

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

FOURTH DAY'S PROCEEDINGS

Thirty-Ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 15, 2013

The Senate was called to order at 4:35 o'clock P.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	Donahue	Morrish
Allain	Erdey	Murray
Amedee	Gallot	Peacock
Appel	Guillory	Perry
Broome	Johns	Peterson
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Long	Walsworth
Cortez	Martiny	Ward
Crowe	Mills	White
Total - 30		

ABSENT

Adley	Heitmeier	Riser
Claitor	Morrell	Smith, G.
Dorsey-Colomb	Nevers	Smith, J.
Total - 9		

The President of the Senate announced there were 30 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Shelton C. Dixon, 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 Long, the reading of the Journal was dispensed with and the Journal of April 10, 2013, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 10, 2013

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. 16—

BY SENATOR DORSEY-COLOMB

A CONCURRENT RESOLUTION

To commend the Public Administration Institute Student Association (PAISA) at Louisiana State University and to recognize April 13, 2013, as the fifteenth annual PAISA Day in the state of Louisiana.

Reported without amendments.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 17—

BY SENATOR BROOME

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Hattie Thomas Richard.

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

SENATE RESOLUTION NO. 18—

BY SENATOR BROOME

A RESOLUTION

To recognize April 15, 2013, as Earl K. Long Medical Center Day for the enormous contributions made to mankind by the dedicated medical staff and employees of Earl K. Long Hospital.

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

SENATE RESOLUTION NO. 19—

BY SENATORS WALSWORTH AND PEACOCK

A RESOLUTION

To commend Lauren Vizza on her reign as Miss Louisiana for 2012 and to recognize Wednesday, May 22, 2013, as Miss Louisiana Organization Day at the Louisiana Senate.

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

SENATE RESOLUTION NO. 20—

BY SENATOR BUFFINGTON

A RESOLUTION

To recognize Tuesday, April 16, 2013, as Girl Scouts of the USA Day at the Louisiana State Capitol and the one hundred first anniversary of the founding of Girl Scouting.

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

SENATE RESOLUTION NO. 21—

BY SENATOR THOMPSON

A RESOLUTION

To commend and congratulate the lifters and coaches of the Delhi High School boys powerlifting team on winning their third consecutive Division V state championship.

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

SENATE RESOLUTION NO. 22—

BY SENATOR THOMPSON

A RESOLUTION

To commend and congratulate the lifters and coaches of the Delhi High School girls powerlifting team on winning their first Division V state championship.

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

April 15, 2013

SENATE RESOLUTION NO. 23—
BY SENATOR CROWE

A RESOLUTION

To designate the week of April 7 through 13, 2013, as "Junior Auxiliary Week" at the Senate.

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

SENATE RESOLUTION NO. 24—
BY SENATOR CROWE

A RESOLUTION

To commend and congratulate the State of Israel upon the occasion of the sixty-fifth anniversary of the birth of the modern State of Israel, to recognize the contributions of Israel to humankind, and to express support for the people of Israel for their right to live in freedom and to defend their land and country.

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

SENATE RESOLUTION NO. 25—
BY SENATORS ALLAIN, ADLEY, ALARIO, AMEDEE, APPEL, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, ERDEY, GUILLOREY, HEITMEIER, JOHNS, KOSTELKA, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, RISER, GARY SMITH, THOMPSON, WALSWORTH, WARD, WHITE AND LONG

A RESOLUTION

To memorialize the Congress of the United States and request the secretary of the United States Department of Commerce to take such action as necessary to require the regional administrator of the National Oceanic and Atmospheric Administration Fisheries Service's Southeast Regional Office and his scientists to attend a meeting of the Louisiana Senate Committee on Natural Resources, on a date that is convenient for the parties during the month of April or the first week of May, to provide information on the red snapper season.

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

SENATE RESOLUTION NO. 26—
BY SENATOR PETERSON

A RESOLUTION

To commend Delta Sigma Theta Sorority, Incorporated for one hundred years of public service and recognize Wednesday, April 17, 2013, as the twenty-ninth annual "Red and White" Day.

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

SENATE RESOLUTION NO. 27—
BY SENATOR GALLOT

A RESOLUTION

To commend and congratulate Tony Brown on his accomplishments and contributions and to recognize April 13, 2013, as the eleventh anniversary of the radio show "Eyes Open with Tony Brown".

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

SENATE RESOLUTION NO. 28—
BY SENATOR MURRAY

A RESOLUTION

To direct the LSU Board of Supervisors to submit to the Senate Committee on Finance for approval of any cooperative endeavor agreement that transfers the management and operation of a state owned hospital to a private entity.

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

SENATE RESOLUTION NO. 29—
BY SENATOR DORSEY-COLOMB

A RESOLUTION

To recognize July 2013 as Sarcoma Awareness Month.

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

SENATE RESOLUTION NO. 30—
BY SENATOR LAFLEUR

A RESOLUTION

To designate July 14 as the annual commemorative day honoring Louisiana's diverse French-American Creole families.

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

Introduction of
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 17—
BY SENATORS CORTEZ AND PERRY

A CONCURRENT RESOLUTION

To commend and congratulate Trey Touchet of St. Thomas More High School for being named the 2012-2013 Gatorade Louisiana Player of the Year in boys basketball, and for being selected as the Outstanding Player of the Louisiana Sports Writer's Association Class 4A All-State Boys Basketball team.

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

SENATE CONCURRENT RESOLUTION NO. 18—
BY SENATORS CORTEZ, PERRY, MILLS AND GUILLOREY AND REPRESENTATIVES STUART BISHOP, NANCY LANDRY AND ROBIDEAUX

A CONCURRENT RESOLUTION

To commend Coach Danny Broussard and the Saint Thomas More Catholic High School Boys Basketball Team for winning the Louisiana Class 4A State Championship.

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

SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATORS MORRISH AND JOHNS

A CONCURRENT RESOLUTION

To express the intent of the Louisiana Legislature regarding Act No. 725 of the 2004 Regular Session of the Legislature.

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

SENATE CONCURRENT RESOLUTION NO. 20—
BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Elizabeth Guidry Castille.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Erdey	Peterson
Amedee	Gallot	Smith, G.
Appel	Johns	Tarver

Broome	Kostelka	Thompson
Brown	Martiny	Walsworth
Buffington	Mills	Ward
Chabert	Morrell	White
Claitor	Morrish	
Cortez	Murray	
Total - 31		

NAYS

Total - 0

ABSENT

Donahue	LaFleur	Riser
Guillory	Long	Smith, J.
Heitmeier	Nevers	
Total - 8		

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

Rules Suspended

Senator Dorsey-Colomb asked for and obtained a suspension of the rules to revert to:

Introduction of Senate Bills and Joint Resolutions

Senator Dorsey-Colomb asked for and obtained a suspension of the rules to introduce and read Senate Bills and Joint Resolutions a first and second time and refer them to committee.

SENATE BILL NO. 236—

BY SENATOR DORSEY-COLOMB

AN ACT

To enact R.S. 38:2212(A)(1)(b)(ii)(cc), relative to the public bid process; to provide for bidding on public work projects let by East Baton Rouge Parish; to provide for implementation of certain rules; to provide for inclusion of certain documents; and to provide for related matters.

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

SENATE BILL NO. 237—

BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 33:9039.68(B), relative to the general powers of the BioDistrict New Orleans' board; to provide a method by which the board may reduce or exclude lands from its original district; to authorize the creation of economic development projects within the original boundaries of the downtown development district and the BioDistrict New Orleans; and to provide for related matters.

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

SENATE BILL NO. 238—

BY SENATOR CHABERT

AN ACT

To enact Chapter 35 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1321 through 1326, relative to establishing the Leeville Fishing Village and Cultural Preservation Commission; to provide for legislative intent; to provide for membership and domicile; to provide for powers and duties; to provide for donations and grants; to provide for operating funds; to provide for rules; and to provide for related matters.

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

SENATE BILL NO. 239—

BY SENATOR WARD

AN ACT

To amend and reenact R.S. 40:1503 (A)(6), (B), (E)(1), (F)(1) and (2), (H)(3) and (5), (I)(5), (6)(a), (9)(a) and (K)(1) and (3)(c), and to enact (M) relative to West Baton Rouge Fire Protection District No. 1; to provide for certain powers of the board of commissioners; to provide for the allocation of certain revenues; to provide specific dates to recalculate assessments; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 15, 2013

To the Honorable President and Members of the Senate:

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

HB NO. 159 HB NO. 186 HB NO. 334

HB NO. 216

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 159—

BY REPRESENTATIVE TERRY LANDRY

AN ACT

To enact R.S. 47:463.160, relative to motor vehicle special prestige plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

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

HOUSE BILL NO. 186—

BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 32:1521(E)(3), relative to the transportation of hazardous materials; to provide for a route designation change for the transportation of hazardous material on Interstate 49; and to provide for related matters.

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

HOUSE BILL NO. 216—

BY REPRESENTATIVE SHADOIN

AN ACT

To amend and reenact R.S. 40:1299.44(A)(1)(b) and 1299.46(H), relative to the Patient's Compensation Fund Oversight Board; to provide for the authority of the Patient's Compensation Fund Board to invest private monies and segregated funds in certain circumstances; and to provide for related matters.

April 15, 2013

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

HOUSE BILL NO. 334—
BY REPRESENTATIVE ORTEGO AND SENATOR PETERSON
AN ACT

To enact R.S. 47:463.160, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

April 15, 2013

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. 55 HCR NO. 56 HCR NO. 57
HCR NO. 58 HCR NO. 59 HCR NO. 60
HCR NO. 61 HCR NO. 62 HCR NO. 63
HCR NO. 64 HCR NO. 65 HCR NO. 49
HCR NO. 50 HCR NO. 52 HCR NO. 54
HCR NO. 68

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

House Concurrent Resolutions
on First Reading

HOUSE CONCURRENT RESOLUTION NO. 49—
BY REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To recognize April 30, 2013, as Junior League of Louisiana Day.

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

HOUSE CONCURRENT RESOLUTION NO. 50—
BY REPRESENTATIVE HUVAL AND SENATOR MILLS
A CONCURRENT RESOLUTION

To commend Hunter Hayes for his numerous accomplishments as a country music recording artist.

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

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To recognize May 1, 2013, as Law Day in the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 54—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to pass the ABLE Act.

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

HOUSE CONCURRENT RESOLUTION NO. 55—
BY REPRESENTATIVE BROADWATER
A CONCURRENT RESOLUTION

To commend the St. Thomas Aquinas Regional Catholic High School girls' basketball team upon winning the Louisiana High School Athletic Association (LHSAA) Class 2A Basketball State Championship.

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

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE BROADWATER
A CONCURRENT RESOLUTION

To commend St. Thomas Aquinas Regional Catholic High School boys' basketball team upon being named Louisiana High School Athletic Association (LHSAA) Class 2A State Runner-up.

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

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVES CHAMPAGNE, HENSGEN, AND NANCY
LANDRY AND SENATOR PERRY
A CONCURRENT RESOLUTION

To commend Vermilion Catholic High School's girls basketball team upon winning the 2013 Class 1A State Championship.

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

HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVE BROSSETT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to adopt and enact the Fixing America's Inequities with Revenue (FAIR) Act.

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

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVE MONTOUCET
A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to study the advisability of including Acadia Parish and Jefferson Davis Parish in the Chenier Plain Coastal Restoration and Protection Authority.

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

HOUSE CONCURRENT RESOLUTION NO. 60—
BY REPRESENTATIVE MILLER AND SENATOR GARY SMITH
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to preclude or delay the increase in premium fees for the National Flood Insurance Program until further study can be done, in order to prevent unintended adverse consequences on the residents of St. Charles Parish and the value of their homes.

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

HOUSE CONCURRENT RESOLUTION NO. 61—
 BY REPRESENTATIVES NANCY LANDRY, ROBIDEAUX, AND STUART BISHOP AND SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the Lafayette High School (LHS) girls' soccer team upon the completion of a sensational 2012-2013 season and to congratulate the players and coaches for winning the Louisiana High School Athletic Association (LHSAA) Division I state soccer championship.

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

HOUSE CONCURRENT RESOLUTION NO. 62—
 BY REPRESENTATIVES NANCY LANDRY, ROBIDEAUX, AND STUART BISHOP AND SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the Lafayette High School girls indoor track and field team upon winning the 2013 Louisiana High School Athletic Association (LHSAA) Division I State Championship.

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

HOUSE CONCURRENT RESOLUTION NO. 63—
 BY REPRESENTATIVE THOMPSON AND SENATOR PEACOCK

A CONCURRENT RESOLUTION

To recognize Tuesday, May 7, 2013, as Mike Penn Day in Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 64—
 BY REPRESENTATIVE GAROFALO

A CONCURRENT RESOLUTION

To express the support of the Louisiana Legislature for the "Oysters Voisin" restaurant campaign by the Louisiana Seafood Promotion and Marketing Board.

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

HOUSE CONCURRENT RESOLUTION NO. 65—
 BY REPRESENTATIVE CARTER AND SENATOR ALARIO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Theodore "Teddy" George Solomon, Sr., of New Orleans.

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

HOUSE CONCURRENT RESOLUTION NO. 68—
 BY REPRESENTATIVE ORTEGO

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to continue the study of Bayou Teche in St. Martin Parish and St. Landry Parish for possible inclusion into the Historic and Scenic Rivers program.

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. 37—
 BY REPRESENTATIVES KATRINA JACKSON, BADON, BARROW, WESLEY BISHOP, BROSSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HONORE, HUNTER, GIROD JACKSON, JAMES, JEFFERSON, TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIERRY, ALFRED WILLIAMS, AND PATRICK WILLIAMS AND SENATORS BROOME, BROWN, DORSEY-COLOMB, GALLOT, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARVER

A CONCURRENT RESOLUTION

To commend the Honorable Bernette J. Johnson on becoming the first African American woman to serve as Chief Justice of the Louisiana Supreme Court.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Heitmeier	Ward
Donahue	Kostelka	
Guillory	Smith, J.	
Total - 7		

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

HOUSE CONCURRENT RESOLUTION NO. 38—
 BY REPRESENTATIVE TALBOT

A CONCURRENT RESOLUTION

To recognize May ninth, annually, as Louisiana Gray Day to increase brain cancer awareness.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Morrish
Adley	Dorsey-Colomb	Murray
Allain	Erdey	Nevers
Amedee	Gallot	Peacock
Appel	Guillory	Perry
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	White
Crowe	Morrell	
Total - 35		

NAYS

Total - 0

ABSENT

Heitmeier	Smith, J.
Peterson	Ward
Total - 4	

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

April 15, 2013

HOUSE CONCURRENT RESOLUTION NO. 39—
BY REPRESENTATIVE LORUSSO

A CONCURRENT RESOLUTION

To commend Lane Carson for his service as secretary of the Louisiana Department of Veterans Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Morrish
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Guillory	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	White
Crowe	Morrell	
Total - 35		

NAYS

Total - 0

ABSENT

Heitmeier	Smith, J.
Murray	Ward
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 40—
BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States of America to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds or, in the alternative, to consider repealing certain such provisions and applying less stringent provisions to benefits received by widows and widowers.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Johns	Riser
Broome	Long	Smith, G.
Brown	Martiny	Tarver
Chabert	Mills	Thompson
Cortez	Morrell	Walsworth
Crowe	Morrish	White
Total - 30		

NAYS

Total - 0

ABSENT

Buffington	Heitmeier	Peterson
Claitor	Kostelka	Smith, J.
Donahue	LaFleur	Ward
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 41—
BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to erect appropriate signage on the portion of I-210 in the city of Lake Charles previously named the "Doug Fournet Memorial Parkway".

The resolution was read by title. Senator Johns 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	Johns	Peterson
Broome	Kostelka	Riser
Brown	LaFleur	Smith, G.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	White
Donahue	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Claitor	Smith, J.
Heitmeier	Ward
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 43—
BY REPRESENTATIVE EDWARDS

A CONCURRENT RESOLUTION

To commend the members of the United States Army War College participating in the Eisenhower Series College Program and to welcome them to Louisiana in April of 2013.

The resolution was read by title. Senator White 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	Johns	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	White
Crowe	Morrish	
Dorsey-Colomb	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Claitor	Heitmeier	Ward
Donahue	Smith, J.	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 44—
 BY REPRESENTATIVE SEABAUGH AND SENATOR PEACOCK
 A CONCURRENT RESOLUTION

To commend Safa Michigan upon being named the Caddo Public Schools 2013 Middle School Student of the Year and to recognize her extraordinary accomplishments.

The resolution was read by title. Senator Peacock 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	Johns	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Claitor	Heitmeier
Donahue	Smith, J.
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 45—
 BY REPRESENTATIVE SEABAUGH AND SENATOR PEACOCK
 A CONCURRENT RESOLUTION

To commend Ceara Johnson upon being named the Caddo Public Schools 2013 Elementary School Student of the Year and to recognize her extraordinary accomplishments.

The resolution was read by title. Senator Peacock 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	Johns	Peterson
Broome	Kostelka	Riser
Brown	LaFleur	Smith, G.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Claitor	Heitmeier	Smith, J.
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 46—
 BY REPRESENTATIVE SEABAUGH AND SENATOR PEACOCK
 A CONCURRENT RESOLUTION

To commend Madeline Wagnon of Captain Shreve High School upon being named the Caddo Public Schools 2013 High School Student of the Year and to recognize her extraordinary accomplishments.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Guillory	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	LaFleur	Smith, J.
Total - 3		

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

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HOUSE CONCURRENT RESOLUTION NO. 47—
BY REPRESENTATIVES KLECKLEY, DANAHAY, FRANKLIN, GEYMAN, GUINN, HENSGENS, AND HILL AND SENATORS JOHNS, MORRISH, AND JOHN SMITH

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Robert James Pumpelly and to recognize his outstanding achievements.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Nevers. Lists names of members voting 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Smith, J. Lists names of members who were absent.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Robert Adley, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

April 10, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 77— BY SENATOR CROWE AN ACT

To amend and reenact R.S. 34:3493(A)(1), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide relative to the powers and duties of the authority; to provide relative to the jurisdiction of the authority; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 98— BY SENATOR NEVERS AN ACT

To amend and reenact R.S. 47:532.1(A)(2)(a) and to enact R.S. 47:532.2, relative to public license tag agents; to require application to and issuance of motor vehicle certificates of title by a qualified public license tag agent except by mail; to provide qualifications for licensing such public license tag agents; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 103— BY SENATOR WHITE AN ACT

To amend and reenact the introductory paragraph of R.S. 32:415.1(A)(1) and to enact R.S. 32:415.1(A)(3), relative to drivers licenses; to provide for issuance of a restricted license for economic and medical hardship under certain conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 147— BY SENATOR ERDEY AN ACT

To amend and reenact R.S. 32:300.5(A), relative to driver distractions; to prohibit social networking while operating a motor vehicle; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 151— BY SENATOR GUILLORY AN ACT

To designate a portion of LA 741 in St. Landry Parish as the "Hadley J. Castille-Pecanaire Highway". Be it enacted by the Legislature of Louisiana:

Reported favorably.

SENATE BILL NO. 217— BY SENATOR GARY SMITH AN ACT

To amend and reenact R.S. 32:1521(A), relative to the transportation of hazardous materials; to provide additional routes on which certain carriers are prohibited from transporting hazardous materials; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 218— BY SENATOR MORRELL AND REPRESENTATIVE GIROD JACKSON AN ACT

To enact R.S. 47:7013.1, relative to collection of tolls and fees; prohibits the Department of Transportation and Development from acting to collect tolls and certain fees and charges from any person who failed to pay a toll to cross the Crescent City Connection Bridge during a certain time period; and to provide for related matters.

Reported favorably.

Respectfully submitted, ROBERT ADLEY Chairman

REPORT OF COMMITTEE ON

EDUCATION

Senator Conrad Appel, Chairman on behalf of the Committee on Education, submitted the following report:

April 10, 2013

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 5—
BY SENATOR BROOME

A RESOLUTION

To authorize and direct the Department of Education to study and evaluate the implementation of state law regarding required physical activity in public schools and its effectiveness in combating obesity and to submit a written report to the Senate Select Committee on Women and Children.

Reported with amendments.

SENATE BILL NO. 31—
BY SENATOR CLAITOR

AN ACT

To enact R.S. 17:1608, relative to higher education management boards; to provide relative to scholarships awarded by members of higher education management boards; to provide certain terms, conditions, procedures, prohibitions, and requirements; to provide certain reporting requirements; to provide for reference and citation as the Board Scholarship Reporting Act; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 45—
BY SENATORS DORSEY-COLOMB, BROOME, BROWN AND WHITE AND REPRESENTATIVES BERTHELOT, CARTER, HAVARD, JAMES, POPE, PRICE, RICHARD, SMITH, ST. GERMAIN AND WHITNEY

AN ACT

To enact R.S. 17:1994(E) and 3217.5, relative to community and technical colleges; to provide for the merger of the certain Louisiana Technical College campuses with Baton Rouge 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 Baton Rouge Community College; to provide relative to performance agreements with the Board of Regents; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 59—
BY SENATOR BUFFINGTON

AN ACT

To enact R.S. 17:1455.1, 1831.1, 1853.1, and 1872.1, relative to university systems management boards; to provide for live broadcasts over the Internet of meetings of the boards and their committees; to provide for recording and archiving of such broadcasts; to provide for public access to such archived meetings; to provide a special effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 117—
BY SENATOR APPEL AND REPRESENTATIVE CARTER

AN ACT

To enact R.S. 17:3129.2 and R.S. 36:651(N), relative to public postsecondary education funding; to provide for the creation of the Outcomes-Based Funding Task Force and to provide for its composition, powers, duties, compensation, staffing, and support; to require the task force to develop an outcomes-based funding formula for public postsecondary education; to provide relative to formula components and a time line for implementation of the formula; to provide for reporting requirements; to provide for a termination date for the task force; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 118—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 17:3351(A)(3), relative to the powers, duties, and functions of public postsecondary education management boards; to provide relative to the authority of such boards with respect to the allocation and expenditure of appropriated funds; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 202—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(b)(ii), (c)(ii), and (d)(ii), the introductory paragraph of (A)(1)(e), (f), and (g), and (C)(2)(e), and to enact R.S. 17:3048.1(A)(1)(h) relative to the Taylor Opportunity Program for Students; to revise the core curriculum requirements and the method of calculating the grade point average required for program awards; to provide with respect to the method of approval of core curriculum course substitutions; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 229—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 17: 3801(A)(1), 3802(C)(4), 3803(B)(1)(d), (h), (i), and (E)(1), and 3804(B), R.S. 39:99(C)(2) and (D)(1)(b), R.S. 46:2691(C)(2) and R.S. 49:308.4(C) and 329(A), relative to certain Louisiana education funds; to provide that the Louisiana Education Quality Trust Fund shall be known as the "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund"; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CONRAD APPEL
Chairman

**REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS**

Senator Neil Riser, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

April 15, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 204—
BY SENATORS ADLEY, BROWN, CORTEZ, CROWE, GALLOT, JOHNS, KOSTELKA, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS AND WHITE AND REPRESENTATIVES ADAMS, ARNOLD, BERTHELOT, STUART BISHOP, BROSSETT, DANAHAY, DIXON, FRANKLIN, GAINES, GISCLAIR, GUINN, HAZEL, JAMES, TERRY LANDRY, LEGER, LEOPOLD, MONTUCET, MORENO, ORTEGO, PRICE, RICHARD, SMITH AND WHITNEY

AN ACT

To amend and reenact R.S. 17:3394.3(A) and (B) and to enact R.S. 17:3394.3(C) and R.S. 39:1367(E)(2)(b)(v), relative to the issuance of bonds for the financing of capital improvements and enhancements to certain facilities and properties of colleges within the Louisiana Community and Technical Colleges System; to list the projects to be financed; to require private match funds for such projects; to provide that no state funds shall be appropriated for such bonds or projects until July 1, 2015; to provide that such bonds shall not be included in the

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definition of net state tax supported debt; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NEIL RISER
Chairman

Rules Suspended

Senator Chabert asked for and obtained a suspension of the rules to recommit a bill.

SENATE BILL NO. 136—
BY SENATOR CHABERT

AN ACT

To enact R.S. 32:1261(A)(1)(x) and 1262(B)(8), relative to motor vehicles; to provide relative to manufacturers and dealers; to provide relative to sales and service satisfaction surveys and unauthorized acts; to prohibit certain rebate charge backs; and to provide for related matters.

Senator Chabert moved to recommit the bill from the Committee on Transportation, Highways and Public Works to the Committee on Commerce, Consumer Protection, and International Affairs.

Without objection, so ordered.

Rules Suspended

Senator Cortez asked for and obtained a suspension of the rules to recall Senate Concurrent Resolution No. 14 from the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 14—
BY SENATOR CORTEZ

A CONCURRENT RESOLUTION

To recognize May 2013 as Amyotrophic Lateral Sclerosis Awareness Month and to memorialize the Congress of the United States to enact legislation to provide additional funding for research in order to find a treatment and a cure for amyotrophic lateral sclerosis.

The resolution was read by title. Senator Cortez moved to adopt the Senate 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 Johns Riser
Broome Kostelka Smith, G.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray
Total - 37

NAYS

Total - 0

ABSENT

Heitmeier Smith, J.
Total - 2

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

Senate Bills and Joint Resolutions on
Third Reading and Final Passage

SENATE BILL NO. 124—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:1377(A) and 1381.4(A)(2), relative to courts and judicial procedure; to provide relative to the Criminal District Court for the Parish of Orleans; to provide relative to the imposition of certain fees and court costs; to increase certain amounts; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 124 by Senator Murray

AMENDMENT NO. 1

On page 2, delete lines 1 and 2.

On motion of Senator Martiny, 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

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

NAYS

Peacock Walsworth
Total - 2

ABSENT

Crowe Riser
Heitmeier Smith, J.
Total - 4

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

SENATE BILL NO. 155—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:126, relative to courts and judicial procedure; to provide relative to the Louisiana Supreme Court; to provide for the imposition of certain chargeable fees and costs; to provide for the increase of certain fees; 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	Dorsey-Colomb	Morrish
Allain	Erdey	Murray
Amedee	Gallot	Nevers
Appel	Guillory	Peterson
Broome	Johns	Smith, G.
Brown	Kostelka	Tarver
Buffington	LaFleur	Ward
Chabert	Martiny	White
Claitor	Mills	
Donahue	Morrell	
Total - 28		

NAYS

Adley	Peacock	Walsworth
Crowe	Perry	
Long	Riser	
Total - 7		

ABSENT

Cortez	Smith, J.
Heitmeier	Thompson
Total - 4	

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recommit a bill.

SENATE BILL NO. 159—

BY SENATOR MORRELL

AN ACT

To enact R.S. 33:2339, relative to municipal law enforcement; to require payments for a detail or secondary employment to be included in the employee's benefits in certain instances; and to provide for related matters.

Senator Morrell moved to recommit the bill from the Committee on Local and Municipal Affairs to the Committee on Judiciary B.

Without objection, so ordered.

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recommit a bill.

SENATE BILL NO. 213—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:2419(B)(1) and to enact R.S. 33:2434, relative to civil service; to provide relative to the New Orleans Police Department; to provide relative to benefits for certain employees in certain positions; to provide for definitions; and to provide for related matters.

Senator Morrell moved to recommit the bill from the Committee on Local and Municipal Affairs to the Committee on Judiciary B.

Without objection, so ordered.

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:

April 15, 2013

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. 3—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To invite the Honorable Bobby Jindal, Governor of Louisiana, to address a joint session of the legislature.

SENATE CONCURRENT RESOLUTION NO. 13—

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

A CONCURRENT RESOLUTION

To commend and congratulate Dr. Daniel D. "Dan" Reneau upon the occasion of his retirement as president of Louisiana Tech University and to recognize his numerous accomplishments and noteworthy contributions to his university, his community, and the state.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Heitmeier	Smith, J.
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Heitmeier	1 Day	John Smith	1 Day
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April 15, 2013

Announcements

The following committee meetings for April 16, 2013, were announced:

Finance	9:00 A.M.	Room A
Judiciary A	1:00 P.M.	Hainkel Room
Judiciary B	1:00 P.M.	Room E
Judiciary C	1:30 P.M.	Room F

Adjournment

On motion of Senator Thompson, at 5:25 o'clock P.M. the Senate adjourned until Tuesday, April 16, 2013, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Tuesday, April 16, 2013.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk