

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

FIFTH 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

Tuesday, April 16, 2013

The Senate was called to order at 4:10 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	Erdey	Murray
Adley	Gallot	Nevers
Allain	Guillory	Peacock
Amedee	Johns	Perry
Appel	Kostelka	Riser
Chabert	LaFleur	Smith, G.
Claitor	Long	Thompson
Cortez	Martiny	Walsworth
Crowe	Mills	White
Donahue	Morrish	
Total - 29		

ABSENT

Broome	Heitmeier	Tarver
Brown	Morrell	Ward
Buffington	Peterson	
Dorsey-Colomb	Smith, J.	
Total - 10		

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

Prayer

The prayer was offered by Father Rodney Bourg, 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 Kostelka, the reading of the Journal was dispensed with and the Journal of April 15, 2013, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 16, 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. 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.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 20—
BY SENATOR ALARIO

A CONCURRENT RESOLUTION

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

Reported without amendments.

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

**Introduction of Senate Bills
and Joint Resolutions**

Senator Murray 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. 240—
BY SENATOR MURRAY

AN ACT

To enact R.S. 13:1381.4, relative to courts and judicial procedure; to provide relative to the Orleans Parish Criminal District Court; to provide relative to the office of the clerk of court; to authorize the levy of certain court costs under certain circumstances for the defraying of operating expenses of the clerk; to provide terms, conditions, procedures and requirements; and to provide for related matters.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 31—
BY SENATORS CLAITOR AND WARD

A RESOLUTION

To commend and congratulate the Brusly High School Panthers wrestling team on winning its second consecutive Division III state championship title.

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

SENATE RESOLUTION NO. 32—
BY SENATOR NEVERS

A RESOLUTION

To commend Child Advocacy Centers of Louisiana (CACLA), the Louisiana Court Appointed Special Advocates Association (LACASA) and Prevent Child Abuse Louisiana (PCAL) for their efforts to bring education and awareness to the issues of child abuse and abandonment through the "GEAUX BLUE FOR KIDS!" campaign and to recognize Thursday, April 18, 2013, as "GEAUX BLUE FOR KIDS!" Day at the Louisiana State Capitol.

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

SENATE RESOLUTION NO. 33—
BY SENATORS JOHNS, MORRISH AND JOHN SMITH

A RESOLUTION

To commend the 1963 McNeese State College Football Team for a historic season and to recognize team and individual achievements.

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

April 16, 2013

Senate Resolutions on Second Reading

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.

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

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.

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

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.

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

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.

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

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.

On motion of Senator Crowe 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.

On motion of Senator Peterson 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.

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

SENATE RESOLUTION NO. 29— BY SENATOR DORSEY-COLOMB A RESOLUTION To recognize July 2013 as Sarcoma Awareness Month.

On motion of Senator Dorsey-Colomb the resolution was read by title and adopted.

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.

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

Senate Concurrent Resolutions on Second Reading

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 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Erdey, Peacock, Allain, Gallot, Perry, Amedee, Johns, Peterson, Broome, Kostelka, Riser, Brown, LaFleur, Smith, G., Buffington, Long, Tarver, Chabert, Martiny, Thompson, Claitor, Mills, Walsworth, Cortez, Morrish, Ward, Crowe, Murray, White, Dorsey-Colomb, Nevers.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Adley, Guillory, Smith, J., Appel, Heitmeier, Donahue, Morrell.

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

SENATE CONCURRENT RESOLUTION NO. 18— BY SENATORS CORTEZ, PERRY, MILLS AND GUILLORY 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 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	Erdey	Peacock
Adley	Gallot	Perry
Allain	Heitmeier	Peterson
Amedee	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Dorsey-Colomb	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Appel	Guillory	Smith, J.
Donahue	Morrell	
Total - 5		

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

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 referred by the President to the Committee on Senate and Governmental 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. 147	HB NO. 171	HB NO. 190
HB NO. 373	HB NO. 380	HB NO. 491

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

**House Bills and Joint Resolutions
on First Reading**

HOUSE BILL NO. 147—
BY REPRESENTATIVES HUVAL, BARRAS, STUART BISHOP, BROWN, CHAMPAGNE, FRANKLIN, GISCLAIR, HILL, HONORE, HOWARD, NANCY LANDRY, LEBAS, LEOPOLD, MACK, MONTOUCKET, AND ST. GERMAIN

AN ACT

To enact R.S. 47:463.160 and 463.161, relative to motor vehicle special prestige plates; to provide for 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 placed on the Calendar for a second reading.

HOUSE BILL NO. 171—
BY REPRESENTATIVE CHANEY
AN ACT

To designate certain portions of Louisiana highways to honor public service of Louisiana citizens; to designate a portion of Louisiana Highway 17 as "West Carroll Veterans Memorial Highway"; to designate a portion of Louisiana Highway 80 as the "Thomas M. Alexander Memorial Highway"; and to designate Louisiana Highway 94 as the "Donald C. Cleveland Memorial Highway".

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

HOUSE BILL NO. 190—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 9:4822(G)(4), relative to the Private Works Act; to provide for the preservation of claims and privileges; to provide for the content of a statement of a claim or privilege; and to provide for related matters.

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

HOUSE BILL NO. 373—
BY REPRESENTATIVE FRANKLIN
AN ACT

To enact R.S. 47:463.160, relative to motor vehicle special prestige plates; to provide for the Free and Accepted Mason license plate; 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; to provide for qualified applicants; and to provide for related matters.

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

HOUSE BILL NO. 380—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:414.2 (A)(2)(c) and (4)(introductory paragraph) and (a), relative to commercial motor vehicle driver's and learner's permit holders; to provide for disqualification under certain circumstances for certain alcohol and drug driving offenses; and to provide for related matters.

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

HOUSE BILL NO. 491—
BY REPRESENTATIVE PYLANT
AN ACT

To amend and reenact R.S. 32:387(C)(2) and to enact R.S. 32:387(B)(6), relative to special permits to overweight vehicles; to provide special permits to vehicles transporting hay due to a disaster or emergency; to provide an effective date; and to provide for related matters.

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

April 16, 2013

House Concurrent Resolutions on Second 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. Senator Claitor 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
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Tarver
Chabert Long Thompson
Claitor Martiny Walsworth
Cortez Mills Ward
Crowe Morrish White
Dorsey-Colomb Murray
Total - 35

NAYS

Total - 0

ABSENT

Appel Morrell
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. 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. Senator Mills 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 Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Tarver
Chabert Long Thompson
Claitor Martiny Walsworth
Cortez Mills Ward
Crowe Morrish White
Donahue Murray
Total - 35

NAYS

Total - 0

ABSENT

Appel Morrell
Guillory 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. 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. Senator Walsworth 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
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Tarver
Claitor Long Thompson
Cortez Martiny Walsworth
Crowe Mills Ward
Donahue Morrish White
Dorsey-Colomb Murray
Total - 35

NAYS

Total - 0

ABSENT

Appel Morrell
Chabert 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. 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. Senator Broome 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
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Tarver
Chabert Long Thompson
Cortez Martiny Walsworth
Crowe Mills Ward

Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		
NAYS		
Total - 0		
ABSENT		
Appel	Morrell	
Claitor	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. 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. 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	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Long	Walsworth
Claitor	Martiny	Ward
Cortez	Mills	White
Crowe	Morrish	
Donahue	Murray	
Total - 37		
NAYS		
Total - 0		
ABSENT		
Morrell	Smith, J.	
Total - 2		

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

HOUSE CONCURRENT RESOLUTION NO. 56—
 BY REPRESENTATIVE 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. Senator White 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	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Claitor	Morrell
Guillory	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. 57—
 BY REPRESENTATIVES CHAMPAGNE, HENSGENS, 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. Senator Perry 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	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Claitor	Morrell
Guillory	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. 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.

April 16, 2013

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

Table with 3 columns: Mr. President, Dorsey-Colomb, Nevers, etc. listing names of senators who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 2 columns: Appel, Morrell, Guillory, Smith, J. listing names of absent senators.

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

HOUSE CONCURRENT RESOLUTION NO. 59— BY REPRESENTATIVE MONTOUCKET 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. Senator Mills moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Peacock, etc. listing names of senators who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Appel, Guillory, Claitor, Morrell, Smith, J. listing names of absent senators.

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

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. Senator Gary Smith moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Murray, etc. listing names of senators who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Appel, Guillory, Claitor, Morrell, Smith, J., Tarver listing names of absent senators.

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

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. Senator Cortez moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Peacock, etc. listing names of senators who voted 'YEAS'.

Crowe
Donahue
Total - 34

Murray
Nevers

NAYS

Total - 0

ABSENT

Claitor
Guillory
Total - 5

Mills
Morrell

Smith, J.

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

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. Senator Cortez moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dorsey-Colomb
Erdey
Gallot
Heitmeier
Johns
Kostelka
LaFleur
Long
Martiny
Mills
Morrish
Murray

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

NAYS

Total - 0

ABSENT

Claitor
Guillory
Total - 4

Morrell
Smith, J.

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

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. Senator Peacock moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Allain
Amedee

Dorsey-Colomb
Erdey
Gallot
Heitmeier

Nevers
Peacock
Perry
Peterson

Appel
Broome
Brown
Buffington
Chabert
Cortez
Crowe
Donahue
Total - 35

Johns
Kostelka
LaFleur
Long
Martiny
Mills
Morrish
Murray

Riser
Smith, G.
Tarver
Thompson
Walsworth
Ward
White

NAYS

Total - 0

ABSENT

Claitor
Guillory
Total - 4

Morrell
Smith, J.

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

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. Senator Crowe moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dorsey-Colomb
Erdey
Gallot
Heitmeier
Johns
Kostelka
LaFleur
Long
Martiny
Mills
Morrish
Murray

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

NAYS

Total - 0

ABSENT

Claitor
Guillory
Total - 4

Morrell
Smith, J.

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

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. Senator Murray moved to concur in the House Concurrent Resolution.

April 16, 2013

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Guillory, Total - 3; Morrell; Smith, J.

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

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. Senator Mills moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Guillory, Total - 3; Morrell; Smith, J.

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

RETIREMENT

Senator Elbert L. Guillory, Chairman on behalf of the Committee on Retirement, submitted the following report:

April 15, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 2— BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 11:1821(B), relative to the Municipal Employees' Retirement System; to provide for membership of the boards of trustees; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 3— BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 11:1732(14)(a), relative to employers participating in the Municipal Employees' Retirement System; to provide for participation by the West Calcasieu Parish Community Center Authority; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 4— BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:22(B)(6) and (13), relative to actuarial valuation methods; to provide relative to the method utilized by the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to change such method from projected unit credit to entry age normal; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 14— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 11:143, relative to transfers of service credit between public retirement systems; to provide for benefit calculation after transfer; to provide relative to reverse transfers; to allow reverse transfers to be made during active service in certain circumstances; to authorize purchase of the accrual rate of the receiving system; to allow the funding of certain accrual rate purchases by an employer; to provide limitations and requirements for an employer-funded purchase; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 16— BY SENATOR LONG

AN ACT

To enact R.S. 11:927(F), relative to retirement; to provide a definition of "regular retirement plan"; to provide for the optional retirement plan for higher education employees participating in the Teachers' Retirement System of Louisiana;

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to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ELBERT L. GUILLORY
Chairman

REPORT OF COMMITTEE ON

JUDICIARY A

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

April 16, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 46— BY SENATOR DORSEY-COLOMB

AN ACT

To enact R.S. 13:783(F)(8), relative to expenses of the offices of clerks of courts; to require the payment of group insurance premium costs for certain retired personnel in East Baton Rouge Parish; to provide for eligibility; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 62— BY SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Articles 4461 and 4464, and to enact Code of Civil Procedure Article 4463(C), relative to small tutorships; to provide certain definitions, procedures, requirements, terms, and conditions; to provide relative to certain costs; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 66— BY SENATOR AMEDEE

AN ACT

To enact R.S. 13:783(F)(8), relative to expenses of the offices of clerks of courts; to require the payment of medical insurance premium costs for certain retired personnel in St. James Parish; to provide for eligibility; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 149— BY SENATOR PERRY

AN ACT

To enact R.S. 9:2621, relative to the Louisiana Uniform Electronic Transactions Act; to provide for an online certification; to provide terms, conditions and requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 152— BY SENATOR MURRAY

AN ACT

To enact R.S. 13:1561, relative to courts and judicial procedure; to authorize courts exercising juvenile jurisdiction to establish a gun court docket; to authorize a probation supervision program by local rule; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BEN W. NEVERS
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

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

April 16, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 8— BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 15:708(A)(2), relative to prisons and prisoners; to provide that a criminal sheriff may set a prisoner to work upon any church or other religious building; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 30— BY SENATOR MORRELL AND REPRESENTATIVE LEGER

AN ACT

To enact Chapter 42 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5981 through 5985, relative to justice reform in Orleans Parish; to create and provide relative to the Orleans Justice and Rehabilitation Reform Commission; to provide for the purposes, governance, and funding of the commission; to provide for the commission's powers, duties, and functions; to authorize the commission to adopt rules and regulations necessary for the purposes of the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 94— BY SENATOR NEVERS

AN ACT

To enact Chapter 1-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:325 through 327, relative to sentencing by courts and judicial procedure; to provide relative to the Twenty-Second Judicial District Court; to provide certain sentencing procedures and policies for such district court divisions; to provide for the development and use of an assessment tool and evaluation report for sentencing purposes; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 107— BY SENATOR WARD

AN ACT

To enact Chapter 59-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2758 through 2758.2, relative to the juvenile justice system and at-risk youths; to provide relative to development of an integrated case management planning system for at-risk youths; to provide for the purposes of such system and the duties and responsibilities of certain entities; to establish certain timelines; to provide terms and conditions; to provide for legislative findings; and to provide for related matters.

Reported favorably.

April 16, 2013

SENATE BILL NO. 113—
BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 15:147(E), 149.2(B)(1) and (D), 154(A)(2) and (B)(1), and 158(A)(3), relative to the Louisiana Public Defender Board; to provide for the status of persons who are employed by or serve under contract in a district public defender office; to provide for the number and location of board meetings; to provide for the qualifications and duties of certain employees; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 114—
BY SENATOR MARTINY

AN ACT

To enact R.S. 28:53.3, relative to coroners; to provide relative to protective custody orders executed in Jefferson Parish by video conferencing; to require the signature of the affiant to be witnessed on the video; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 116—
BY SENATOR GALLOT

AN ACT

To enact R.S. 26:599, relative to local option elections in certain municipalities regarding the sale of alcohol; to authorize the governing authority of such municipalities to hold an election for a proposal to allow a restaurant to sell alcohol; to provide for definitions; to provide for the election; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 141—
BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 27:421(B), relative to the licensing and operation of video draw poker devices in qualified truck stop facilities; to provide authority for the temporary operation of video draw poker devices; to provide with respect to force majeure; to provide for applicability; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 164—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:422(D)(1), relative to Video Draw Poker Devices Control Law; to provide for the location of truck stops; to provide for prohibited distances of truck stops from certain structures or areas; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 16, 2013

To the President and Members of the Senate:

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

SENATE BILL NO. 6—
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 14:62.4(A), relative to the crime of unauthorized entry of a place of business; to provide relative to the definition of the crime of unauthorized entry of a place of business; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 43—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 14:54.3(A), relative to the crime of manufacture and possession of a bomb; to provide relative to the definition of manufacture and possession of a bomb; to provide relative to licensing and regulation of explosives; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 60—
BY SENATOR ADLEY

AN ACT

To enact R.S. 14:67.29, relative to misappropriation without violence; to create the crime of false personation of a veteran or veteran-owned business; to provide definitions; to provide penalties; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 31—
BY SENATORS CLAITOR AND GUILLORY

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 by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 31 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, change "**higher**" to "**postsecondary**"

AMENDMENT NO. 2

On page 1, line 3, change "**higher**" to "**postsecondary**"

AMENDMENT NO. 3

On page 1, line 9, change "**higher**" to "**postsecondary**"

AMENDMENT NO. 4

On page 1, line 11, change "**higher**" to "**postsecondary**"

AMENDMENT NO. 5

On page 1, line 13, between "**board**" and the period "." insert "**for the preceding academic year**"

AMENDMENT NO. 6

On page 1, line 15, between "and" and "speaker" insert "the"

AMENDMENT NO. 7

On page 2, line 7, change "submitted" to "included"

AMENDMENT NO. 8

On page 2, line 8, after "institution of" delete the remainder of the line and insert "postsecondary education."

AMENDMENT NO. 9

On page 2, at the beginning of line 9, delete "board."

AMENDMENT NO. 10

On page 2, at the beginning of line 10, change "submitted" to "included"

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

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 by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 45 by Senator Dorsey-Colomb

AMENDMENT NO. 1

On page 2, at the beginning of line 25, insert "and skills and technical"

On motion of Senator Appel, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

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 by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 59 by Senator Buffington

AMENDMENT NO. 1

On page 2, line 13, delete "of supervisors"

AMENDMENT NO. 2

On page 4, delete line 10

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

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

SENATE BILL NO. 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 by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 98 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 3, after "application" delete "to and issuance of" and insert "for"

AMENDMENT NO. 2

On page 1, line 4, after "title" delete "by" and insert "to be made to"

AMENDMENT NO. 3

On page 1, line 5, change "such" to "certain"

AMENDMENT NO. 4

On page 1, delete lines 13 through 16 and insert the following:
"(2)(a) The commissioner shall make and publish rules and regulations for the application for motor vehicle certificates of title with, the issuance of the registration licenses, and for the collection of the registration license taxes by public license tag agents, and for the implementation and governing of a system of such public license tag agents."

AMENDMENT NO. 5

On page 2, line 1, delete "issuance of" and insert "application for"

AMENDMENT NO. 6

On page 2, line 5, delete "and issued by"

AMENDMENT NO. 7

On page 2, line 8, after "vehicles" insert "or when the application is dropped off at an office of motor vehicles field office for later processing."

AMENDMENT NO. 8

On page 2, delete lines 13 and 14.

AMENDMENT NO. 9

On page 2, line 15, change "(2)" to "(1)"

AMENDMENT NO. 10

On page 2, line 16, change "(3)" to "(2)"

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AMENDMENT NO. 11

On page 2, line 18, change "(4)" to "(3)"

AMENDMENT NO. 12

On page 2, line 20, change "(5)" to "(4)"

AMENDMENT NO. 13

On page 2, line 21, change "(6)" to "(5)"

AMENDMENT NO. 14

On page 2, line 23, change "(7)" to "(6)"

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

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 by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 103 by Senator White

AMENDMENT NO. 1

On page 2, delete lines 15 through 18, and insert:

"(3) Any person whose driver's license is suspended, revoked, or cancelled for a first or subsequent violation of R.S. 32:415 may apply to the department or petition the district court for a restricted license as provided for in this Section if the original suspension, revocation, or cancellation of the driver's license resulted from a violation of R.S. 32:57.1."

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

SENATE BILL NO. 117—

BY SENATORS APPEL AND GUILLORY 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 by the Committee on Education. The bill was read by title, ordered engrossed and passed to a third reading.

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 by the Committee on Education. The bill was read by title, ordered engrossed and passed to a third reading.

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 by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 147 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:300.5(A)" insert "and the introductory paragraph of R.S. 32:300.5(B)"

AMENDMENT NO. 2

On page 1, line 6, change "is" to: "and the introductory paragraph of R.S. 32:300.5(B) are"

AMENDMENT NO. 3

On page 2, line 15, delete "view" and insert "access, read, or post on such device to"

AMENDMENT NO. 4

On page 2, between line 18 and 19, insert:

"B. The provisions of **this Paragraph (A)(1) of this** Section shall not apply to the following:"

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

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".

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

SENATE BILL NO. 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 by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 202 by Senator Nevers

AMENDMENT NO. 1

On page 2, delete line 7 and insert "certain Advanced Placement courses, International Baccalaureate courses, and dual

enrollment courses as approved by the Board of Regents and the State Board of Elementary and Secondary Education, which

AMENDMENT NO. 2

On page 2, delete line 22 and insert "**certain Advanced Placement courses, International Baccalaureate courses, and dual enrollment courses as approved by the Board of Regents and the State Board of Elementary and Secondary Education, which**"

AMENDMENT NO. 3

On page 3, delete line 9 and insert "**certain Advanced Placement courses, International Baccalaureate courses, and dual enrollment courses as approved by the Board of Regents and the State Board of Elementary and Secondary Education, which**"

AMENDMENT NO. 4

On page 3, line 16, after "(e)" insert the following: "Except as otherwise provided by this Section and through the 2006-2007 school year, has successfully completed at least sixteen and one-half units of high school course work, which constitutes a core curriculum, and meets standards for admission to the desired college or university. Except as otherwise provided by this Section and beginning with the 2007-2008 school year through the 2012-2013 school year, meets standards for admission to the desired college or university and has successfully completed at least seventeen and one-half units of high school course work as permitted by this Subparagraph, which constitutes a core curriculum."

AMENDMENT NO. 5

On page 3, line 28, after "curriculum." insert the following: "For students qualifying under Subparagraph (A)(1)(c) of this Section, the core curriculum requirements of this Subparagraph shall become effective beginning with the high school graduating class of the year 1998, except that the core curriculum requirement for a Performance Award shall be waived for any student graduating during the 1997-1998 school year who is certified as having graduated within the top five percent of his graduating class at a Louisiana public high school or nonpublic high school which is approved by the State Board of Elementary and Secondary Education."

AMENDMENT NO. 6

On page 6, delete line 29, and on page 7, delete lines 1 through 4, and insert "by rule adopted by the administering agency and a requirement that prior to issuing a notice of intent to consider any such rule the administering agency shall consult with and seek the written comments and recommendations of the ~~State Board of Elementary and Secondary Education~~ and the Board of Regents on making the name change or establishing the course equivalency."

On motion of Senator Appel, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 204—

BY SENATORS ADLEY, BROWN, CORTEZ, CROWE, DORSEY-COLOMB, GALLOT, JOHNS, KOSTELKA, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, GARY SMITH 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 definition of net state tax supported debt; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 204 by Senator Adley

AMENDMENT NO. 1

On page 1, line 16, delete "**and with the approval of the State Bond Commission**"

AMENDMENT NO. 2

On page 2, line 3, after "**R.S. 33:4581.1 et seq**" and before the period ";" insert "**, with the approval of the State Bond Commission**"

AMENDMENT NO. 3

On page 3, line 13, after "percent," and before "is the" insert "**together with other requirements including but not limited to costs of issuance, capitalized interest, if any, credit enhancement and related costs,**"

AMENDMENT NO. 4

On page 3, line 22 after "**percent,**" and before "**is the**" insert "**together with other requirements including but not limited to costs of issuance, capitalized interest, if any, credit enhancement and related costs,**"

AMENDMENT NO. 5

On page 4, between lines 25 and 26, insert the following:

"(k) <u>Delgado Community College,</u>	
<u>Avondale, Jefferson Parish</u>	
<u>Advanced Manufacturing</u>	
<u>Center of Excellence</u>	<u>\$10,000,000</u>

AMENDMENT NO. 6

On page 4, line 26, change "(k)" to "(l)"

AMENDMENT NO. 7

On page 4, line 29, change "(l)" to "(m)"

AMENDMENT NO. 8

On page 4, line 33, change "(m)" to "(n)"

AMENDMENT NO. 9

On page 4, line 36, change "(n)" to "(o)"

AMENDMENT NO. 10

On page 4, line 39, change "(o)" to "(p)"

AMENDMENT NO. 11

On page 4, line 42, change "(p)" to "(q)"

AMENDMENT NO. 12

On page 4, after line 44, insert the following:

"(r) <u>Northshore Technical Community College,</u>	
<u>Livingston Parish</u>	
<u>Community College Workforce</u>	
<u>Training Center</u>	<u>\$ 5,130,000</u>

AMENDMENT NO. 13

On page 5, line 1, change "(q)" to "(s)"

AMENDMENT NO. 14

On page 5, line 4, change "(r)" to "(t)"

AMENDMENT NO. 15

On page 5, line 7, change "(s)" to "(u)"

AMENDMENT NO. 16

On page 5, between lines 10 and 11, insert the following:

"(v) <u>South Central Louisiana Technical College,</u>	
<u>River Parish Campus, Reserve, St. John Parish</u>	
<u>Center for Advancement of Technical</u>	

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Education Building \$ **3,712,500**

(w) **South Central Louisiana Technical College,
Young Memorial Campus, Morgan City,
St. Mary Parish
Marine Operations and Industrial Safety
Training Center** \$ **3,330,000**

AMENDMENT NO. 17
On page 5, line 11, change "(t)" to "(x)"

AMENDMENT NO. 18
On page 5, line 15, change "(u)" to "(y)"

AMENDMENT NO. 19
On page 5, line 21, change "(v)" to "(z)"

AMENDMENT NO. 20
On page 5, line 24, change "(w)" to "(aa)"

AMENDMENT NO. 21
On page 5, line 27, change "(x)" to "(bb)"

AMENDMENT NO. 22
On page 5, line 31, change "(y)" to "(cc)"

AMENDMENT NO. 23
On page 6, delete lines 9 through 12

AMENDMENT NO. 24
On page 6, line 13, change "Section 4." to "Section 3."

On motion of Senator Riser, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

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 by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 217 by Senator Gary Smith

AMENDMENT NO. 1
On page 1, line 13, after "**Norco**" insert ", **except for carriers making local pickups or deliveries, carriers using the route to reach a local pickup or delivery point, or carriers using the route to reach maintenance or service facilities**"

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

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

SENATE BILL NO. 229—
BY SENATORS BROOME, APPEL, CLAITOR, DONAHUE, GUILLORY AND WALSWORTH
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 by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 229 by Senator Broome

AMENDMENT NO. 1
On page 1, line 4, after "329(A)" and before the comma "," insert "and to enact R.S. 17:3801.1"

AMENDMENT NO. 2
On page 1, line 10, after "reenacted" and before "to read" insert "and R.S. 17:3801.1 is hereby enacted"

AMENDMENT NO. 3
On page 1, line 14, change "**also known**" to "**referred to in this Part**"

AMENDMENT NO. 4
On page 1, delete line 17 and insert "trust fund, ~~the Louisiana Education Quality Trust Fund, hereinafter~~"

AMENDMENT NO. 5
On page 2, at the beginning of line 1, delete "**be known as**"

AMENDMENT NO. 6
On page 2, between lines 18 and 19, insert the following:
"**§3801.1 "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund"**

A. The late Kevin P. Reilly, Sr. served as a member of the Louisiana House of Representatives from 1972 to 1988. During that time, Representative Reilly was chairman of the House Committee on Appropriations for fourteen years of his sixteen-year tenure in the House of Representatives.

B. In 1985, as a member of the House of Representatives, Kevin P. Reilly, Sr. pushed for and provided key leadership in the formation of the Louisiana Education Quality Trust Fund, also known as the "8(g) Fund" or the "8(g) Trust Fund". This trust fund earmarks certain oil and natural gas royalties for elementary, secondary, and higher education funding purposes. The initial trust fund balance was five hundred forty-one million dollars.

C. In 2013, the "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund", has a current balance of one billion one hundred fifty million dollars, of which forty-two million four hundred thousand dollars is forecast to be available for allocation to elementary, secondary, and higher education funding purposes in Fiscal Year 2012-2013. Since inception, the trust fund has provided in excess of one billion four hundred thirty million dollars to a variety of education enhancements and opportunities for Louisiana students at every level of education, which is an increase of one hundred twelve percent over the life of the fund."

AMENDMENT NO. 7
On page 2, line 24, change "Louisiana Education" to "Louisiana Education"

AMENDMENT NO. 8

On page 2, delete line 25 and insert "~~Quality Trust Fund~~ **Kevin P. Reilly, Sr. Louisiana**"

AMENDMENT NO. 9

On page 3, delete line 6 and insert "either the ~~Louisiana Education Quality Trust Fund~~"

AMENDMENT NO. 10

On page 3, delete line 24 and insert "~~Louisiana Education Quality Trust Fund~~ **Kevin P.**"

AMENDMENT NO. 11

On page 3, line 28, change "Louisiana Education Quality Trust Fund," to "~~Louisiana Education Quality Trust Fund~~" and at the beginning of line 29, delete "hereinafter also known as the"

AMENDMENT NO. 12

On page 4, delete line 18 and insert "treasurer in the ~~Louisiana Education Quality Trust Fund~~" and at the beginning of line 19 delete "as the"

AMENDMENT NO. 13

On page 4, at the end of line 23, change "Louisiana" to "~~Louisiana~~"

AMENDMENT NO. 14

On page 4, delete line 24 and insert "~~Education Quality Trust Fund~~ **Kevin P. Reilly, Sr.**"

AMENDMENT NO. 15

On page 5, delete line 3 and insert "of the ~~Louisiana Educational Quality Trust Fund~~" and at the beginning of line 4, delete "known as the"

AMENDMENT NO. 16

On page 5, line 19, delete "hereinafter"

AMENDMENT NO. 17

On page 6, line 3, delete "hereinafter"

AMENDMENT NO. 18

On page 6, at the end of line 15, delete "hereinafter"

AMENDMENT NO. 19

On page 6, line 28, delete "hereinafter"

AMENDMENT NO. 20

On page 7, line 4, delete "hereinafter"

AMENDMENT NO. 21

On page 7, line 9, delete "hereinafter"

AMENDMENT NO. 22

On page 7, delete lines 12 through 25

AMENDMENT NO. 23

On page 7, at the beginning of line 26, change "Section 6." to "Section 5."

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

**Senate Resolutions
on Second Reading
Reported by Committees**

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 by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Resolution No. 5 by Senator Broome

AMENDMENT NO. 1

On page 1, line 10, between "on" and "compliance" delete "it"

AMENDMENT NO. 2

On page 2, line 18, between "board" and "include" change "to" to "and"

AMENDMENT NO. 3

On page 3, line 5, change "of pubic" to "that public"

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

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

Rules Suspended

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

**Introduction of Senate Bills
and Joint Resolutions**

Senator Broome 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. 241—

BY SENATOR JOHN SMITH

AN ACT

To enact R.S. 33:2740.70.2, relative to economic development in Vernon Parish; to create and provide for the Leesville Economic Development District; to provide relative to the powers, duties, boundaries, and governance of the district; to provide relative to district plans; to provide for funding; 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.

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 21—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take whatever actions necessary to encourage and support the reunification of Ireland.

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

Message from the House

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

April 16, 2013

To the Honorable President and Members of the Senate:

April 16, 2013

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. 274 HB NO. 419 HB NO. 486

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

House Bills and Joint Resolutions
on First Reading

HOUSE BILL NO. 274—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 47:2132(A), relative to ad valorem property tax; to provide with respect to refunds of taxes erroneously paid; to provide for the time period in which a homestead exemption may be claimed under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 419—
BY REPRESENTATIVE JOHNSON AND SENATOR WARD
AN ACT

To name the bridge located on U.S. 190 in Pointe Coupee Parish as the "Nickie Gene Voinche Memorial Bridge"; and to provide for related matters.

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

HOUSE BILL NO. 486—
BY REPRESENTATIVE REYNOLDS
AN ACT

To designate a portion of Interstate 20 in Webster Parish as the "Sergeant Joshua Tomlinson Interchange".

The bill 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:

April 16, 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 Resolution has been properly enrolled:

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.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 16, 2013

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 19—
BY REPRESENTATIVES SHADOIN, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, IVEY, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RITCHE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SIMON, SMITH, ST. GERMAIN, STOKES, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Laurice Dean "Buddy" Napper of Ruston.

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To recognize Tuesday, April 9, 2013, as Ponchatoula Strawberry Festival Day.

HOUSE CONCURRENT RESOLUTION NO. 25—
BY REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To recognize Thursday, May 9, 2013, as Elmer's Candy Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVES ST. GERMAIN, BARROW, KATRINA JACKSON, MORENO, NORTON, SMITH, AND THIERRY AND SENATORS BROOME, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To recognize Tuesday, April 9, 2013, as Equal Pay Day in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE MORENO

A CONCURRENT RESOLUTION

To recognize Saturday, May 4, 2013, as Lemonade Day Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 27—
BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To commend the John D. and Catherine T. MacArthur Foundation for its efforts in establishing successful and replicable models of juvenile justice reform in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 28—
BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To commend Irene Olivia Reed upon the celebration of her one hundred fifth birthday.

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVE CARTER AND SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, 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 CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Kevin P. Reilly, Sr., of Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 33—

BY REPRESENTATIVE HUVAL AND SENATOR MILLS
A CONCURRENT RESOLUTION

To commend Ray Pellerin for his outstanding accomplishments and significant contributions to his community and to express appreciation for the pride he brings to his family, friends, and colleagues, the Acadiana community, and the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 35—

BY REPRESENTATIVE PIERRE
A CONCURRENT RESOLUTION

To commend the Ragin' Cajuns of the University of Louisiana at Lafayette upon winning their second consecutive New Orleans Bowl.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Morrell	Smith, J.
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Morrell	1 Day	John Smith	1 Day
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Announcements

The following committee meetings for April 17, 2013, were announced:

Commerce	10:00 A.M.	Room E
Health and Welfare	9:30 A.M.	Hainkel Room
Insurance	9:00 A.M.	Room A
Senate and Gov't Affairs	2:00 P.M.	Room F

Adjournment

On motion of Senator Thompson, at 5:05 o'clock P.M. the Senate adjourned until Wednesday, April 17, 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 Wednesday, April 17, 2013.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

