked that House Bill No. 1015 be called from the Calendar.

**HOUSE BILL NO. 1015—**  
 BY REPRESENTATIVE LIGI

AN ACT

To amend and reenact R.S. 32:1253(A)(1)(introductory paragraph), relative to the Louisiana Motor Vehicle Commission; to provide relative to membership; and to provide for related matters.

**Floor Amendments**

Senator Adley proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Adley to Engrossed House Bill No. 1015 by Representative Ligi

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1, 2 and 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs (set SCAHB1015 DUCHARMM 4483) and adopted by the Senate on May 17, 2012

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 32:1253(A)(1)(introductory paragraph)" and before the comma "," insert "and (2) and (H)"

AMENDMENT NO. 3

On page 1, line 3, after "membership;" insert "to provide for an appeal of a decision of the commission; to provide for venue;"

AMENDMENT NO. 4

On page 1, line 6, change "is hereby" to "and (2) and (H) are hereby"

AMENDMENT NO. 5

On page 1, after line 17, insert the following:

"(2) Each of the commissioners appointed under the provisions of Paragraph (1) of this Subsection shall have been an actively engaged licensee of the commission or its previous Louisiana licensing commission for not less than five consecutive years prior to such appointment, and be a holder of such a license at all times while a member of the commission. Being engaged in more than one such pursuit shall not disqualify a person otherwise qualified from serving on the commission. Of these members, one member shall be primarily engaged in the business of lease or rental, one member shall be primarily engaged in the business of heavy truck sales, ~~three members shall be primarily engaged in the business of recreational products; one member shall be primarily engaged in the business of marine product sales, one member shall be primarily engaged in the business of motorcycle sales, one member shall be primarily engaged in the business of recreational vehicle sales, and one member shall be primarily engaged in the business of sales finance.~~

H.(1) The commission shall, in addition to the powers herein conferred, be constituted a body politic or political corporation, invested with the powers inherent in corporations, including but not limited to the power and authority to own immovable property. It may sue and be sued under the style of the commission, and all process against the commission shall be served on the chairman or executive director in person, and all suits on behalf of the commission shall be brought by the chairman. The domicile for the purpose of being sued shall be Jefferson Parish. No member of the commission, or the executive director, shall be subject to suit or be held liable as an individual in any suit against the commission.

(2) An appeal of any decision of the commission shall be brought in the Nineteenth Judicial District Court."

On motion of Senator Adley, 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	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	White
Crowe	Morrish	
Dorsey-Colomb	Murray	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue	Ward
Total - 2	

May 31, 2012

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.

Rules Suspended

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

Appointment of Conference Committee on Senate Bill No. 320

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 320:

Senators Martiny, Heitmeier and Dorsey-Colomb.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 172— BY SENATOR JOHN SMITH

A RESOLUTION

To urge and request the Select Committee on Women and Children to study the issues and state jurisdiction of certain child-on-child offenses occurring on federal military bases.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 148— BY SENATOR HEITMEIER AND REPRESENTATIVE SIMON A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Peter J. Calamari III, former deputy assistant to the secretary of the Louisiana Department of Health and Hospitals, office of behavioral health in Baton Rouge, Louisiana.

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

Regular Order, Resumed

Rules Suspended

Senator Donahue asked for and obtained a suspension of the rules to take out of its regular order:

Special Order of the Day No. 7

HOUSE BILL NO. 1091— BY REPRESENTATIVE FANNIN AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2012-2013; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dorsey-Colomb, Murray, Adley, Erdey, Nevers

Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrell, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

Rules Suspended

Senator Donahue asked for and obtained a suspension of the rules to take out its regular order:

Special Order of the Day No. 5

HOUSE BILL NO. 1058— BY REPRESENTATIVES FANNIN AND KLECKLEY AND SENATORS ALARIO AND DONAHUE

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dorsey-Colomb, Murray, Adley, Erdey, Nevers, Allain, Gallot, Peacock, Amedee, Guillory, Perry, Appel, Heitmeier, Peterson, Broome, Johns, Riser, Brown, Kostelka, Smith, G., Buffington, LaFleur, Smith, J., Chabert, Long, Tarver, Claitor, Martiny, Thompson, Cortez, Mills, Walsworth, Crowe, Morrell, Ward, Donahue, Morrish, White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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



**Rules Suspended**

Senator Donahue asked for and obtained a suspension of the rules to take out of its regular order:

**Special Order of the Day No. 4**

**HOUSE BILL NO. 134—**

BY REPRESENTATIVE FANNIN

AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

**Rules Suspended**

Senator Adley asked for and obtained a suspension of the rules to take out of its regular order:

**Special Order of the Day No. 6**

**HOUSE BILL NO. 1044—**

BY REPRESENTATIVE KLECKLEY

AN ACT

To appropriate funds for Fiscal Year 2012-2013 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses and allowances of members, officers, staff and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; 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	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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.

**Appointment of Conference Committee on Senate Bill No. 710**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 710**:

Senators Perry,  
Morrell  
and Cortez.

**Conference Committee Reports**

The following reports were received and read:

**HOUSE BILL NO. 447—**

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 27:44(3), 45(A)(introductory paragraph), 52(introductory paragraph) and (3) and (4), and 65(B)(2), (5), (13), and (15) and to repeal R.S. 27:46, 48, 51, 88, and 97, relative to the Riverboat Gaming Commission; to repeal antiquated references to the Riverboat Gaming Commission; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT  
House Bill No. 447 By Representative Lopinto**

May 30, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 447 by Representative Lopinto, recommend the following concerning the Engrossed bill:

May 31, 2012

1. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Appel and adopted by the Senate on May 1, 2012 be rejected.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 3 and 4 in their entirety and insert "paragraph and (3) and (4), 57(B)(4), 59(B) and (D), 65(B)(2), (5), (13), and (15) and 93(A)(1) and to repeal R.S. 27:46, 48, 51, 88, and 97, relative to the Riverboat Gaming Commission; to repeal"

AMENDMENT NO. 2

On page 1, delete line 9 in its entirety and insert " and (3) and (4), 57(B)(4), 59(B) and (D), 65(B)(2), (5), (13), and (15), and 93(A)(1) are hereby amended and reenacted to read"

AMENDMENT NO. 3

On page 2, between lines 15 and 16, insert the following:  
"§57. General powers and duties of division

\* \* \*  
B. The division and its agents may:

(4) Initiate actions for violations of this Chapter or of rules of the commission board or the division and defend appeals therefrom.

\* \* \*  
§59. Division; rules and regulations

\* \* \*  
B. The division shall submit any proposed rule or regulation to the commission board prior to attempting to promulgate the rule in accordance with the provisions of the Administrative Procedure Act. The commission board may reject any rule or regulation so submitted and any rule rejected by the commission board shall not be promulgated by the division.

\* \* \*  
D. All rules and regulations promulgated by the division and the commission board shall be in accordance with the Administrative Procedure Act and shall be subject to legislative oversight by the House of Representatives Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B.

AMENDMENT NO. 4

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

§93. Authorization of local governing authorities; fees; regulation; local option

A.(1) The local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat, provided that in Bossier Parish, other than in Bossier City, and Caddo Parish an admission fee of up to three dollars may be levied. The governing authority of Bossier City, for each riverboat located in Bossier City in Bossier Parish, shall levy an assessment in the amount of four and five-tenths percent of the monthly net gaming proceeds as defined in R.S. 27:44(15) as the admission fee. For purposes of this Section, "licensed berth" shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission board or from which a riverboat is authorized by the commission board to operate. The authority granted to local governing authorities in Calcasieu Parish in this Subsection may be assigned to a gaming district established in accordance with R.S. 33:9576.  
\* \* \*

Respectfully submitted,

Representatives:  
Joseph P. Lopinto  
Helena N. Moreno  
Dalton Honore

Senators:  
Jean-Paul J. Morrell  
Daniel "Danny" Martiny  
A. G. Crowe

Senator Martiny moved that the Conference Committee Report be adopted.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue  
Total - 1

The Chair declared the Conference Committee Report was adopted.

**HOUSE BILL NO. 231—**

BY REPRESENTATIVE LIGI

AN ACT

To enact R.S. 14:102.27, relative to offenses affecting public sensibility; to create the crime of unlawful sale of a live dog or cat at certain locations; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**

**House Bill No. 231 By Representative Ligi**

May 30, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 231 by Representative Ligi, recommend the following concerning the Reengrossed bill:

1. That Amendment No. 1 proposed by Senator Peacock and adopted by the Senate on May 8, 2012 be rejected.
2. That the reengrossed bill be amended as follows:

AMENDMENT NO. 1

On page 1, line 8, after "for sale" delete the remainder of the line and delete lines 9 through 12 in their entirety and insert the following: "or sell any dog or cat on any highway, right-of-way, flea market, public park, public playground, public swimming pool, any other public recreational area, or adjacent property to such locations regardless of whether or not access to those locations is authorized, or on any commercial or retail parking lot unless permission is granted by the owner of the parking lot."

Respectfully submitted,

Representatives:  
 Anthony V. Ligi  
 Nick Lorusso  
 Joseph P. Lopinto

Senators:  
 Barrow Peacock  
 David Heitmeier  
 Jean-Paul J. Morrell

Senator Peacock moved that the Conference Committee Report be adopted.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

**NAYS**

Total - 0

**ABSENT**

Total - 0

The Chair declared the Conference Committee Report was adopted.

**HOUSE BILL NO. 586—**  
 BY REPRESENTATIVE ST. GERMAIN  
 AN ACT

To amend and reenact R.S. 32:405.1, relative to age requirements of Class "E" driver's license; to increase the age of which a person must submit a signed statement attesting to supervised driving practice; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**  
**House Bill No. 586 By Representative St. Germain**

May 30, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 586 by Representative St. Germain, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1 and 2 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on May 8, 2012, be rejected.
2. That Senate Committee Amendment No. 3 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on May 8, 2012, be adopted.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 12, after "older", insert the following: "or parent or guardian of a seventeen year old"

AMENDMENT NO. 2

On page 1, on line 15, after "older.", insert the following: "However, if the first time applicant for a Class "E" license is seventeen years of age and emancipated, the applicant shall provide the attestation for himself, provided that the applicant has the necessary identifying information and documents."

Respectfully submitted,

Representatives:  
 Karen Gaudet St. Germain  
 Jerry Gisclair  
 Terry Landry

Senators:  
 Robert Adley  
 David Heitmeier  
 Sharon Weston Broome

Senator Adley moved that the Conference Committee Report be adopted.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	

Total - 38

**NAYS**

Total - 0

**ABSENT**

Claitor  
 Total - 1

The Chair declared the Conference Committee Report was adopted.

**HOUSE BILL NO. 474—**  
 BY REPRESENTATIVE ABRAMSON  
 AN ACT

To amend and reenact Code of Civil Procedure Articles 683(B), 966(B), 1313(C), 2166(E), and 5188 and to enact Code of Civil Procedure Article 1313(D), relative to continuous revision of the Code of Civil Procedure; to provide for the tutor's enforcement of rights of unemancipated minors; to provide for statements on denials of summary judgments; to provide for service by couriers; to provide for suspension of writ denials by the supreme court; to provide for entry of judgment notwithstanding an indigent's failure to pay costs; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**  
**House Bill No. 474 By Representative Abramson**

May 30, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

May 31, 2012

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 474 by Representative Abramson, recommend the following concerning the Engrossed bill:

- 1. That Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary A and adopted by the Senate on May 9, 2012, be rejected.
2. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 20, after "record," delete the remainder of the line and line 21 in its entirety and insert "either orally upon rendition or in writing sua sponte or upon request of a party within ten days of rendition."

Respectfully submitted,

Representatives: Neil C. Abramson, Alan T. Seabaugh, Rob Shadoin

Senators: Daniel "Danny" Martiny, Ben Nevers, Dan Claitor

Senator Claitor moved that the Conference Committee Report be adopted.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dorsey-Colomb, Murray, Adley, Erdey, Nevers, Allain, Gallot, Peacock, Amedee, Guillory, Perry, Appel, Heitmeier, Peterson, Broome, Johns, Riser, Brown, Kostelka, Smith, G., Buffington, LaFleur, Smith, J., Chabert, Long, Tarver, Claitor, Martiny, Thompson, Cortez, Mills, Walsworth, Crowe, Morrell, Ward, Donahue, Morrish, White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the Conference Committee Report was adopted.

HOUSE BILL NO. 589— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 32:408.1(2)(introductory paragraph) and to repeal R.S. 32:408.1(2)(a) through (e), relative to requiring third-party testers to comply with certain federal regulations and to obtain a surety bond; repeals minimum qualifications for third-party contracts; and to provide for related matters.

CONFERENCE COMMITTEE REPORT House Bill No. 589 By Representative St. Germain

May 30, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 589 by Representative St. Germain, recommend the following concerning the Engrossed bill:

- 1. That Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on May 8, 2012, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(introductory paragraph)" insert ", (3), and (4) and to enact R.S. 32:408.1 (5)" and delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 3, delete "32:408.1(2)(a) through (e)" and after "testers" insert "that administer tests for commercial drivers"

AMENDMENT NO. 3

On page 1, line 4, after "bond;" delete the remainder of the line and on line 5, delete "qualifications for third-party contracts;"

AMENDMENT NO. 4

On page 1, line 7, after "(introductory paragraph)" delete the remainder of the line and delete line 8 in its entirety and insert: ", (3), and (4) are hereby amended and reenacted and R.S. 32:408.1(5) is hereby enacted to read as follows"

AMENDMENT NO. 5

On page 1, line 16, after "department" insert "to administer skills tests for Class "D" or "E" driver's licenses"

AMENDMENT NO. 6

On page 1, line 17, after "which" delete the remainder of the line and delete lines 18 and 19 in their entirety and insert a colon ":"

AMENDMENT NO. 7

On page 1, between lines 20 and 21, insert the following: "(3) The third party has a contract or license with the department to administer skills tests for Class "A", "B", or "C" driver's licenses which, at minimum, complies with 49 CFR 383.75. In addition, the third-party tester must initiate and maintain a surety bond in the amount of ten thousand dollars.

(3) (4) A driver applicant who takes and passes driving tests administered by an authorized third party shall provide evidence to the state licensing agency that he has successfully passed the driving tests administered by the third party on a form approved by the department.

(4) (5) Any third party or department employee authorized under the provisions of this Chapter to administer tests to applicants for commercial driver's licenses who falsifies information regarding test results or applicant qualification or who in any way participates in, aids, or abets the fraudulent testing or issuance to an applicant of a commercial driver's license or endorsement thereon shall be liable under this Chapter for civil penalties of not less than five hundred nor more than five thousand dollars per act. Furthermore, the department may establish procedures to void all transactions and any licenses issued as a result of such falsification or fraud, such procedures to be established pursuant to the Administrative Procedure Act. Any authorized third party tester suffering a sanction under the provisions

of this Chapter shall forfeit his authorized third party testing status and contract and shall not qualify for such status henceforth.

**AMENDMENT NO. 8**

On page I, delete line 21 in its entirety

Respectfully submitted,

Representatives:	Senators:
Karen Gaudet St. Germain	Robert Adley
Jerry Gisclair	David Heitmeier
Terry Brown	John R. Smith

Senator Adley moved that the Conference Committee Report be adopted.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

White  
Total - 1

The Chair declared the Conference Committee Report was adopted.

**HOUSE BILL NO. 615—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 3:2571(A) and 2572, R.S. 30:2199(A), R.S. 33:7556, R.S. 36: 508(A), R.S. 38:17, 20, 23, 26(C), 31(2), 32(A) and (B)(introductory paragraph), 33, 34(A) and (B)(introductory paragraph), 84(B), 90.1(8), 90.4(A)(1)(introductory paragraph), (B)(1) and (2)(introductory paragraph), 90.7, 90.8, 90.12(B), 91, 226, 301(C)(2)(c), 306(C) and (D), 307(A)(1) and (2), 315, 319, 338(B), 402(A), 491, 492, 511, 2044(5), 3074(A)(4), (D)(4) and (9)(c), 3086.24(H)(1), and 3306(B), and R.S. 40:1236.2(C)(4)(a)(v), relative to the Department of Transportation and Development; to reassign duties of offices within the Department of Transportation and Development; to rename the office of public works, hurricane flood protection and intermodal transportation, within the Department of Transportation and Development; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT  
House Bill No. 615 By Representative St. Germain**

May 30, 2012

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 615 by Representative St. Germain, recommend the following concerning the Reengrossed bill:

1. That the set of amendments proposed by the Legislative Bureau and adopted by the Senate on May 9, 2012, be adopted.
2. That Senate Floor Amendment No. 1 proposed by Senator Brown and adopted by the Senate on May 14, 2012, be adopted.
3. That Senate Floor Amendment No. 2 proposed by Senator Brown and adopted by the Senate on May 14, 2012, be rejected.

Respectfully submitted,

Representatives:	Senators:
Karen Gaudet St. Germain	Robert Adley
A B Franklin	Mack "Bodi" White Jr.
Jerry Gisclair	David Heitmeier

Senator Adley moved that the Conference Committee Report be adopted.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Cortez  
Total - 1

The Chair declared the Conference Committee Report was adopted.

**Recess**

On motion of Senator Alario, the Senate took a recess at 11:35 o'clock A.M. until 12:30 o'clock P.M.

**After Recess**

The Senate was called to order at 12:50 o'clock P.M. by the President of the Senate.

**ROLL CALL**

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

May 31, 2012

PRESENT

Mr. President	Donahue	Morrish
Adley	Dorsey-Colomb	Murray
Allain	Gallot	Nevers
Appel	Guillory	Peacock
Broome	Johns	Perry
Brown	Kostelka	Peterson
Buffington	LaFleur	Riser
Chabert	Long	Smith, G.
Claitor	Martiny	Tarver
Cortez	Mills	Ward
Crowe	Morrell	White
Total - 33		

ABSENT

Amedee	Heitmeier	Thompson
Erdey	Smith, J.	Walsworth
Total - 6		

The President of the Senate announced there were 33 Senators present and a quorum.

Senate Business Resumed After Recess

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 173—

BY SENATORS BUFFINGTON, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon death of Roosevelt Smalley of Keithville.

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

Regular Order, Resumed

Special Order of the Day No. 1

HOUSE BILL NO. 1—

BY REPRESENTATIVE FANNIN AN ACT

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

Floor Amendments

Senator Donahue proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 2

In Senate Committee Amendment No. 14 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 2, at the end line 7, change "date." to "date.", and insert

F. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in each department and budget unit contained in this Act in order to achieve a State General Fund (Direct) savings of not less than \$15,000,000. The commissioner of administration is also authorized and directed to adjust other means of financing associated with such reductions."

AMENDMENT NO. 3

Delete Senate Committee Amendment No. 15 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 4

In Senate Committee Amendment No. 17 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 3, at the end of line 5, delete "29,364" and insert "29,365"

AMENDMENT NO. 5

In Senate Committee Amendment No. 21 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 3, delete line 40 and on page 4, delete lines 1 through 7

AMENDMENT NO. 6

In Senate Committee Amendment No. 21 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 4, at the beginning of line 9, insert "to the Executive Administration Program"

AMENDMENT NO. 7

In Senate Committee Amendment No. 30 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 5, line 22, delete "\$1,286,269,311" and insert "\$1,268,269,311"

AMENDMENT NO. 8

In Senate Committee Amendment No. 33 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 5, at the end of line 28, change "19" to "19", and insert the following:

"Provided, however, that the following is appropriated for a statewide retirement adjustment:

EXPENDITURES:	
Administrative Program	\$ 560,479
TOTAL EXPENDITURES	\$ 560,479
MEANS OF FINANCE:	
State General Fund (Direct)	\$ 140,120
Federal Funds	\$ 420,359
TOTAL MEANS OF FINANCING	\$ 560,479"

AMENDMENT NO. 9

In Senate Committee Amendment No. 37 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 41, delete "\$09,548" and insert "\$9,548"

AMENDMENT NO. 10

Delete Senate Committee Amendment No. 44 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 11

Delete Senate Committee Amendment No. 58 through 64 in the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 12

Delete Senate Committee Amendment No. 70 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 13

Delete Senate Committee Amendment No. 117 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 14

In Senate Committee Amendment No. 158 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 25, at the end of line 32, delete "\$1,472,022,897" and insert "\$1,440,418,840"

AMENDMENT NO. 15

In Senate Committee Amendment No. 159 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 25, at the end of line 34, delete "\$327,754,959" and insert "\$344,754,959"

AMENDMENT NO. 16

In Senate Committee Amendment No. 162 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 26, delete line 22, and insert the following: "at the amounts in effect on June 30, 2012. Provided, further, that, only in the event funding is available after implementing the diagnosis-related group methodology and fully funding the Medicaid reimbursement rates for inpatient and outpatient hospital services at the amounts in effect on June 30, 2012, the department shall make supplemental Medicaid payments to any non-state hospital that has achieved certification from the American Academy of Surgeons verifying it as a Level II Trauma Center operating in the state as of November 8, 2011, in an amount not to exceed a total of \$698,812, of which \$200,000 is State General Fund by Statutory Dedication out of the Community Hospital Stabilization Fund."

AMENDMENT NO. 17

In Senate Committee Amendment No. 163 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 26, at the end of line 41, after "to effect such change.", insert the following: "Such report shall include explanations of patient access and safety protections, including but not limited to continuity of care, coverage of medications for patients with chronic disease, and review of medical appropriateness of all formulary management tools and quality limitations."

AMENDMENT NO. 18

Delete Senate Committee Amendment No. 177 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 19

In Senate Committee Amendment No. 198 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 35, delete lines 13 through 15 and insert the following:

"Provided, however, that of the federal funds appropriated for Community Services Block Grants, each community action agency that received Community Services Block Grant funding in the previous fiscal year shall continue to receive the same proportional share of funding for Fiscal Year 2012-2013 subject to the provisions of the Community Services Block Grant Act (Public Law 105-285)"

AMENDMENT NO. 20

In Senate Committee Amendment No. 210 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012,

on page 37, at the end of line 29, delete "\$1,085,666,168" and insert "\$1,089,666,168"

AMENDMENT NO. 21

In Senate Committee Amendment No. 211 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 37, at the end of line 31, delete "\$1,085,666,168" and insert "\$1,089,666,168"

AMENDMENT NO. 22

In Senate Committee Amendment No. 212 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 37, at the end of line 33, delete "\$1,034,306,143" and insert "\$1,038,306,143"

AMENDMENT NO. 23

In Senate Committee Amendment No. 213 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 37, at the end of line 35, delete "\$1,085,666,168" and insert "\$1,089,666,168"

AMENDMENT NO. 24

In Senate Committee Amendment No. 223 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 39, at the end of line 28, delete "\$8,806,509" and insert "\$9,287,429"

AMENDMENT NO. 25

In Senate Committee Amendment No. 224 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 39, at the end of line 30, delete "\$6,045,877" and insert "\$5,564,957"

AMENDMENT NO. 26

In Senate Committee Amendment No. 295, proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, page 46, delete lines 41 through 43 and on page 47, delete line 1 through 10 and insert the following:

"Further provided, that from the funds appropriated herein out of the Richland Parish Visitor Enterprise Fund, \$25,000 shall be allocated and distributed to the town of Delhi of which amount \$5,000 shall be allocated to the Delhi Municipal Golf Course, \$10,000 shall be allocated for the Cave Theater, \$5,000 shall be allocated and distributed to the Northeast Louisiana Economic Alliance, and \$5,000 shall be allocated and distributed to the town of Delhi for downtown development; \$10,000 shall be allocated and distributed to the town of Mangham for downtown development; and \$25,000 shall be allocated and distributed to the town of Rayville of which \$20,000 shall be allocated to the town of Rayville for downtown development and \$5,000 shall be allocated and distributed to the Northeast Louisiana Economic Alliance. In the event that total revenues deposited in this fund are insufficient to fully fund such allocations, each entity shall receive the same pro rate share of the monies available which its allocation represents the total.

Further provided, that from the funds appropriated herein out of the Madison Parish Visitor Enterprise Fund, \$12,500 shall be allocated and distributed to the Madison Parish Historical Society, and \$5,000 shall be allocated and distributed to the city of Tallulah for beautification and repair projects and \$5,000 shall be allocated and distributed to the Northeast Louisiana Economic Alliance. In the event that total revenues deposited"

AMENDMENT NO. 27

In Senate Committee Amendment No. 295 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 47, on line 26, delete "\$250,000" and insert "\$150,000", and on line 33, between "operations;" and "\$25,000" delete "and", and at the end of line 34, change "." to ";", and insert "and \$100,000 shall be distributed to the Ascension Parish Government for promotion and related expenses for the Louisiana Hot Air Balloon Festival Championship."

AMENDMENT NO. 28

In Senate Committee Amendment No. 308 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 48, at the end of line 25, delete "\$55,645,129" and insert "\$55,451,723"

AMENDMENT NO. 29

In Senate Committee Amendment No. 309 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 48, at the end of line 27, delete "\$55,645,129" and insert "\$55,451,723"

AMENDMENT NO. 30

In Senate Committee Amendment No. 310 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 48, at the end of line 29, delete "\$55,645,129" and insert "\$55,451,723"

AMENDMENT NO. 31

In Senate Committee Amendment No. 311 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 48, at the end of line 31, delete "\$55,645,129" and insert "\$55,451,723"

AMENDMENT NO. 32

In Senate Committee Amendment No. 321 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 50, delete lines 37 through 45 and insert the following:

"H. The sum of Two Hundred Fifty Thousand and No/100 (\$250,000.00) Dollars in favor of Plaintiffs, Kim LeBrun individually and on behalf of her minor children Kaitlyn LeBrun, Kristina LeBrun and Karla LeBrun, and the sum of Twenty-Five Thousand and No/100 (\$25,000.00) in favor of Plaintiff Shane Burnside, are hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2012-2013 to be used to pay the consent judgments in the suit entitled "Kim LeBrun, individually and on behalf of her minor children Kaitlyn LeBrun, Kristina LeBrun and Karla LeBrun v. Shane M. Burnside, U.S. Agencies Casualty Insurance Company and State of Louisiana, Department of Transportation and Development" consolidated with "Shane M. Burnside v. State of Louisiana, Department of Transportation and Development", bearing Numbers 29437 Civil Docket "C" and 29616 Division "C", respectively, on the docket of the Twenty-Third Judicial District Court, parish of Assumption, state of Louisiana."

AMENDMENT NO. 33

In Senate Committee Amendment No. 321 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 50, between lines 59 and 60, insert the following:

"J. The sum of Twenty-Five Thousand and No/100 (\$25,000) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2012-2013 to be used to pay the consent judgment in the suit entitled "Leonard Korhnak, Elizabeth Korhnak, Christine Korhnak, and Paul Korhnak v. Riann M. Weishaupt, Hanover American Insurance Company, Allstate Indemnity Company, State of Louisiana through Department of Transportation and Development, Baton Rouge Airline Corporation, and the Parish of Ascension", bearing Number 79,493, on the docket of the Twenty-Third Judicial District Court, parish of Ascension, state of Louisiana."

AMENDMENT NO. 34

Delete Senate Committee Amendments Nos. 322 and 323 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012

AMENDMENT NO. 35

On page 3, between lines 17 and 18, insert the following:

"G. Notwithstanding any provision of law to the contrary, any publication required by R.S. 18:193(F) may be suspended or adjusted

for purposes of creating efficiencies and/or savings during fiscal year 2012-2013. Any savings realized from the suspension or adjustment of such publication shall be used for voter outreach services."

AMENDMENT NO. 36

On page 30, delete lines 28 through 36

AMENDMENT NO. 37

On page 31, at the end of line 48, delete "\$706,698" and insert "\$1,021,928"

AMENDMENT NO. 38

On page 31, after line 51, insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance and authorized positions for the Title III, V, VII, and NSIP Program by increasing the appropriation out of the State General Fund (Direct) by \$88,849 and by increasing the number of authorized positions by one (1) position for an ombudsman.

Provided, however, that the following is appropriated for a statewide retirement adjustment:

EXPENDITURES:

Administrative Program	\$ 77,151
Title III, V, VII, and NSIP Program	\$ 5,710

TOTAL EXPENDITURES \$ 82,861

MEANS OF FINANCE:

State General Fund (Direct)	\$ 72,862
Federal Funds	\$ 9,999

TOTAL MEANS OF FINANCING \$ 82,861"

AMENDMENT NO. 39

On page 38, at the beginning of line 24, insert "Northwest"

AMENDMENT NO. 40

On page 47, between lines 10 and 11, insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to adjust authorized positions for the Civil Law Program by decreasing the number of authorized positions by one (1) position in the event that Senate Bill No. 253 of the Regular Session of the Legislature is enacted into law."

AMENDMENT NO. 41

On page 69, between lines 36 and 37, insert the following:

"Payable out of the State General Fund by Fees and Self-generated Revenues to the Marketing Program for expenses \$ 2,000,000"

AMENDMENT NO. 42

On page 78, line 20, delete "(0)" and insert "(12)"

AMENDMENT NO. 43

On page 78, line 29, delete "(14)" and insert "(293)"

AMENDMENT NO. 44

On page 78, line 46, delete "(0)" and insert "(4)"

AMENDMENT NO. 45

On page 110, at the end of line 15, delete "\$27,192,364" and insert "\$27,084,634"

AMENDMENT NO. 46

On page 111, at the end of line 11, delete "\$27,192,364" and insert "\$27,084,634"



AMENDMENT NO. 47

On page 111, at the end of line 13, delete "\$17,634,752" and insert "\$17,527,022"

AMENDMENT NO. 48

On page 111, at the end of line 18, delete "\$27,192,364" and insert "\$27,084,634"

AMENDMENT NO. 49

On page 116, at the end of line 29, delete "\$94,183,640" and insert "\$108,787,697"

AMENDMENT NO. 50

On page 117, between lines 13 and 14, insert the following:

"Provided, further, that the preferred drug list may be adjusted to limit brand name drug products in each therapeutic category to not less than two brand products where available while ensuring appropriate access to medically necessary medication."

AMENDMENT NO. 51

On page 118, at the end of line 4, after "the required certifications.", insert the following: "The department may exclude certain non-state public hospitals from this requirement in order to implement alternative supplemental payment initiatives or alternate funding initiatives, or if a hospital that is solely owned by a city or town has changed its designation from a non-profit private hospital to a non-state public hospital between January 1, 2010 and June 30, 2012."

AMENDMENT NO. 52

On page 122, delete lines 1 through 8

AMENDMENT NO. 53

On page 129, after line 50, insert the following:

"Payable out of the State General Fund (Direct) to the Behavioral Health Community Program for operations, including one (1) position \$ 107,730

Payable out of the State General Fund by Interagency Transfers to the Behavioral Health Community Program for the Early Childhood Supports and Services Program \$ 211,695

Payable out of the State General Fund by Interagency Transfers to the Behavioral Health Community Program for the Permanent Supportive Housing Program \$ 6,374,850

Payable out of Federal Funds to the Behavioral Health Community Program for mental health services \$ 1,300,000"

AMENDMENT NO. 54

On page 133, after line 41, insert the following:

"The Department of Children and Family Services shall assist eligible courts, public or private agencies, and any other entity providing services to youth at risk of removal from the home within the state to maximize the draw down of federal funds through the Title IV-E Foster Care Assistance Program of the Social Security Act, to insure that the expenditures claimed by the state or parish meet the requirements of law, and to maximize the allowable reimbursement from the Title IV-E program to conserve state resources and to continue to provide needed services for youth at risk of removal from the home."

AMENDMENT NO. 55

On page 172, line 27, after "herein.", insert the following:

"Provided, however, that such distribution of State General Fund (Direct) shall initially cover the net loss in base funding support from

Fiscal Year 2011-2012 to Fiscal Year 2012-2013 for both the Louisiana State University Health Sciences Center - New Orleans and the Louisiana State University Health Sciences Center - Shreveport due to the loss of carryover funding originally related to the expiration of American Recovery and Reinvestment Act of 2009 funds, notwithstanding the fact that these budget units generated increased tuition revenues pursuant to the terms of the Louisiana Granting Resources and Autonomy for Diplomas Act (LaGRAD Act)."

AMENDMENT NO. 56

On page 247, at the end of line 14, delete "\$300,000" and insert "\$350,000"

AMENDMENT NO. 57

On page 248, at the end of line 3, delete "\$38,891,341" and insert "\$38,941,341"

AMENDMENT NO. 58

On page 249, at the end of line 28, delete "\$300,000" and insert "\$350,000"

AMENDMENT NO. 59

On page 250, at the end of line 51, delete "\$38,891,341" and insert "\$38,941,341"

On motion of Senator Donahue, the amendments were adopted.

Senator Donahue moved to adopt the **Preamble**.

Without objection, the **Preamble** was adopted.

Senator Donahue moved to reconsider the vote by which the **Preamble** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 1** was considered.

Senator Donahue moved to adopt **Schedule 1**.

Without objection, **Schedule 1** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 1** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 3** was considered.

Senator Donahue moved to adopt **Schedule 3**.

Without objection, **Schedule 3** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 3** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 4** was considered.

Senator Donahue moved to adopt **Schedule 4**.

Without objection, **Schedule 4** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 4** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 5** was considered.

Senator Donahue moved to adopt **Schedule 5**.

Without objection, **Schedule 5** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 5** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 6** was considered.

Senator Donahue moved to adopt **Schedule 6**.

Without objection, **Schedule 6** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 6** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 7** was considered.

Senator Donahue moved to adopt **Schedule 7**.

Without objection, **Schedule 7** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 7** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 8** was considered.

Senator Donahue moved to adopt **Schedule 8**.

Without objection, **Schedule 8** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 8** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 9** was considered.

Senator Donahue moved to adopt **Schedule 9**.

Without objection, **Schedule 9** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 9** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 10** was considered.

Senator Donahue moved to adopt **Schedule 10**.

Without objection, **Schedule 10** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 10** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 11** was considered.

Senator Donahue moved to adopt **Schedule 11**.

Without objection, **Schedule 11** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 11** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 12** was considered.

Senator Donahue moved to adopt **Schedule 12**.

Without objection, **Schedule 12** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 12** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 13** was considered.

Senator Donahue moved to adopt **Schedule 13**.

Without objection, **Schedule 13** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 13** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 14** was considered.

Senator Donahue moved to adopt **Schedule 14**.

Without objection, **Schedule 14** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 14** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 16** was considered.

Senator Donahue moved to adopt **Schedule 16**.

Without objection, **Schedule 16** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 16** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 17** was considered.

Senator Donahue moved to adopt **Schedule 17**.

Without objection, **Schedule 17** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 17** was adopted and laid that motion on the table.

On motion of Senator Donahue, **Schedule 19** was considered

### Floor Amendments

Senator Thompson proposed the following amendments.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 1 by Representative Fannin

##### AMENDMENT NO. 1

On page 206, after line 44, insert the following:

"Provided, however, that prior to the allocation of funds to each higher education institution by the Louisiana Community and Technical Colleges Board of Supervisors, the board shall initially allocate \$250,000 for the Opportunities Industrialization Center of Ouachita, Inc., to provide fundamental education services, job skills training and employment readiness services to low to moderate income clients."

On motion of Senator Thompson, the amendments were adopted.

### Floor Amendments

Senator Thompson proposed the following amendments.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 1 by Representative Fannin

##### AMENDMENT NO. 1

On page 237, between lines 29 and 30, insert the following:

"Notwithstanding any other law to the contrary, Type 2 charter schools authorized by the State Board of Elementary and Secondary Education prior to July 1, 2008, shall continue to receive a per pupil amount each year from the State Department of Education, using state funds provided through the Minimum Foundation Program."

Senator Thompson moved the adoption of the amendments.

Senator Donahue objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Broome	LaFleur	Peterson
Dorsey-Colomb	Long	Smith, J.
Heitmeier	Morrell	Thompson
Kostelka	Nevers	
Total - 11		

**NAYS**

Mr. President	Crowe	Murray
Adley	Donahue	Peacock
Amedee	Erdey	Perry
Appel	Gallot	Riser
Brown	Guillory	Smith, G.
Buffington	Johns	Tarver
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Total - 27		

**ABSENT**

Allain  
Total - 1

The Chair declared the amendments were rejected.

**Floor Amendments**

Senator Chabert proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Chabert, Allain, Brown and Gary Smith to Reengrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 198, between lines 30 and 31, insert the following:

"Payable out of the State General Fund (Direct) to Nicholls State University for operational expenses of the Louisiana Center for Women and Government \$ 125,000"

Senator Chabert moved the adoption of the amendments.

Senator Donahue objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Allain	Dorsey-Colomb	Murray
Appel	Johns	Peterson
Broome	Long	Smith, G.
Buffington	Martiny	
Chabert	Morrell	
Total - 13		

**NAYS**

Mr. President	Gallot	Riser
Adley	Guillory	Smith, J.
Amedee	Heitmeier	Tarver
Brown	LaFleur	Thompson
Claitor	Mills	Walsworth
Cortez	Morrish	Ward
Crowe	Nevers	White

Donahue  
Erdey  
Total - 25

Peacock  
Perry  
  
ABSENT

Kostelka  
Total - 1

The Chair declared the amendments were rejected.

**Floor Amendments**

Senator Long proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Long to Reengrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 235, between lines 28 and 29, insert the following:

"Provided, however that of the federal Individuals with Disabilities Education Act grant monies provided to the School and District Supports program herein, \$9,879,075 shall be allocated for reimbursements to school systems for providing salary supplements of \$5,000 and related benefits of \$1,225 to the following National Board Certified professionals: School Psychologists; Educational Diagnosticians; School Social Workers; Speech and Language Audiologists and Pathologists; and Pupil Appraisal Educators."

Senator Long moved the adoption of the amendments.

Senator Donahue objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Broome	Kostelka	Peterson
Cortez	Long	Smith, G.
Crowe	Morrell	Smith, J.
Dorsey-Colomb	Morrish	Thompson
Erdey	Nevers	
Gallot	Perry	
Total - 16		

**NAYS**

Mr. President	Claitor	Peacock
Adley	Donahue	Riser
Allain	Heitmeier	Tarver
Amedee	Johns	Walsworth
Appel	LaFleur	Ward
Brown	Martiny	White
Buffington	Mills	
Chabert	Murray	
Total - 22		

**ABSENT**

Guillory  
Total - 1

The Chair declared the amendments were rejected.

Senator Donahue moved to adopt **amended Schedule 19**.

Without objection, **amended Schedule 19** was adopted.

Senator Donahue moved to reconsider the vote by which **amended Schedule 19** was adopted and laid that motion on the table.

May 31, 2012

On motion of Senator Donahue, **Schedule 20** was considered.

**Floor Amendments**

Senator Appel proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Appel to Reengrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 257, between lines 40 and 41, insert the following:

"Payable out of the State General Fund (Direct) to Louisiana Search and Rescue Dogs (LASAR-DOGS), Inc. \$ 6,100"

Senator Appel moved the adoption of the amendments.

Senator Donahue objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Appel  
Dorsey-Colomb  
Total - 4

Kostelka  
Morrell

**NAYS**

Mr. President  
Adley  
Allain  
Amedee  
Broome  
Brown  
Buffington  
Chabert  
Claitor  
Cortez  
Crowe  
Donahue  
Total - 35

Erdey  
Gallot  
Guillory  
Heitmeier  
Johns  
LaFleur  
Long  
Martiny  
Mills  
Morrish  
Murray  
Nevers

Peacock  
Perry  
Peterson  
Riser  
Smith, G.  
Smith, J.  
Tarver  
Thompson  
Walsworth  
Ward  
White

**ABSENT**

Total - 0

The Chair declared the amendments were rejected.

Senator Donahue moved to adopt **Schedule 20**.

Without objection, **Schedule 20** was adopted.

Senator Donahue moved to reconsider the vote by which **Schedule 20** was adopted and laid that motion on the table.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President  
Adley  
Allain  
Amedee

Dorsey-Colomb  
Erdey  
Gallot  
Guillory

Murray  
Nevers  
Peacock  
Perry

Appel  
Broome  
Brown  
Buffington  
Chabert  
Claitor  
Cortez  
Crowe  
Donahue  
Total - 39

Heitmeier  
Johns  
Kostelka  
LaFleur  
Long  
Martiny  
Mills  
Morrell  
Morrish

Peterson  
Riser  
Smith, G.  
Smith, J.  
Tarver  
Thompson  
Walsworth  
Ward  
White

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**Special Order of the Day No. 2**

**HOUSE BILL NO. 822—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 22:842, relative to special treasury funds; to provide for deposits into the Louisiana Medical Assistance Trust Fund; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

**Floor Amendments**

Senator Donahue proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 822 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 2, line 15, change "the Shreveport" to "The Shreveport"

AMENDMENT NO. 2

Delete Senate Committee Amendment Nos. 24 and 31 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 3

In Senate Committee Amendment No. 36 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 6, at the end of line 8, delete "Seventy" and insert "Fifty-Six" and at the beginning of line 12, delete "Seventy" and insert "Fifty-Six"

AMENDMENT NO. 4

Delete Senate Committee Amendment No. 39 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 5

Delete Senate Committee Amendment No. 44 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012

AMENDMENT NO. 6

In Senate Committee Amendment No. 45 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 7, delete line 11, and insert "insert, "Section 13. Sections 1, 2, 4, 5, 10, 11, 13, and 14""

AMENDMENT NO. 7

In Senate Committee Amendment No. 46 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 7, delete line 14, and insert "11, 13, and 14"

AMENDMENT NO. 8

In Senate Committee Amendment No. 47 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 7, line 17, change ""Section 15." to ""Section 14."

AMENDMENT NO. 9

On page 5, at the end of line 5, after "fund.", insert "In addition, the state treasurer is hereby authorized and directed to transfer the proceeds from any settlements in any other suit involving Average Wholesale Price (AWP) other than the ones provided for by name in this Subsection to the Louisiana Medical Assistance Trust Fund."

AMENDMENT NO. 10

On page 6, line 17, delete "Section 4." and insert, "Section 7."

AMENDMENT NO. 11

On page 7, line 6, delete "Twelve Million Six Hundred Thirty Seven" and insert "Twenty Million One Hundred Four"

AMENDMENT NO. 12

On page 7, line 7, delete "Six Hundred Ninety Eight" and insert "Three Hundred Ten"

AMENDMENT NO. 13

On page 7, between lines 8 and 9, insert the following:  
 "(F) After satisfying the requirements of the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana and after deposit into the Louisiana Department of Justice Consumer Enforcement Escrow Account/Fund, the treasurer shall transfer into the Department of Justice Legal Support Fund seven million dollars on behalf of the State from the Mortgage Settlement Agreement. A like amount shall be transferred by the treasurer from the Department of Justice Legal Support Fund into the state general fund."

AMENDMENT NO. 14

On page 7, at the end of line 9, delete "Twelve" and insert "Twenty"

AMENDMENT NO. 15

On page 7, line 10, delete "Six Hundred Thirty Seven Thousand Six Hundred Ninety Eight" and insert "One Hundred Four Thousand Three Hundred Ten"

On motion of Senator Donahue, the amendments were adopted.

**Floor Amendments**

Senator Mills proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mills to Reengrossed House Bill No. 822 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 6, delete lines 36 and 37 in their entirety

Senator Mills moved the adoption of the amendments.

Senator Donahue objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Allain	LaFleur	Perry
Cortez	Long	Peterson
Dorsey-Colomb	Martiny	Smith, J.
Gallot	Mills	Thompson
Guillory	Morrish	Walsworth
Kostelka	Nevers	
Total - 17		

NAYS

Mr. President	Donahue	Riser
Adley	Erdey	Smith, G.
Appel	Heitmeier	Tarver
Broome	Morrell	Ward
Buffington	Murray	White
Claitor	Peacock	
Total - 17		

ABSENT

Amedee	Chabert	Johns
Brown	Crowe	
Total - 5		

The Chair declared the amendments were rejected.

**Explanation of Vote**

Senator Ward stated he intended to vote yea on the amendment by Senator Mills to House Bill No. 822, and asked that the Official Journal so state.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

Special Order of the Day No. 3

HOUSE BILL NO. 1059—
BY REPRESENTATIVE FANNIN
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2011-2012; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Donahue proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 1059 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 1, line 34, after "New Orleans" insert "Sports"

AMENDMENT NO. 2

In Senate Committee Amendment No. 15 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 3, at the end of line 8, delete "\$143,798,440" and insert "\$138,798,440"

AMENDMENT NO. 3

In Senate Committee Amendment No. 16 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 3, at the end of line 10, delete "\$143,798,440" and insert "\$138,798,440"

AMENDMENT NO. 4

In Senate Committee Amendment No. 69 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 9, line 14, change "Vidalia," to "Vidalia in the amount of \$23,058,"

AMENDMENT NO. 5

In Senate Committee Amendment No. 69 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 9, line 21, change "Charles," to "Charles in the amount of \$50,000,"

AMENDMENT NO. 6

In Senate Committee Amendment No. 69 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 9, between lines 25 and 26, insert the following:

"(4) Notwithstanding any provision of law to the contrary, the two appropriations in Schedule 20-945 Other Requirements, State Aid to Local Government Entities in Act 41 of the 2010 Regular Session of the Legislature payable to the town of Iota, one in the amount of \$10,000 and one in the amount of \$3,250, shall be deemed bona fide obligations through June 30, 2013 and all provisions of the cooperative endeavor agreements executed by and between the town of Iota and the Department of the Treasury, including, but not limited to the reporting requirements, shall be performed as agreed.

(5) Notwithstanding any provision of law to the contrary, the appropriations in Schedule 20-945 Other Requirements, State Aid to Local Government Entities in Act 19 of the 2008 Regular Session of the Legislature payable to town of Delhi in the amount of \$17,147, shall be deemed a bona fide obligation through June 30, 2013 and all provisions of the cooperative endeavor agreement executed by and between the town of Delhi and the Department of the Treasury, including, but not limited to the reporting requirements, shall be performed as agreed.

(6) Notwithstanding any provision of law to the contrary, the appropriations in Schedule 20-945 Other Requirements, State Aid to Local Government Entities in Act 122 of the 2009 Regular Session of the Legislature payable to town of Delhi in the amount of \$4,087, shall be deemed a bona fide obligation through June 30, 2013 and all provisions of the cooperative endeavor agreement executed by and between the town of Delhi and the Department of the Treasury, including, but not limited to the reporting requirements, shall be performed as agreed.

(7) Notwithstanding any provision of law to the contrary, the appropriations in Schedule 20-945 Other Requirements, State Aid to Local Government Entities in Act 41 of the 2010 Regular Session of the Legislature payable to town of Delhi in the amount of \$5,000, shall be deemed a bona fide obligation through June 30, 2013 and all provisions of the cooperative endeavor agreement executed by and between the town of Delhi and the Department of the Treasury, including, but not limited to the reporting requirements, shall be performed as agreed.

(8) Notwithstanding any provision of law to the contrary, the appropriations in Schedule 20-945 Other Requirements, State Aid to Local Government Entities in Act 41 of the 2010 Regular Session of the Legislature payable to town of Mamou in the amount of \$7,340, shall be deemed a bona fide obligation through June 30, 2013 and all provisions of the cooperative endeavor agreement executed by and between the town of Mamou and the Department of the Treasury, including, but not limited to the reporting requirements, shall be performed as agreed."

AMENDMENT NO. 7

In Senate Committee Amendment No. 69 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 9, delete lines 35 through 38

AMENDMENT NO. 8

In Senate Committee Amendment No. 70 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 9, line 41, change ""Section 12."" to ""Section 11.""

AMENDMENT NO. 9

On page 1, line 8, delete "Section 1." and insert "Section 1.A."

AMENDMENT NO. 10

On page 1, between lines 10 and 11, insert the following: "Section 1.B. After the governor takes action on the appropriations contained in the Act in accordance with Article III, Section 18 or Article IV, Section 5(G) of the Louisiana Constitution, departments, agencies, and programs are authorized to expend monies prior to the effective date of any other Act of the 2012 Regular Session of the Legislature in preparation of carrying out the requirements of such Act by the effective date."

AMENDMENT NO. 11

On page 3, between lines 11 and 12, insert the following:

"Payable out of State General Fund by Fees and Self-generated Revenues to the Civil Law Program for current and prior fiscal year expenses related to Chinese Drywall \$ 477,804"

AMENDMENT NO. 12

On page 22, delete lines 29 through 36 and insert the following:

"EXPENDITURES: Board of Regents (\$ 10,462,427) TOTAL EXPENDITURES (\$ 10,462,427) MEANS OF FINANCE: State General Fund (Direct) (\$ 25,000,000) State General Fund by Fees & Self-generated Revenues \$ 14,537,573

TOTAL MEANS OF FINANCING (\$10,462,427)"

On motion of Senator Donahue, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**Special Order of the Day No. 8**

**HOUSE BILL NO. 2—**  
BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

**Floor Amendments**

Senator Riser proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Riser to Reengrossed House Bill No. 2 by Representative Robideaux

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on May 28, on page 1, delete lines 16 and 17 and insert the following:

"Priority 5	\$ 15,000,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 8,415,000
Total	<u>\$ 42,855,000"</u>

AMENDMENT NO. 2

In Senate Committee Amendment No. 5, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 1, delete lines 21 and 22 and insert the following:

Payable from State General Fund (Direct)	\$ 1,300,000
Non-Recurring Revenues	
Total	<u>\$133,300,000"</u>

AMENDMENT NO. 3

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, on page 1, delete line 24 and insert the following:

"On page 11, delete lines 39 and 40, and insert the following:"

AMENDMENT NO. 4

In Senate Committee Amendment No. 15, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, on page 2, delete line 41 and insert the following:

"Priority 5	<u>\$ 10,000,000"</u>
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AMENDMENT NO. 5

In Senate Committee Amendment No. 25, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 4, at the beginning of line 19, change "( )" to "(1978)"

AMENDMENT NO. 6

In Senate Committee Amendment No. 28, proposed by the Senate Committee on Revenue and Fiscal Affairs, on page 4, line 38, change ""Clinic"" to ""Clinic,""

AMENDMENT NO. 7

In Senate Committee Amendment No. 45, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 7, delete lines 39 and 40 and insert the following:

"Priority 5	\$ 1,000,000
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Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 4,947,941
Total	<u>\$ 10,947,941"</u>

AMENDMENT NO. 8

In Senate Committee Amendment No. 54, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, delete line 7 and insert the following:

"( )Athletic Facilities, Renovation, Planning and Construction"

AMENDMENT NO. 9

In Senate Committee Amendment No. 64, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, on page 10, line 23, change "30" through "32"

AMENDMENT NO. 10

In Senate Committee Amendment No. 70, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 11, delete lines 20 through 22 and insert the following:

"Priority 2	\$ 1,000,000
Priority 5	\$ 50,000
Total	<u>\$ 1,050,000"</u>

AMENDMENT NO. 11

In Senate Committee Amendment No. 93, proposed by the Senate Committee on Revenue and Fiscal Affairs, on page 14, delete line 37 and insert the following:

"Priority 5	<u>\$ 25,000"</u>
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AMENDMENT NO. 12

In Senate Committee Amendment No. 95, proposed by the Senate Committee on Revenue and Fiscal Affairs, on page 15, delete line 13 and insert the following:

"Total	<u>\$ 6,750,000"</u>
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AMENDMENT NO. 13

In Senate Committee Amendment No. 117, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 18, at the beginning of line 36, change "( )" to "(1997)"

AMENDMENT NO. 14

In Senate Committee Amendment No. 136, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted on May 28, 2012, on page 21, at the beginning of line 23 change "( )" to "(1994)"

AMENDMENT NO. 15

In Senate Committee Amendment No. 150, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted on May 28, 2012, on page 23, at the beginning of line 31, change "( )" to "(1983)"

AMENDMENT NO. 16

In Senate Committee Amendment No. 161 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 25, delete lines 32 through 37 and insert the following:

"On page 86, delete line 46 and insert the following:

Priority 2 \$ 155,000"

AMENDMENT NO. 17

In Senate Committee Amendment No. 169, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 26, at the beginning of line 37, change "( )" to "(1995)"

AMENDMENT NO. 18

In Senate Committee Amendment No. 189 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 29, delete line 33 and insert the following:

"Priority 2 \$ 300,000"

AMENDMENT NO. 19

In Senate Committee Amendment No. 197, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2018, on page 31, between lines 16 and 17 insert the following:

**"50/MM4 OIL CITY"**

AMENDMENT NO. 20

In Senate Committee Amendment No. 201, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 32, at the beginning of line 10, change "( )" to "(1985)"

AMENDMENT NO. 21

In Senate Committee Amendment No. 201, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 32, delete line 13 and insert the following:

"Priority 2 \$ 250,000"

AMENDMENT NO. 22

In Senate Committee Amendment No. 251, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, on page 40, delete line 6, and insert the following:

"On page 119, delete lines 42 through 44, and insert the following:"

AMENDMENT NO. 23

In Senate Committee Amendment No. 257, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 41, delete lines 13 and 14 and insert the following:

"Priority 2 \$ 50,000"

Total \$ 650,000"

AMENDMENT NO. 24

In Senate Committee Amendment No. 264, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012, on page 42, delete line 23 and insert the following:

"Priority 1 \$ 150,000  
Priority 2 \$ 300,000  
Total \$ 450,000"

AMENDMENT NO. 25

In Senate Committee Amendment No. 272, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, on page 44, delete line 26 and insert the following: "project. Notwithstanding anything in this Act to the contrary, contracts may be entered into for the City of New Orleans, Eastern New Orleans Hospital and Medical Office Building, Real Estate Acquisition, Planning, Design, Construction, Renovation and Equipment project prior to receipt of funding and prior to execution of the cooperative endeavor agreement."

AMENDMENT NO. 26

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Finance, on page 2, at the beginning of line 15, change "( )" to "(1973)"

AMENDMENT NO. 27

In Senate Committee Amendment No. 14, proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 3, line 48, between "three hundred" and "dollars" insert "thousand"

AMENDMENT NO. 28

In Senate Committee Amendment No. 14, proposed by the Senate Committee on Finance and adopted by the Senate on May 29, 2012, on page 8, delete line 4 and insert the following: "hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, thirty-eight thousand one hundred and sixteen dollars of the appropriation from State General Fund (Direct) for Department of Environmental Quality, Office of the Secretary, Hazardous Substance Site Clean Up Program contained in Act No. 822 of the 1989 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, three million two hundred and seventy-five thousand dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Capitol Complex - Acquisitions, Demolition, Sitework, Planning and Construction (East Baton Rouge) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred fifty-one thousand one hundred and ninety dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Americans with Disabilities Act Implementation for State Facilities Planning and Construction (Statewide) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, nine hundred twenty-five thousand six hundred and twenty-one dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Hazardous Material Abatement Projects at State Buildings Planning and Construction (Statewide) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, seven thousand three hundred and eighty-one dollars of the appropriation from State General Fund (Direct) for Education, LSU Board of Supervisors, Campus Master Planning (Caddo, East Baton Rouge, Orleans, Rapides, St. Landry) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, forty two thousand two hundred and twenty dollars of the appropriation from State General Fund (Direct) for Education, LSU Board of Supervisors, Major



Repairs and Reroofing for Campus Buildings (Acadia, Caddo, East Baton Rouge, Orleans, Rapides) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twelve thousand and twenty dollars of the appropriation from State General Fund (Direct) for Education, LSU Medical Center Shreveport, Fire Alarm Replacement And Life Safety Modifications - Hospital And Medical School, Planning And Construction (Caddo) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two thousand seven hundred and sixty dollars of the appropriation from State General Fund (Direct) for Education, Southern University - Board of Supervisors, Major Repairs and Reroofing for Campus Buildings, Planning and Construction (Caddo, East Baton Rouge, Orleans) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred forty-five thousand two hundred and ninety dollars of the appropriation from State General Fund (Direct) for Education, Southern University New Orleans, Implementation of Landscape Master Plan, Planning and Construction (Orleans) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred twenty-two thousand three hundred and thirty dollars of the appropriation from State General Fund (Direct) for Education, University of Louisiana Board of Trustees, Major Repairs and Reroofing for Campus Buildings, Planning and Construction (Calcasieu, Lafayette, Lafourche, Lincoln, Natchitoches, Orleans, Ouachita, St. Bernard, Tangipahoa) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, nine thousand and seventy-five dollars of the appropriation from State General Fund (Direct) for Education, Nicholls State University, Hazmat And Chemicals Management Building, Planning And Construction (Lafourche) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one thousand three hundred and sixty-nine dollars of the appropriation from State General Fund (Direct) for Education, Natchitoches Technical Institute / College, Air Conditioning and Heating Replacement, Planning and Construction (Natchitoches) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of law to the contrary, one hundred thirty-six thousand seven hundred and twenty-one dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Americans with Disabilities Act Implementation for State Facilities, Planning and Construction (Statewide) contained in Act No. 29 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, thirty-one thousand three hundred and sixty-seven dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Technical Colleges Campus Buildings Major Repairs, Equipment Replacement and Site Work, Planning and Construction (Statewide) contained in Act No. 29 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred eighty-one thousand five hundred and eighty-six dollars of the appropriation from State General Fund (Direct) for Education, University of Louisiana Board of Trustees, Life Safety Code Corrections, Planning and Construction (Ascension, Bossier, Calcasieu, Iberia, Lafayette, Lafourche, Lincoln, Natchitoches, Orleans, Ouachita, St. Bernard, Tangipahoa) contained in Act No. 29 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five million dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Capitol Complex - Acquisitions, Demolition, Sitework, Construction and Renovation of Facilities (East Baton Rouge) contained in Act No. 73 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary,

seven thousand three hundred and fifty dollars of the appropriation from State General Fund (Direct) for LSU Board of Supervisors, Major Repairs and Reroofing of Campus Buildings, and Life-Safety Repairs and Renovations Identified by the State Fire Marshal (Acadia, Caddo, East Baton Rouge, Orleans, Rapides) contained in Act No. 73 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty-seven thousand six hundred and ninety-four dollars of the appropriation from State General Fund (Direct) for Southern University - Board of Supervisors, Major Repairs and Reroofing of Campus Buildings, Planning and Construction, and Life-Safety Repairs and Renovations Identified by the State Fire Marshal (Caddo, East Baton Rouge, Orleans) contained in Act No. 73 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred forty thousand one hundred and eighty-three dollars of the appropriation from State General Fund (Direct) for University of Louisiana Board of Trustees, Major Repairs and Reroofing of Campus Buildings, and Life-Safety Repairs and Renovations Identified by the State Fire Marshal (Ascension, Bossier, Calcasieu, Iberia, Lafayette, Lafourche, Lincoln, Natchitoches, Orleans, Ouachita, St. Bernard, Tangipahoa) contained in Act No. 73 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred four thousand seven hundred and fifty-five dollars of the appropriation from State General Fund (Direct) for Department of Education, Board of Regents for Higher Education, Technical College Equipment Acquisitions (Statewide) contained in Act No. 20 of the 1999 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, nineteen thousand four hundred and fifty-three dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Technical College Campus Buildings Major Repairs, Equipment Replacement and Site Work, Planning and Construction (Statewide) contained in Act No. 21 of the 2000 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, thirty-six thousand six hundred and fifty dollars of the appropriation from State General Fund (Direct) for Jefferson Parish, Bridge City - Avondale - Waggaman Senior Center, Planning, Construction and Equipment (Jefferson) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred and twenty thousand dollars of the appropriation from State General Fund (Direct) for Department of Culture, Recreation and Tourism, Office of State Parks, South Toledo Bend State Park Improvements, Maintenance and Repairs, Planning and Construction (Sabine) contained in Act No. 27 of the 2006 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, seventy thousand dollars of the appropriation from State General Fund (Direct) for Northeast Delta RC&D, Franklin Parish Activity Center, Planning and Construction (\$250,000 Local Match) (Franklin) contained in Act No. 27 of the 2006 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty six thousand four hundred and twelve dollars of the appropriation from State General Fund (Direct) for Department of Culture, Recreation and Tourism, Office of State Parks, Bayou Segnette State Park, Land Acquisition, Additional Cabins, Planning and Construction (Jefferson) contained in Act No. 28 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, nine thousand nine hundred and fifty-three dollars of the appropriation from State General Fund (Direct) for Department of Culture, Recreation and Tourism, Office of State Parks, Fontainebleau State Park, Land Acquisition, Planning and Construction (St. Tammany) contained in Act No. 29 of the 2008 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two thousand nine hundred and seventy-nine dollars of the appropriation from State General Fund (Direct) for Department of Education, Louisiana Tech University, Biomedical Engineering

May 31, 2012

Building Replacement, Planning and Construction (Lincoln) contained in Act No. 29 of the 2008 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one million eighteen thousand and twenty-nine dollars of the appropriation from State General Fund (Direct) for Higher Education, LSU Board of Supervisors, LSU School of Veterinary Medicine - Large Animal Disease Isolation Unit (East Baton Rouge) contained in Act No. 511 of the 2008 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one million one hundred eighty-three thousand six hundred dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Repair, Restoration and Replacement for Hurricanes Katrina, Rita, Gustav, and Ike, Planning, Construction, Renovation, and Acquisition (Statewide) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of law to the contrary, two million two hundred fifty-one thousand and six dollars of the appropriation from State General Fund (Direct) for Department of Education, University of Louisiana - Lafayette, Fletcher Hall Exterior Repairs, Planning and Construction (Lafayette) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two million nine hundred ninety-eight thousand two hundred and seventy-eight dollars of the appropriation from State General Fund (Direct) for Department of Education, Pennington Biomedical Research Center, Pennington Biomedical Research Center New Clinical Research Building, Imaging Center, and High-Tech Research Instrumentation and Equipment, Planning and Construction (East Baton Rouge) contained in Act No. 21 of the 2010 Regular Session is hereby rescinded."

AMENDMENT NO. 29

In Senate Committee Amendment No. 226, proposed by the Senate Committee on Revenue and Fiscal Affairs, on page 36, between lines 9 and 10 insert the following:

"Priority 1	<u>\$ 800,000"</u>
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AMENDMENT NO. 30

Delete Senate Committee Amendment No. 1, 7, 87, 94, 105, 192, and 227 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted on May 28, 2012.

AMENDMENT NO. 31

Delete Senate Committee Amendment No. 6, proposed by the Senate Committee on Finance and adopted on May 29, 2012.

AMENDMENT NO. 32

On page 7, between lines 13 and 14, insert the following:

"Provided, however, that all recipients comply with the applicable Department of Natural Resources rules and regulations, if any, on master meter installation."

AMENDMENT NO. 33

On page 11, delete line 32, and insert the following:

"Priority 5	<u>\$ 2,290,000"</u>
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AMENDMENT NO. 34

On page 14, delete line 32, and insert the following:

"Total	<u>\$ 144,202,933"</u>
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AMENDMENT NO. 35

On page 14, delete line 36, and insert the following:

"Priority 5	<u>\$ 2,925,000"</u>
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AMENDMENT NO. 36

On page 14, after line 48, insert the following:

"( ) Technical Colleges Campus Buildings Major Repairs, Equipment Replacement and Site Work, Planning and Construction (Statewide) Payable from General Obligation Bonds Priority 5	<u>\$ 50,000"</u>
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AMENDMENT NO. 37

On page 16, at the beginning of line 21, delete "( )" and insert "(2020)"

AMENDMENT NO. 38

On page 20, delete lines 44 and 45, and insert the following:

"Priority 5 Payable from State General Fund (Direct) Non-Recurring Revenues Total	<u>\$ 4,200,000</u> <u>\$ 26,412</u> <u>\$ 12,861,412"</u>
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AMENDMENT NO. 39

On page 21, between lines 27 and 28, insert the following:

"( ) Fontainebleau State Park, Land Acquisition, Planning and Construction (St. Tammany) Payable from General Obligation Bonds Priority 5	<u>\$ 10,000"</u>
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AMENDMENT NO. 40

On page 21, between lines 27 and 28, insert the following:

"( ) South Toledo Bend State Park Improvements, Maintenance and Repairs, Planning and Construction (Sabine) Payable from State General Fund (Direct) Non-Recurring Revenues	<u>\$ 120,000"</u>
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AMENDMENT NO. 41

On page 22, between lines 9 and 10, insert the following:

"(1852) New Tennis Center Improvements, Planning and Construction (Orleans) Payable from General Obligation Bonds Priority 2	<u>\$ 50,000"</u>
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AMENDMENT NO. 42

On page 27, between lines 21 and 22, insert the following:

"( ) LA 64 Widening from LA 16 to Magnolia Bridge Planning and Construction (Livingston) Payable from General Obligation Bonds Priority 2	<u>\$ 400,000"</u>
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AMENDMENT NO. 43

On page 36, delete line 9, and insert the following:

**"09/342 GREATER NEW ORLEANS SUPPORTS AND SERVICES CENTER"**

AMENDMENT NO. 44

On page 36, delete line 21, and insert the following:

**"09/344 NORTH LAKE SUPPORTS AND SERVICES CENTER"**

AMENDMENT NO. 45

On page 36, between lines 39 and 40, insert the following:

"( ) Repairs and Renovation at the North Lake Supports and Services Center, Planning and Construction (Tangipahoa)

Payable from General Obligation Bonds  
Priority 2 \$ 500,000"

AMENDMENT NO. 46

On page 36, delete line 40, and insert the following:

**"09/347 PINECREST SUPPORTS AND SERVICES CENTER"**

AMENDMENT NO. 47

On page 38, between lines 30 and 31, insert the following:

**"19/600 LSU BOARD OF SUPERVISORS**

( ) LSU School of Veterinary Medicine - Large  
Animal Disease Isolation Unit  
(East Baton Rouge)  
Payable from the State General Fund (Direct)  
Non-Recurring Revenues \$ 1,018,029

( ) Major Repairs and Reroofing for Campus  
Buildings, Planning and Construction  
(Acadia, Caddo, East Baton Rouge  
Orleans, Rapides)  
Payable from General Obligation Bonds  
Priority 5 \$ 55,000

( ) Campus Master Planning, Planning and Construction  
(Caddo, East Baton Rouge, Orleans,  
Rapides, St. Landry)  
Payable from General Obligation Bonds  
Priority 5 \$ 10,000"

AMENDMENT NO. 48

On page 40, delete lines 25 and 26, and insert the following:

"Priority 5 \$ 8,200,000  
Total \$ 8,900,000"

AMENDMENT NO. 49

On page 41, between lines 18 and 19, insert the following:

"( ) Fire Alarm Replacement and Life Safety  
Modifications - Hospital and Medical School,  
Planning and Construction  
(Caddo)  
Payable from General Obligation Bonds  
Priority 5 \$ 15,000"

AMENDMENT NO. 50

On page 41, delete line 46, and insert the following:

"Priority 1 \$ 2,860,000  
Priority 5 \$ 2,140,000  
Total \$ 5,000,000"

AMENDMENT NO. 51

On page 43, between lines 41 and 42, insert the following:

"( ) Major Repairs and Reroofing for Campus Buildings,  
Planning and Construction  
(Caddo, East Baton Rouge, Orleans)  
Payable from General Obligation Bonds  
Priority 5 \$ 60,000"

AMENDMENT NO. 52

On page 44, between lines 21 and 22, insert the following:

"( ) Implementation of Landscape Master Plan, Planning  
and Construction  
(Orleans)  
Payable from General Obligation Bonds  
Priority 5 \$ 145,000"

AMENDMENT NO. 53

On page 45, between lines 8 and 9, insert the following:

"( ) Life Safety Code Corrections, Planning and Construction  
(Ascension, Bossier, Calcasieu, Iberia, Lafayette,  
Lafourche, Lincoln, Natchitoches, Orleans,  
Ouachita, St. Bernard, Tangipahoa)  
Payable from General Obligation Bonds  
Priority 5 \$ 185,000"

AMENDMENT NO. 54

On page 45, between lines 8 and 9, insert the following:

"( ) Major Repairs and Reroofing for Campus Buildings,  
Planning and Construction  
(Calcasieu, Lafayette, Lafourche,  
Lincoln, Natchitoches, Orleans, Ouachita,  
St. Bernard, Tangipahoa)  
Payable from General Obligation Bonds  
Priority 5 \$ 265,000"

AMENDMENT NO. 55

On page 45, between lines 17 and 18, insert the following:

"( ) Hazmat and Chemicals Management Building,  
Planning and Construction  
(Lafourche)  
Payable from General Obligation Bonds  
Priority 5 \$ 10,000"

AMENDMENT NO. 56

On page 47, between lines 7 and 8, insert the following:

"( ) Contraband Bayou Erosion Retaining Wall  
Phase II, Planning and Construction  
(Calcasieu)  
Payable from General Obligation Bonds  
Priority 2 \$ 350,000  
Priority 5 \$ 3,875,000  
Total \$ 4,225,000

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 57

On page 48, delete line 11 and insert the following:

"Priority 1 \$ 650,000  
Payable from State General Fund (Direct)  
Non-Recurring Revenues \$ 2,251,006  
Total \$ 2,901,006"

AMENDMENT NO. 58

On page 50, between lines 2 and 3, insert the following:

"( ) Technical Colleges Campuses Equipment Acquisitions  
(Statewide)  
Payable from General Obligation Bonds  
Priority 5 \$ 105,000"

AMENDMENT NO. 59

On page 58, delete line 13, and insert the following:

"Priority 2 \$ 900,000  
Priority 5 \$ 4,000,000  
Total \$ 4,900,000"

AMENDMENT NO. 60

On page 60, delete line 15, and insert the following:

"Priority 1 \$ 1,325,000  
Priority 5 \$ 70,000  
Total \$ 1,395,000"

May 31, 2012

AMENDMENT NO. 61

On page 65, between lines 16 and 17, insert the following:

"( ) Bridge City - Avondale - Waggaman Senior Center,  
 Planning, Construction and Equipment  
 (Jefferson)  
 Payable from General Obligation Bonds  
 Priority 5 \$ 40,000"

AMENDMENT NO. 62

On page 79, delete line 19 through 21, and insert the following:

"Priority 1 \$ 350,000  
 Priority 2 \$ 250,000  
 Priority 5 \$ 2,180,000"

AMENDMENT NO. 63

On page 86, delete line 46, and insert the following:

"Priority 2 \$ 155,000"

AMENDMENT NO. 64

On page 91, delete lines 23 through 25, and insert the following:

"Priority 1 \$ 3,850,000"

AMENDMENT NO. 65

On page 92, delete line 28, and insert the following:

"Priority 1 \$ 50,000  
 Priority 2 \$ 475.00  
 Priority 5 \$ 1,000,000  
 Total \$ 1,525,000"

AMENDMENT NO. 66

On page 106, delete line 26, and insert the following:

"Priority 2 \$ 10,000,000  
 Priority 5 \$ 10,000,000  
 Total \$ 20,000,000"

AMENDMENT NO. 67

On page 128, between lines 15 and 16, insert the following:

**"50/N DOWNTOWN DEVELOPMENT DISTRICT"**

( ) Improvements to Girard Street,  
 Planning and Construction  
 (Orleans)  
 Payable from General Obligation Bonds  
 Priority 2 \$ 300,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

On motion of Senator Riser, the amendments were adopted.

**Floor Amendments**

Senator Riser proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Riser to Reengrossed House Bill No. 2 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 2, after "respect to" and before "the capital outlay budget" insert "the Omnibus Bond Authorization Act of 2012,"

AMENDMENT NO. 2

On page 1, line 5, after "sources;" and before "and to" insert the following: "to provide for the repeal of certain prior bond

authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission;"

AMENDMENT NO. 3

On page 2, line 8, change "This" to "Sections 1 through 18 of this"

AMENDMENT NO. 4

On page 2, line 9, between "Year" and the period "." insert "and is hereby designated as the 2012 Capital Outlay Act"

AMENDMENT NO. 5

On page 4, line 21, between "the" and "Capital" insert "2012"

AMENDMENT NO. 6

On page 141, line 3, between "in" and "this" insert "Sections 1 through 18 of"

AMENDMENT NO. 7

On page 142, between lines 15 and 16, insert the following:

"Section 19. The legislature hereby recognizes that the Constitution of Louisiana provides in Article VII, Section 11, that the governor shall present to the legislature a five year Capital Outlay Program and request implementation of the first year of such program, and that the capital outlay projects approved by the legislature are to be made part of the comprehensive state capital budget which shall, in turn, be adopted by the legislature. Further, all projects in such budget adopted by the legislature requiring bond funds must be authorized as provided in Article VII, Section 6 of the Constitution of Louisiana. The legislature finds that over a period of years the legislature has enacted numerous bond authorizations, but due to inflation and the requirements of specificity of amount for each project, impossibility, or impracticability, many of the projects cannot be undertaken. All of the unissued bonds must be listed in the financial statements of the state prepared from time to time and in connection with the marketing of bonds, and are taken into account by rating agencies, prospective purchasers, and investors in evaluating the investment quality and credit worthiness of bonds being offered for sale. The continued carrying of the aforesaid unissued bonds on the financial statements of the state under the above described circumstances operates unnecessarily to the financial detriment of the state. Accordingly, the legislature deems it necessary and in the best financial interest of the state to repeal all Acts, except any Act authorizing the issuance of refunding bonds and Act 41 of the 2006 First Extraordinary Session, providing for the issuance of general obligation bonds in the state which cannot be issued for the projects contemplated, and in their stead to reauthorize general obligation bonds of the state for those projects deemed to be essential, and to authorize new projects.

Section 20. It is the intent of the legislature that Sections 19 through 25 of this Act shall constitute the Omnibus Bond Authorization Act of 2012 and, together with any Act authorizing the issuance of refunding bonds and Act 41 of the 2006 First Extraordinary Session, shall provide bond authorization, as required by Article VII, Section 6 of the Constitution of Louisiana, for those projects to be funded totally or partially by the sale of general obligation bonds and included in Sections 1 through 18 of this House Bill No. 2 of the 2012 Regular Session as finally enacted into law (2012 Capital Outlay Act). It is the further intent of the legislature that in this year and each year hereafter an Omnibus Bond Authorization Act shall be enacted providing for the repeal of state general obligation bond authorizations for projects no longer found feasible or desirable, the reauthorization of those bonds not sold during the prior fiscal year for projects deemed to be of such priority as to warrant such reauthorization, and to enact new authorization for projects found to be needed for capital improvements.

Section 21. Except as hereinafter provided, all prior Acts of the legislature authorizing the issuance of general obligation bonds of the state of Louisiana shall be and the same are hereby repealed in their entirety, including without limitation Act No. 32 of the 2011 Regular Session of the Louisiana Legislature and any Acts heretofore repealed with such Act. This repeal shall not be applicable to any Act providing for the issuance of refunding bonds nor to Act 41 of the 2006 First Extraordinary Session, and such Acts shall remain in

full force and effect and shall not be affected by the provisions of Sections 19 through 25 of this Act. In addition, the repeal shall not in any manner affect the validity of any bonds heretofore issued pursuant to any of the bond authorizations repealed hereby.

Section 22. To provide funds for certain capital improvement projects the State Bond Commission is hereby authorized pursuant to Article VII, Section 6 of the Constitution of Louisiana to issue general obligation bonds or other general obligations of the state for capital improvements for the projects, and subject to any terms and conditions set forth on the issuance of bonds or the expenditure of monies for each project as is provided for in the 2012 Capital Outlay Act.

Section 23.(A) To provide funds for certain capital improvement projects authorized prior to this Act and by this Act, which projects are designed to provide for reimbursement of debt service on general obligation bonds, the State Bond Commission is hereby authorized pursuant to Article VII, Section 6 of the Constitution of Louisiana, to issue general obligation bonds of the state, hereinafter referred to as "project bonds", for capital improvements for the projects and subject to any terms and conditions set forth on the issuance of bonds or the expenditure of monies for each such project as provided in the 2012 Capital Outlay Act the terms of which require such reimbursement of debt service.

(B) Without affecting, restricting, or limiting the pledge herein made of the full faith and credit of the state of Louisiana to the payment of the general obligation bonds authorized by this Section and without affecting, restricting, or limiting the obligation of the state to pay the same from monies pledged and dedicated to and paid into the Bond Security and Redemption Fund, but in order to decrease the possible financial burden on the general funds of the state resulting from this pledge and obligation, the applicable management board, governing body, or state agency for which any of such project bonds are issued, in the fiscal year in which such project bonds are issued and in each fiscal year thereafter until such project bonds and the interest thereon are paid, shall transfer and make available to the State Treasury, for deposit in the Bond Security and Redemption Fund, designated student fees or revenues or other revenues in an amount equal to the debt service on such project bonds in such fiscal year. In addition, the applicable management board, governing body, or state agency, in the fiscal year in which such project bonds are issued and in each of the nine immediately succeeding fiscal years thereafter, shall transfer and make available to the state treasury from designated student fees or revenues or other revenues, for credit to a reimbursement reserve account for such project bonds which shall be established in an account designated in the reimbursement contract hereafter provided for, monies in an amount equal to one-tenth of the average annual debt service on such project bonds, and each such reimbursement reserve account thereafter shall be maintained in said minimum amount by further transfers, if necessary, from designated student fees or revenues or other revenues by the applicable management board, governing body, or state agency to the state treasury. Each such reimbursement reserve account shall be used, if necessary, solely to make the reimbursement payments herein obligated to be made to the state treasury. When the general obligation bonds and the interest thereon issued hereunder have been paid, any amount remaining in the reimbursement reserve account, as prorated to such authorized project, shall be transferred by the state treasurer to the applicable management board, governing body, or state agency.

(C) No project bonds authorized by this Section shall be issued for any authorized project unless and until a reimbursement contract has been entered into and executed between the applicable management board, governing body, or state agency and the State Bond Commission pertaining to the reimbursement payment and reimbursement reserve account payments for such project. The contract shall require payment into the state treasury of designated student fees or revenues or other revenues in an amount sufficient to reimburse the cost to the state of the principal, interest, and premium, if any, obligated to be paid by the state on such project bonds. The State Bond Commission shall not be required to execute any such reimbursement contract unless the estimates and projections of the designated student fees or revenues or other revenues available for payment into the state treasury thereunder for the authorized projects

are sufficient to reimburse the costs of the principal, interest, and premium, if any, on the project bonds. A reimbursement contract hereunder shall be authorized by resolution of the applicable management board, governing body, or state agency, or board or by act of the chief executive officer if no governing board exists.

This authorization shall provide for the dates, amounts, and other details for the payments required to be made to the state treasury and for the reserve account. The authorization may contain such covenants with the State Bond Commission regarding the fixing of rates for fees and charges or revenues and such other covenants and agreements with the State Bond Commission as will assure the required payments to the state treasury. The contract shall be subject to approval by the Office of the Attorney General and the State Bond Commission and, when so accepted and approved, shall conclusively constitute and be the reimbursement contract for an authorized project, as required hereunder.

(D) The obligation to make the reimbursement payments as required by a reimbursement contract may be represented by the issuance by the applicable management board, governing body, or state agency of its nonnegotiable revenue obligation in the form of a bond or other evidence of indebtedness, hereinafter referred to as "reimbursement bond". The reimbursement bond shall be issued in a single bond form, without coupons, in the principal amount equal to the aggregate principal amount of project bonds, shall be registered in principal and interest in the name of and be payable to the State Bond Commission, shall bear interest at a rate or rates equal to the interest rate or rates payable on the project bonds, and shall be payable as to principal and interest at such times, in such manner, from designated student fees or revenues, or other revenues, and be subject to such terms and conditions as shall be provided in the authorizing resolution or document executed by a chief executive officer, where applicable. This authorization shall be subject to approval by the State Bond Commission and the Office of the Attorney General, and when so accepted and approved, the authorization shall constitute and be the reimbursement contract for such authorized project, as required hereunder. The reimbursement bonds authorized under the provisions of this Section may be issued on a parity with outstanding reimbursement bonds of the applicable management board, governing body, or state agency, or issued on a subordinate lien basis to outstanding bonds, or a combination thereof, and may include and contain such covenants with the State Bond Commission for the security and payment of the reimbursement bonds and such other customary provisions and conditions for their issuance by the applicable management board, governing body, or state agency as are authorized and provided for by general law and by this Section. Until project bonds for an authorized project have been paid, the applicable management board, governing body, or state agency shall impose fees and charges in an amount sufficient to comply with the covenants securing outstanding bonds and to make the payments required by the reimbursement contract.

(E) In addition to the other payments herein required, reimbursement contracts shall provide for the setting aside of sufficient student fees or revenues or other revenues in a reserve fund, so that within a period of not less than ten years from date of issuance of project bonds there shall be accumulated in a reserve fund monies equal to a sum not less than the average annual debt service requirements on such project bonds. Monies in the reserve fund shall be used for the purpose of remedying or preventing a default in making the required payments under a reimbursement contract. The reserve fund required hereunder may consist of a reserve fund heretofore or hereafter established to secure payments for reimbursement bonds of the applicable management board, governing body, or state agency, provided that (1) payments from said reserve fund to secure the payments required to be made under a reimbursement contract shall be on a parity with the payments to be made securing outstanding bonds and additional parity bonds and (2) no additional parity reimbursement bonds shall be issued except pursuant to the establishment and maintenance of an adequate reserve fund as approved by the State Bond Commission.

(F) When the balance of reimbursement bond proceeds, for a project, are allocated to another project, the State Bond Commission is authorized to make the appropriate amendment to the

May 31, 2012

reimbursement contract with the agency making the reimbursement payments.

Section 24. The bonds authorized to be sold by the State Bond Commission pursuant to this Act shall be issued and sold in conformity with the provisions of Article VII, Section 6 of the Louisiana Constitution, R.S. 39:1361 through R.S. 39:1367, and R.S. 39:1401 through R.S. 39:1430.1, and any amendments thereto adopted prior to, at the same time as, or subsequent to, the effective date of this Act. However, the provisions of R.S. 39:1365(9) shall not apply to any bonds issued hereunder in the form of variable rate and/or tender option bonds and that said bonds need not be issued in serial form and may mature in such year or years as may be specified by the State Bond Commission. Should any provision of this Act be inconsistent with any provision of the Louisiana Revised Statutes of 1950, the provision of this Act shall govern. In connection with the issuance of the bonds authorized hereby, the State Bond Commission may, without regard to any other laws of the state relating to the procurement of services, insurance, or facilities, enter into contracts upon such terms as it deems advantageous to the state for (1) the obtaining of credit enhancement or liquidity devices designed to improve the marketability of the bonds and (2) if the bonds are structured as variable rate and/or tender option bonds to provide the services and facilities required for or deemed appropriate by the State Bond Commission for such type of bonds, including those of tender agents, placement agents, indexing agents, remarketing agents, and/or standby bond purchase facilities. The cost of obtaining credit enhancement or liquidity devices and fees for other services set forth in this Section shall, if authorized by the State Bond Commission, be paid from the Bond Security and Redemption Fund as a requirement with respect to the issuance of the bonds authorized hereby. The bonds shall be general obligations of the state of Louisiana, to the payment of which, as to principal, premium, if any, and interest, as and when the same become due, the full faith and credit of the state is hereby irrevocably pledged. These bonds shall be secured by monies in the Bond Security and Redemption Fund and shall be payable on a parity with bonds and other obligations heretofore and hereafter issued which are secured by that fund. The maximum interest rate or rates on such bonds, and their maturities, shall be determined by the State Bond Commission. The state treasurer shall invest all bond proceeds until disbursed.

Section 25. The provisions, items, and projects contained in this Act are severable and if any provision, item, or project contained herein, or the application of any such provision, item, or project, is held invalid, such invalidity shall not affect other provisions, items, projects, or applications of the Act which can be given effect without the invalid provision, project, item, or application.

Section 26. Unless specifically repealed, Sections 19 through 25 of this Act shall expire, and be considered null and void and of no further effect on June 30, 2013 except as to any bonds authorized herein (1) which have been sold, (2) to which lines of credit have been issued, or (3) for which contracts for construction have been signed."

AMENDMENT NO. 8

On page 142, line 16, change "Section 19" to "Section 27"

On motion of Senator Riser, the amendments were adopted.

**Rules Suspended**

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

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

**Called from the Calendar**

Senator Murray asked that House Bill No. 1144 be called from the Calendar.

**HOUSE BILL NO. 1144— (Substitute for House Bill No. 953 by Representative Leger)**  
BY REPRESENTATIVE LEGER AND SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 13:477(introductory paragraph), 691(A), 1306, 1307, 1311, 1312, 1381.2, and 1594, and R.S. 44:181, to enact R.S. 13:1213.2, and to repeal R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43 through 621.46, 714.1, 714.2, 751.1 through 751.5, 841.3, 983, 996.62 through 996.64, R.S. 44:181.5 and 181.6, and Sections 6, 8, 9, 22, and 31 of Act No. 621 of the 2006 Regular Session of the Legislature, and Section 19 of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act No. 675 and Act No. 873 of the 2008 Regular Session of the Legislature, and Act No. 340 of the 2011 Regular Session, relative to courts and judicial procedure; to provide relative to the civil and criminal district courts and juvenile court of the parish of Orleans; to repeal provisions relative to the consolidation of the civil and criminal district courts of Orleans Parish into the Forty-First Judicial District Court and their respective clerks; to repeal effective dates for repeals of provisions related to the civil and criminal district courts and the abolition of the juvenile court of Orleans Parish; to provide that certain provisions of law that would have otherwise been repealed shall remain in effect; to provide for the distribution of fees collected in the Civil District Court; to provide for the salaries of the civil and criminal district court judges and certain family and juvenile court judges; to provide relative to terms of office and elections for Orleans Parish Juvenile Court judges; to direct the Louisiana State Law Institute to redesignate certain statutory provisions; 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. 1144 by Representative Leger

AMENDMENT NO. 1

On page 6, at the beginning of line 2, delete "criminal" and at the beginning of line 7, delete "criminal"

On motion of Senator Murray, the amendments were adopted.

**Floor Amendments**

Senator Morrell proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Murray and Morrell to Reengrossed House Bill No. 1144 by Representative Leger

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 19, and insert: "R.S. 13:4202(B)(2) and R.S. 47:1966(A) and to enact R.S. 43:201.1, relative to public notice required by law; to provide for public notice of judicial interest; to provide for public notice in certain judicial proceedings; to provide for public notice in proceedings involving property; and to provide for related matters."

AMENDMENT NO. 2

On page 2, delete lines 1 through 29 and insert the following:

"Section 1. R.S. 13:4202(B)(2) is hereby amended and reenacted to read as follows:  
§4202. Rates of judicial interest

\* \* \*  
B. \* \* \*

(2) The judicial interest rate for the calendar year following the calculation date shall be published in the December issue of the Louisiana Bar Journal, the December issue of the Louisiana Register, and in one daily newspaper of general circulation in each of the cities of Alexandria, Baton Rouge, Lake Charles, Lafayette, Monroe, New Orleans, and Shreveport. The notice in the daily such newspapers shall be published on two separate occasions, with at least one week between publications, during the month of December. The publication in the Louisiana Register shall not be considered rulemaking, within the intentment of the Administrative Procedure Act, R.S. 49:950 et seq., and particularly R.S. 49:953.

Section 2. R.S. 43:201.1 is hereby enacted to read as follows: §201.1 Judicial advertisements and legal notices; alternative method of publication

A. Notwithstanding any provision of law to the contrary, when advertisements are required to be made in relation to judicial proceedings, in the sale of property under judicial process, or in any other legal proceedings of whatever kind in a parish which contains a municipality with a population of three hundred thousand or more as determined by the latest federal decennial census, such advertisements and legal notices shall be published in a newspaper or other publication which (i) is domiciled in such parish, (ii) is published in the English language at least weekly, (iii) meets the requirements of R.S. 43:200(3)(a), (b), and (c), and (iv) has maintained a total circulation of at least thirty thousand for at least five consecutive years prior to it being selected. The newspaper or other publication shall be selected in June of each year, for a term of one year, by the sheriff, constable, clerk, or other officer, as the case may be, who is charged with the conduct of such sales requiring the advertisement.

B. The total circulation of a newspaper or other publication selected to publish judicial advertisements under this Section shall be proved not less than annually by an experienced publication auditing firm prior to the selection of the newspaper or other publication. The audit shall reflect the total circulation of the newspaper or other publication, and a copy of the most recent audit shall be submitted as an attachment to any proposal by a qualifying newspaper or other publication to publish judicial advertisements and legal notices.

C. Notwithstanding any provision of law to the contrary, when additional judicial advertisements are required to be inserted in an auxiliary journal in a parish with a population of three hundred thousand or more as determined by the latest federal decennial census, such auxiliary journal must have been published for at least seventy-five years prior to the insertion of the advertisement or publication, have been previously selected for no less than five years as an auxiliary journal for such parish, and not be eligible to be selected, pursuant to Subsection A of this Section, by the sheriff, constable, clerk, or other officer, as the case may be, of such parish to publish advertisements in relation to judicial proceedings, in the sale of property under judicial process, or in any other legal proceedings of whatever kind.

D. The provisions of this Section shall supersede and control to the extent of conflict with any other provisions of law.

Section 3. R.S. 47:1966(A) is hereby amended and reenacted to read as follows:

§1966. Listing and assessing of omitted property

A.(1) If any tract or lot of land or other property shall be omitted in the assessment of any year or series of years, or in any way erroneously assessed, it, when discovered, shall be assessed by the assessor or tax collector for the whole period during which the property may have been omitted or improperly assessed, and shall be subject to the state, parish, municipal, and levee taxes, which have been or may hereafter be assessed against the property in accordance with law. No back taxes for more than three years shall be assessed against omitted or improperly assessed property. Assessments of omitted or improperly assessed property shall appear upon a supplemental roll and be filed in the same manner as regular tax rolls.

(2)(a) A notice by mail shall be given that the assessment roll is completed, and that it is exposed for examination in the office of the assessor whether the tax is on movable or immovable property, and that ten days are allowed the parties to make to the assessors any protest they may wish to urge against the assessment; in.

(b) In case of unknown owners, notice shall be published twice during a period of ten days in a daily newspaper published in the city of New Orleans and in other parishes as provided hereafter.

(c) Notwithstanding Subparagraph (b) of this Paragraph, in case of unknown owners, in any parish which contains a municipality with a population of three hundred thousand or more as determined by the latest federal decennial census, notice shall be published twice during a period of fifteen days in a newspaper or other publication that (i) is domiciled in such parish, (ii) is published in the English language at least weekly, (iii) meets the requirements of R.S. 43:200(3)(a), (b), and (c), and (iv) has maintained a total circulation of at least thirty thousand for at least five consecutive years prior to publishing such notice.

(3) In case there is no protest the assessment without any further requisite or formality of any kind shall be final and conclusive on the parties assessed.

(4) In the event of any such protest, the decision of the assessors thereon shall be promptly made and be final; the assessment without further formality and requisite of any kind shall be binding and conclusive on the parties assessed; however the parties assessed can appeal to the courts within five days from the decision of the assessor on the protest, which decision shall be deemed notice, and the delay of five days shall begin from the day of entry by the assessors of the words "appeal rejected" on the supplemental roll.

\* \* \*

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

AMENDMENT NO. 3

Delete pages 3 through 7, and on page 8, delete lines 1 through 10

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Erdey, Peacock, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists names like Appel, Donahue, etc.

The Chair declared the amended 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.

May 31, 2012

Regular Order, Resumed

HOUSE BILL NO. 2—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Floor Amendments

Senator Brown proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Brown to Reengrossed House Bill No. 2 by Representative Robideaux

AMENDMENT NO. 1

In Senate Floor Amendment No. 62 of the set of 67 Senate Floor Amendments adopted by the Senate on May 31, 2012, on page 12, line 23, change "\$250,000" to "\$275,000" and on line 24, change "\$2,180,000" to "\$2,205,000."

AMENDMENT NO. 2

On page 113 delete lines 36 to 38 and insert the following:

"Priority 5 \$ 400,000"

On motion of Senator Brown, the amendments were adopted.

The bill was read by title. Senator Riser 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, Erdey, Nevers, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, Johns, Peterson, Broome, Kostelka, Riser, Brown, LaFleur, Smith, G., Buffington, Long, Smith, J., Chabert, Martiny, Tarver, Claitor, Mills, Thompson, Cortez, Morrell, Walsworth, Crowe, Morrish, Ward, Dorsey-Colomb, Murray, White, Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Appel, Donahue, Heitmeier, Total - 3

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

Rules Suspended

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

Message from the House

DISAGREEMENT TO HOUSE BILL

May 31, 2012

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. 293 by Representative Harrison, 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

DISAGREEMENT TO HOUSE BILL

May 31, 2012

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. 1010 by Representative Arnold, 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

HOUSE CONFEREES APPOINTED

May 31, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 293 by Representative Harrison:

Representatives Harrison, Carter and G. Jackson.

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

Message from the House

HOUSE CONFEREES APPOINTED

May 31, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 581 by Representative Leger:

Representatives Leger, Lopinto and Brossett.



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

**Message from the House**  
**CONCURRING IN**  
**SENATE CONCURRENT RESOLUTIONS**

May 31, 2012

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. 142—**  
 BY SENATORS KOSTELKA, GALLOT, LONG AND WALSWORTH AND REPRESENTATIVES JEFFERSON, JAY MORRIS AND SHADOIN  
 A CONCURRENT RESOLUTION

To urge and request the Louisiana State Fire Marshal to provide education and code enforcement at fraternity and sorority houses associated with colleges and universities located in the state.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 143—**  
 BY SENATOR HEITMEIER  
 A CONCURRENT RESOLUTION

To commend Dr. Randall L. "Randy" Lemoine for his dedication and commitment to the citizens of Louisiana on the occasion of his retirement from the Department of Health and Hospitals after thirty-five years of service.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 144—**  
 BY SENATOR GALLOT AND REPRESENTATIVE JEFFERSON  
 A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Eugene "Doc" Harvey, longtime Grambling State University athletic trainer.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 147—**  
 BY SENATORS PEACOCK, ADLEY, BUFFINGTON AND TARVER AND REPRESENTATIVES BURRELL, CARMODY AND SEABAUGH  
 A CONCURRENT RESOLUTION

To commend and congratulate Angelo Roppolo on his long and very productive life, his myriad of long lasting accomplishments, and his contributions to his community and the state of Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 145—**  
 BY SENATOR BROOME AND REPRESENTATIVE WILLMOTT  
 A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Carole Glover, dedicated behavioral health advocacy leader, and recognize and record for posterity her outstanding accomplishments and singular contributions to her community and state.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 146—**  
 BY SENATOR APPEL  
 A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Commerce, Consumer Protection, and International Affairs and the House Committee on Commerce to meet and function as a joint committee to study

the regulation of debt settlement services in the state of Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 130—**  
 BY SENATORS PEACOCK, ADLEY, CROWE, LONG, MARTINY, MURRAY, JOHN SMITH, TARVER AND THOMPSON  
 A CONCURRENT RESOLUTION

To endorse the Louisiana State University Shreveport Commitment Plan, as adopted by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, to enhance programs to meet higher education needs in the region, to establish the Louisiana State University Shreveport Commitment Plan Implementation Group to monitor the implementation of the plan, and to require the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to provide a written report to the Senate and House committees on education semiannually for the next five academic years on the progress of implementing the plan.

Reported without amendments.

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

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

May 31, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 327—**  
 BY SENATOR BROOME AND REPRESENTATIVES BARROW, COX AND WILLMOTT  
 AN ACT

To enact R.S. 40:2023, relative to the availability of vaccines for the elderly; to provide for availability of certain immunizations for elderly inpatients; to provide for the payment of such immunizations; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 461—**  
 BY SENATOR WALSWORTH  
 AN ACT

To amend and reenact R.S. 17:151(B), relative to public schools; to provide for pupil-classroom-teacher ratios; to provide for waivers; to provide for reporting requirements; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 123—**  
 BY SENATORS BUFFINGTON, ALARIO, ALLAIN, APPEL, BROOME, BROWN, CHABERT, CLAITOR, CORTEZ, DORSEY-COLOMB, ERDEY, GUILLORY, LAFLEUR, MARTINY, MILLS, MORRELL, MURRAY, NEVERS, PEACOCK, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES ABRAMSON, ADAMS, ANDERS, ARNOLD, BADON, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, BROADWATER, BROSETT, BROWN, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DOVE, EDWARDS, FOIL, GAROFALO, GISCLAIR, GUILLORY, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, NANCY LANDRY, TERRY LANDRY, LEBAS, LIGI, LOPINTO, MACK, MILLER, MONTOUCET, MORENO, JIM MORRIS, NORTON, ORTEGO, PIERRE,

May 31, 2012

PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RITCHIE, SCHEXNAYDER, SHADOIN, SIMON, SMITH, ST. GERMAIN, THIBAUT, THIERRY, THOMPSON, WHITNEY AND PATRICK WILLIAMS

AN ACT

To enact R.S. 1:58.5, relative to special days; to designate three days in October as "Care Enough to Wear Pink" in Louisiana to recognize and honor those individuals who have been diagnosed with breast cancer; to provide that these dates shall be observed annually by the state; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 204— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 13:4581, relative to bonds; to provide an exemption for Louisiana Citizens Property Insurance Corporation from posting bond; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 612— BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 23:151 and 183, relative to the employment of minors; to provide for certain exceptions; to provide for employment certificates; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 763— (Substitute of Senate Bill No. 560 by Senator Donahue)

BY SENATORS DONAHUE AND LAFLEUR AN ACT

To amend and reenact R.S. 23:1201(F)(introductory paragraph) and (H), 1210(A), 1221(3)(a) and (4)(s)(i), 1224 and the heading of 1314, and to enact R.S. 23:1020.1 and 1314(D) and (E), relative to workers' compensation; to provide for legislative purpose; to provide for legislative intent; to provide for construction; to provide with respect to nonpayment of benefits; to provide with respect to burial benefits; to provide with respect to supplemental earnings benefits; to provide with respect to benefits for catastrophic injury; to provide with respect to prematurity of actions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 677— (Substitute of Senate Bill No. 491 by Senator Morrell)

BY SENATOR MORRELL AN ACT

To amend and reenact R.S. 33:4702(B)(1), (2), (3), (4), (6), and (7) and 4702 (D), (E), and (F) and to enact R.S. 33:4701(D) and 4702(C)(3), (H), and (I), relative to Orleans Parish; to change references to legislative districts in Orleans Parish which has appointing authority for members serving on the board of the New Orleans Regional Business Park; to provide for the board's membership, term of office, its powers and duties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 21— BY SENATOR GUILLORY

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(2), Article X, Section 29(C), and Article XIII, Section 1(A) of the Constitution of Louisiana, relative to Acts of the legislature relative to public retirement systems; to provide relative to the prefiling deadline for retirement legislation; to provide relative to the public notice requirement for retirement legislation; to provide for submission

of the proposed amendment to the electors; and to provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 239— BY SENATOR MURRAY

AN ACT

To amend and reenact Part XXII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.39.5 through 1299.39.7, 1299.58(C), 1299.131(A)(3), and 1300.11, to enact R.S. 36:259(MM), and to repeal R.S. 40:1299.40, relative to informed consent; to provide for methods in which informed consent may be obtained; to create the Louisiana Medical Disclosure Panel within the Department of Health and Hospitals; to provide for definitions; to provide for membership and terms; to provide for powers and duties; to provide for medical disclosure lists; to provide for exceptions to obtaining informed consent; to provide for attendance at meetings via telecommunications; to provide for limitations of liability; to provide for the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 308— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:5107(A), relative to service of citation and process; to provide relative to service of citation and process upon the state and state agencies; to provide certain procedures, terms, conditions, and effects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 350— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:551(A) and (D)(3)(b), relative to local taxes; to authorize the levy and collection of a local tax on the gross proceeds derived from the lease or rental of an automobile pursuant to an automobile rental contract if approved by the registered voters of the parish; to provide for certain distribution of proceeds; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 464— BY SENATOR CORTEZ

AN ACT

To enact R.S. 39:2183 and to repeal Chapter 25 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:2191 and 2192, relative to procurement; to allow for the prohibition of certain convicted felons from participating in the contract and procurement process; to provide for technical corrections to certain Louisiana Revised Statute provisions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 599— BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 36:508.2(A) and R.S. 48:1161; to enact R.S. 36:509(F)(11), R.S. 48:25.1, 197, 1161.1, 1161.2, and 1167.1; to repeal R.S. 33:2201(B)(17), R.S. 35:408, R.S. 36:504(A)(9) and 509(M), R.S. 47:820.5, 820.5.2, and 820.5.3, and R.S. 48:1092.1 and 1101.1, relative to the Department of Transportation and Development; provides relative to termination of the Crescent City Connection Division; provides relative to the Crescent City Connection Bridge and ferries; provides relative to the Mississippi River Bridge Authority; to

create the Crescent City Transition Fund as a special fund in the state treasury; to provide for the use of monies in the fund; provides relative to transfer of funds, property, buildings, and improvements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 475—**

BY SENATORS DORSEY-COLOMB AND BROOME AND REPRESENTATIVE BARROW

AN ACT

To enact R.S. 39:469, relative to the rebate of sales and use tax of the state and its political subdivisions; to provide for performance based tax rebates for musical or other entertainment events held in public facilities under certain conditions; to provide for the qualifications of the rebate; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 693—**

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 9:2780.1(A)(2)(a), (A)(5), (B), (C), and (D), to enact R.S. 9:2780.1(G), and to repeal Section 2 of Act No. 492 of the 2010 Regular Session of the Legislature, relative to construction contracts; to provide relative to definitions; to exclude certain contracts; to provide relative to the enforcement of certain clauses in construction contracts; to repeal a provision excluding certain contracts; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 751— (Substitute of Senate Bill No. 335 by Senator Morrish)**

BY SENATORS MORRISH AND PEACOCK

AN ACT

To amend and reenact R.S. 32:1256, to enact R.S. 32:1256.1, and to repeal Chapter 15, Subpart 1, Part V of Title 46 of the Louisiana Administrative Code, comprised of Sections 1501 through 1515, relative to the Louisiana Motor Vehicle Commission; to provide relative to recreational product shows; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 106—**

BY SENATOR GALLOT

AN ACT

To enact R.S. 24:31.4(E), relative to legislators; to authorize and provide for surplus space in state-owned property to be utilized as offices for legislators; to provide for a procedure for requesting such space; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 521—**

BY SENATOR JOHNS

AN ACT

To amend and reenact the heading of R.S. 23:642 and 642(A)(2), (3), and (B), relative to employment; to prohibit a parish or municipality from establishing certain minimum, mandatory leave days; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 604—**

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 23:1472(19)(a), relative to unemployment insurance benefits; to amend the definition of unemployment in the context of eligibility for unemployment insurance benefits; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 624—**

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 11:1513, relative to the Clerks' of Court Retirement and Relief Fund; to provide for reemployment of retirees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 215—**

BY SENATOR MILLS

AN ACT

To enact Subpart E of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:290.1, and Subpart P of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:120.39, relative to fraud and abuse detection and prevention with regard to the Supplemental Nutrition Assistance Program; to create and provide for donations to the SNAP Fraud and Abuse Detection and Prevention Fund; to provide for investment and appropriation of monies in the fund; to provide relative to donation of tax refunds; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 673—**

BY SENATORS ERDEY, AMEDEE AND WHITE

AN ACT

To enact R.S. 47:322.21.1, relative to the disposition of certain sales tax collections in Livingston Parish; to establish the Juban Crossing Economic Development District Fund as a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 680—**

BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 47:1835(A), relative to the tax commission; to provide with respect to the employment of a secretary; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 40—**

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections; to extend the enforcement provisions of the unit to July 1, 2014; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 86—**

BY SENATOR BUFFINGTON

AN ACT

To amend and reenact the introductory paragraph of R.S. 40:4(A)(2), relative to the Sanitary Code; to provide with respect to the duties of a healthcare provider with regard to any general duty to warn concerning communicable diseases; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 155—**

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 17:24.10(C)(1)(c), relative to early childhood education; to authorize the Department of Education to grant waivers for certain enrichment activity classes required

May 31, 2012

in the Cecil J. Picard LA 4 Early Childhood Program; to provide for annual renewal of such waivers; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 309—**  
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:10.2 and to repeal R.S. 17:7(19), relative to the school and district accountability system; to provide relative to certain requirements for educational improvement plans; to remove certain requirements relative to submission of school improvement plans; to require the Department of Education to provide trend data reports to the governing authority of each public school; to repeal provision relative to implementation of a school improvement pilot program; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 371—**  
BY SENATOR HEITMEIER AND REPRESENTATIVE BROSSETT

AN ACT

To enact R.S. 40:1300.332, relative to Medicaid; to provide for the Department of Health and Hospitals upper payment limit mechanism for outpatient behavioral health services for certain Medicaid recipients; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 458—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 17:3092(5), relative to the Student Tuition Assistance and Revenue Trust program; to amend the definition of institution of postsecondary education for eligibility purposes; and to provide for related matters.

Reported without amendments.

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

**Appointment of Conference Committee  
on House Bill No. 293**

The President of the Senate appointed to the Conference Committee on **House Bill No. 293** the following members of the Senate:

Senators Appel,  
Donahue  
and Allain.

**Appointment of Conference Committee  
on House Bill No. 581**

The President of the Senate appointed to the Conference Committee on **House Bill No. 581** the following members of the Senate:

Senators Kostelka,  
Morrell  
and Murray.

**Conference Committee Reports Received**

May 31, 2012

**SENATE BILL NO. 261—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact Civil Code Articles 136 and 137 and R.S. 9:344(D), relative to children; to provide relative to the duties of care, custody, and control of children under certain circumstances; to provide relative to rights and responsibilities; to provide relative to custody and visitation; to provide relative to awards of visitation rights; to provide relative to visitation by grandparents and other non-parents; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

**HOUSE BILL NO. 179—**  
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 25:745(A)(2) and 1238.1(B) and to enact R.S. 25:1238.2(B)(1)(f) and (g), relative to historic preservation and commemoration; to provide relative to historic preservation districts and landmark commissions in New Orleans and the commemoration of historic events therein; to provide relative to certain exemptions from the application of laws relative to such districts and commissions; to provide relative to the application of Sections 15 and 16 of Act No. 804 of the 1975 Regular Session of the Legislature; to provide relative to the Battle of New Orleans Bicentennial Commission; and to provide for related matters.

**HOUSE BILL NO. 98—**  
BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 17:85, relative to naming certain school athletic facilities; to authorize city, parish, and other local public school boards to name athletic facilities after living persons; and to provide for related matters.

**HOUSE BILL NO. 167—**  
BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 15:572.8(N)(1) and to enact R.S. 15:572.8(R) and (S), relative to compensation for wrongful conviction and imprisonment; to provide for the administration of the Innocence Compensation Fund; to require reporting; and to provide for related matters.

The Conference Committee Reports for the above legislative instruments lie over under the rules.

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 174—**  
BY SENATORS PETERSON, MURRAY, MORRELL, DORSEY-COLOMB, BROWN, BROOME, GALLOT, WARD, GARY SMITH, LAFLEUR, AMEDEE, HEITMEIER, TARVER AND GULLORY

A RESOLUTION

To commend Justice Bernette J. Johnson of the Louisiana Supreme Court on her ascension in the legal field and for her outstanding contributions to both the legal field and her fellow man.

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

**SENATE RESOLUTION NO. 175—**  
BY SENATOR PERRY

A RESOLUTION

To commend Howard Guillory on his years of service as principal at Indian Bayou Elementary School in Vermilion Parish and to recognize him on the occasion of his retirement.

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

**SENATE RESOLUTION NO. 176—**

BY SENATOR ERDEY

A RESOLUTION

To urge and request the Department of Transportation and Development study the feasibility of southern alternative routes to I-12 in the parishes of East Baton Rouge, Livingston, and Ascension between US 61 and LA 16 and to coordinate its study with the Ascension-Livingston Parkway study.

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

**SENATE RESOLUTION NO. 177—**

BY SENATOR APPEL

A RESOLUTION

To urge and request the secretary of state to create a committee to study the provisions of the Louisiana Election Code regarding involuntarily displaced voters and make recommendations regarding any legislation needed to properly address the issues and challenges facing such displaced voters.

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

**Introduction of  
Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 149—**

BY SENATOR CROWE AND REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Labor and Industrial Relations and the House Committee on Labor and Industrial Relations to meet and function as a joint committee to study the impact of job training and education as a means of reducing the rate of recidivism for inmates who are leaving the prison system after being paroled or after having completed a court-ordered sentence.

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

**SENATE CONCURRENT RESOLUTION NO. 150—**

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To commemorate the 225<sup>th</sup> anniversary of the signing of the Constitution of the United States.

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

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

**ENROLLMENTS**

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

May 31, 2012

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 Bills have been properly enrolled:

**SENATE BILL NO. 7—**  
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:1732(15) and 1763(J)(1), (2), and (3), relative to the Municipal Employees' Retirement System; to provide for final average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for transitional provisions; to provide an effective date; and to provide for related matters.

**SENATE BILL NO. 84—**

BY SENATOR MARTINY

AN ACT

To enact R.S. 42:1121(H), relative to the Code of Governmental Ethics; to provide for an exception to the post service restrictions for physicians who are former members of the governing authority of a hospital service district; and to provide for related matters.

**SENATE BILL NO. 88—**

BY SENATOR BUFFINGTON

AN ACT

To enact R.S. 49:968(D)(1)(c), relative to the Administrative Procedure Act; to require agencies to provide public notice upon submission of certain reports to the legislature; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 103—**

BY SENATORS NEVERS AND THOMPSON

AN ACT

To amend and reenact R.S. 17:3165(D)(2), relative to public postsecondary education; to provide relative to the number of credit hours required to earn a baccalaureate degree; and to provide for related matters.

**SENATE BILL NO. 104—**

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 17:3164(A)(2)(b), 3167(E), and 3168, relative to postsecondary education; to provide relative to articulation and transfer of credit between and among public secondary and postsecondary educational institutions; to provide relative to the development and implementation of a statewide common course numbering system; to provide relative to reporting requirements; and to provide for related matters.

**SENATE BILL NO. 119—**

BY SENATOR MORRELL

AN ACT

To enact R.S. 17:436.1(K), relative to the administration of medication to public school students; to require public school governing authorities to adopt a policy allowing school nurses and trained school employees to administer certain medication to students under certain circumstances; to provide for definitions; to provide for notification of policy; and to provide for related matters.

**SENATE BILL NO. 183—**

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 33:102.1(B), relative to amateur radio antennas; to provide for regulations related to amateur radio antennas; to prohibit the establishment of a limit less than a certain height; to provide an exception for historic districts; and to provide for related matters.

**SENATE BILL NO. 198—**

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 27:302(A)(5)(o), relative to the operation of video draw poker devices; to provide for legislative approval of changes to the central computer system; and to provide for related matters.

May 31, 2012

**SENATE BILL NO. 228—**  
BY SENATORS MORRISH AND THOMPSON  
AN ACT

To enact R.S. 30:2054(B)(2)(b)(x), relative to air quality control; to provide for exceptions to the powers of the secretary of the Department of Environmental Quality; to allow sweet potato farmers to burn their crates used to store or transport sweet potatoes; to provide terms and conditions; and to provide for related matters.

**SENATE BILL NO. 248—**  
BY SENATOR ADLEY  
AN ACT

To amend and reenact R.S. 42:1132(B)(4)(c), relative to the Board of Ethics; to provide for changes relative to persons eligible for nomination to the board; and to provide for related matters.

**SENATE BILL NO. 362—**  
BY SENATOR MORRELL  
AN ACT

To amend and reenact R.S. 27:306(A)(5)(d), relative to the operation of video draw poker devices at qualified truck stop facilities; to provide with respect to the closing of certain amenities of a qualified truck stop facility; and to provide for related matters.

**SENATE BILL NO. 363—**  
BY SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 27:319(B)(1)(a)(ii) and (b)(iii), relative to penalties for certain violations of the Video Draw Poker Devices Control Law; to provide with respect to the revocation of a license for certain violations; and to provide for related matters.

**SENATE BILL NO. 365—**  
BY SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b), relative to the operation of video draw poker devices at qualified truck stop facilities; to provide with respect to the calculation of fuel sales; to provide for exceptions regarding the fuel sales requirements at certain facilities; and to provide for related matters.

**SENATE BILL NO. 404—**  
BY SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 38:2211(A)(12), relative to public contracts; to provide relative to letting contracts for public works; to provide for prospective application; and to provide for related matters.

**SENATE BILL NO. 422—**  
BY SENATOR CLAITOR  
AN ACT

To amend and reenact R.S. 49:953(B)(1) and (4)(a), relative to the Administrative Procedure Act; to provide for legislative review of emergency rules or fees; and to provide for related matters.

**SENATE BILL NO. 481—**  
BY SENATOR PERRY  
AN ACT

To enact Code of Criminal Procedure Article 718.1 and to repeal R.S. 46:1845, relative to discovery; to provide relative to discovery procedures in certain criminal cases; to prohibit the reproduction of certain evidence in certain cases involving pornography involving juveniles, video voyeurism, and obscenity; and to provide for related matters.

**SENATE BILL NO. 519—**  
BY SENATOR MARTINY  
AN ACT

To amend and reenact Children's Code Article 412(H)(1), relative to juvenile proceedings; to provide relative to the confidentiality of delinquency hearings and the records thereof; and to provide for related matters.

**SENATE BILL NO. 536—**  
BY SENATOR PETERSON  
AN ACT

To amend and reenact Children's Code Art. 901.1(A), relative to probation and parole supervision fees; to provide with respect to a reduction in supervision fees; and to provide for related matters.

**SENATE BILL NO. 565—**  
BY SENATOR DORSEY-COLOMB  
AN ACT

To amend and reenact R.S. 15:833(A) and R.S. 46:1816(B)(6), and to enact R.S. 14:402(D)(10) and Chapter 21-C of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1851 through 1857, relative to prisons and offenders; to provide for definitions; to provide for the creation of escrow accounts for certain inmates who enter into contracts for profits derived from the notoriety gained from their crimes; to provide relative to the distribution of escrow account funds to certain crime victims; to provide relative to notice to crime victims of escrow account funds becoming available; to provide for definitions; to provide relative to inspection of certain inmate correspondence; to provide relative to the Crime Victims Reparations Fund; to provide for the payment of certain inmate escrow account funds into the Crime Victims Reparations Fund; and to provide for related matters.

**SENATE BILL NO. 615—**  
BY SENATOR APPEL  
AN ACT

To amend and reenact R.S. 33:9613(A)(3) and 9614(B) and (C), to enact R.S. 33:9613(A)(4) and 9614(D) and (E), relative to local ethics entities, including but not limited to an ethics review board or office of inspector general in the parishes of East Baton Rouge, Jefferson, and Orleans; to provide relative to subpoena powers; to provide for protective orders; to provide relative to enforcement of subpoenas; to provide relative to the privileged nature of certain documents; to provide relative to public access to public documents; and to provide for related matters.

**SENATE BILL NO. 628—**  
BY SENATOR BUFFINGTON  
AN ACT

To enact R.S. 40:2166.7.1, relative to adult residential care; to provide with respect to a moratorium on licensure of level 4 adult residential care providers; and to provide for related matters.

**SENATE BILL NO. 637— (Substitute of Senate Bill No. 83 by Senator Murray)**  
BY SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 37:2862 (7), (8), (11), and (12), 2864(C), (D), and (E), 2865(A) and (C), 2866, and 2870(A)(1), to enact R.S. 37:2865(E) and 2869(A)(3), and to repeal R.S. 37:2864(F), relative to Polysomnographic Practice Act; to provide for definitions; to remove term limits on the advisory committee members; to provide for technologist; to provide for technicians; to provide with respect to exemptions from state licensure and permit requirements; to provide for prohibitions; and to provide for related matters

**SENATE BILL NO. 645—**  
BY SENATORS THOMPSON, RISER AND WALSWORTH AND REPRESENTATIVES ADAMS, ANDERS, BROWN, CHANEY, GREENE, HAZEL, HOFFMANN, KATRINA JACKSON, JEFFERSON, LIGI, JAY MORRIS, PYLANT, SHADOIN, ST. GERMAIN AND THIBAUT  
AN ACT

To enact R.S. 17:1994(C) and 3217.3, relative to community and technical colleges; to provide for the merger of the certain Louisiana Technical College campuses with Louisiana Delta Community College; to provide relative to the transfer of the students, employees, funds, obligations, property, programs, facilities, and functions of such technical college campuses to Louisiana Delta Community College; to provide relative to

performance agreements with the Board of Regents; to provide for effectiveness; and to provide for related matters.

**SENATE BILL NO. 653—**  
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 47:338.1(D), relative to sales tax of political subdivisions; to provide for the use of the tax proceeds of a sales tax district in the municipality of Breaux Bridge; and to provide for related matters.

**SENATE BILL NO. 659—**  
BY SENATOR MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Articles 521, 717, the introductory paragraph of 718 and 718(1) and 729.6 and to enact Code of Criminal Procedure Articles 434.1 and 725.1, relative to criminal discovery; to provide for exceptions to grand jury secrecy; to provide relative to pretrial discovery motions; to provide relative to disclosure of certain evidence and records; to provide relative to disclosure of certain witness information; and to provide for related matters.

**SENATE BILL NO. 686—**  
BY SENATORS ADLEY AND THOMPSON

AN ACT

To amend and reenact R.S. 14:106(A)(7)(a) and (G) and to enact R.S. 14:106(A)(8), relative to the crime of obscenity; to add the intentional transmission of sexually explicit text messages to the definition of the crime of obscenity; to provide for additional definitions; to provide for penalties; and to provide for related matters.

**SENATE BILL NO. 714—**  
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:600.87(8) and 600.91(A)(18)(c) and (27), to enact R.S. 40:600.91(A)(28)(b)(ii)(oo), (pp), and (qq) and (E), and to repeal R.S. 40:600.91(A)(28)(b)(ii)(ii), relative to the Louisiana Housing Corporation Act; to provide for the definition of "persons or families of low or moderate income"; to provide for the powers and duties of the corporation; to provide relative to the membership of an advisory committee; and to provide for related matters.

**SENATE BILL NO. 738—**  
BY SENATORS MORRELL, BROOME, DORSEY-COLOMB AND HEITMEIER AND REPRESENTATIVES WESLEY BISHOP, BROSETT, HONORE, LEGER, MORENO AND NORTON

AN ACT

To enact R.S. 14:20.1, relative to self-defense; to require full investigation of all deaths due to violence or suspicious circumstances when a claim of self-defense is raised; and to provide for related matters.

**SENATE BILL NO. 745—**  
BY SENATORS NEVERS, THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 17:1379, relative to consolidation of school systems; to provide for the call of an election for such purpose; and to provide for related matters.

**SENATE BILL NO. 748— (Substitute of Senate Bill No. 344 by Senator Morrish)**

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 30:2373(B)(1), relative to environmental quality; to provide for the failure to report of certain reportable releases; to provide for the reportable release from natural gas distribution lines; and to provide for related matters.

**SENATE BILL NO. 750— (Substitute of Senate Bill No. 328 by Senator Broome)**

BY SENATOR BROOME AND REPRESENTATIVES BARROW, BURRELL, GAINES, HAVARD, HUNTER, KATRINA JACKSON, PIERRE, PRICE AND ST. GERMAIN

AN ACT

To enact R.S. 49:953(A)(1)(a)(ix) and 973, relative to administrative procedure; to provide that prior to the adoption, amendment, or repeal of any rule by any state agency that a poverty impact statement be issued; to provide for contents of the poverty impact statement; and to provide for related matters.

**SENATE BILL NO. 729—**  
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 42:1113(D)(2)(b), relative to the Code of Governmental Ethics; to provide for an exception to the prohibition of contractual arrangements for any contract with any plan providing Medicaid services to Medicaid recipients; to provide an exception relative to the provision of services relative to the early steps program; and to provide for related matters.

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

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

**ENROLLMENTS**

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

May 31, 2012

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. 104—**  
BY SENATOR BUFFINGTON **(Substitute of SCR No. 66 by Senator Buffington)**

BY SENATOR BUFFINGTON  
A CONCURRENT RESOLUTION

To establish an advisory work group within the Department of Insurance to examine options that may be available to allow an insured under a life insurance policy or contract holder of an annuity to fund long-term care benefits.

**SENATE CONCURRENT RESOLUTION NO. 138—**  
BY SENATOR GALLOT AND REPRESENTATIVE DIXON  
A CONCURRENT RESOLUTION

To urge and request the Red River Waterway Commission and the Louisiana Department of Economic Development to prepare and provide to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs, a report on economic development opportunities and strategies for the Red River area between the cities of Alexandria and Pineville.

May 31, 2012

**SENATE CONCURRENT RESOLUTION NO. 139—**  
BY SENATORS MORRELL, ALARIO AND HEITMEIER AND REPRESENTATIVES ADAMS, ARNOLD, BILLIOT, CONNICK, GIROD JACKSON AND LEOPOLD

**A CONCURRENT RESOLUTION**

To commend Stewart Young and Café Hope for cooking up great food and bright futures with the "Seeds of Success Program" located at the historic Hope Haven campus in Marrero.

**SENATE CONCURRENT RESOLUTION NO. 141—**  
BY SENATOR CLAITOR AND REPRESENTATIVES CARTER AND FOIL

**A CONCURRENT RESOLUTION**

To designate June 1, 2012, as Congenital Heart Defect Awareness Day in Louisiana and to name the Brett and Melanie Williams Family as 2012 Louisiana Congenital Heart Defect Ambassadors.

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

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

**ATTENDANCE ROLL CALL**

**ROLL CALL**

The roll was called with the following result:

**PRESENT**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

**ABSENT**

Total - 0

**Adjournment**

On motion of Senator Thompson, at 4:45 o'clock P.M. the Senate adjourned until Friday, June 1, 2012, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Friday, June 1, 2012.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk