

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

THIRTIETH 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

Friday, May 31, 2013

The Senate was called to order at 9:20 o'clock A.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Guillory	Nevers
Allain	Heitmeier	Peacock
Broome	Johns	Perry
Buffington	Kostelka	Riser
Chabert	Long	Smith, G.
Claitor	Martiny	Smith, J.
Cortez	Mills	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White
Total - 27		

ABSENT

Adley	Dorsey-Colomb	Morrell
Amedee	Erdey	Peterson
Appel	Gallot	Tarver
Brown	LaFleur	Thompson
Total - 12		

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Ferdinand Gainer, 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 Cortez, the reading of the Journal was dispensed with and the Journal of May 30, 2013, was adopted.

**Privilege Report of the
Legislative Bureau**

May 31, 2013

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT

Making annual appropriations for Fiscal Year 2013-2014 for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Reported without amendments.

HOUSE BILL NO. 2—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 92—
BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 39:2(5) and 36(A)(3)(a) and (B)(5), relative to public finance; to provide for the definition of positions contained in appropriation bills; to provide for the inclusion of certain information in the executive budget and supporting document; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 115—
BY REPRESENTATIVE JAMES
AN ACT

To enact R.S. 17:10.5(G), relative to schools transferred to the Recovery School District; to provide for the submission of petitions by parents requesting that a school be removed from the Recovery School District and returned to the local school system under certain conditions; to require rules and regulations to be adopted by the State Board of Elementary and Secondary Education for the petition process; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 115 by Representative James

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Education and adopted by the Senate on May 30, 2013, on line 2, following "Subsection" change "C" to "C"

HOUSE BILL NO. 116—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 17:7(4) and 351 and to repeal R.S. 17:8 through 8.2, 22(2)(e), 352, 353, 415.1, and 1985, relative to textbooks and other instructional materials for elementary and secondary schools; to provide relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide relative to the authority of public school governing authorities to purchase textbooks and other instructional materials; to provide relative to funding; to provide relative to the review of textbooks and other instructional materials by the state Department of Education, parents, and the public; to provide relative to contracts with publishers relative to the purchase, lease, and use of textbooks and other instructional materials; to provide relative to depositories for textbooks and other instructional materials; to provide relative to rules and regulations; and to provide for related matters.

Reported without amendments.

May 31, 2013

HOUSE BILL NO. 151—
BY REPRESENTATIVE COX

AN ACT

To amend and reenact R.S. 47:6026(E)(1), relative to tax credits; to extend the effectiveness of certain tax credits related to the Cane River Heritage Area Development Zone; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 166—
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 47:633(1), (2), and (3), relative to the severance tax; to provide relative to the severance tax on trees, timber, and pulpwood; to provide relative to the valuation of such natural resources; to authorize the Louisiana Tax Commission to assist in valuation of such natural resources; to provide for certain definitions; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 166 by Representative Anders

AMENDMENT NO. 1

On page 2, line 8, change "their" to "its"

HOUSE BILL NO. 182—
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 47:301(10)(e), relative to sales and use taxes; to provide relative to the definition of "sale at retail" for purposes of the exemption for certain agricultural commodities used in preparing crops or animals for market; to provide relative to the promulgation of rules by the Department of Agriculture and Forestry; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 214—
BY REPRESENTATIVE JEFFERSON

AN ACT

To enact R.S. 17:406.8, relative to parental involvement in public schools; to authorize and encourage public school governing authorities to create partnerships for the purpose of increasing parental involvement in schools; to authorize public school governing authorities to identify and encourage participation in parenting classes and to provide recognition for participation in such classes; to authorize public school governing authorities and the state Department of Education to identify available funding sources to provide for such classes; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 214 by Representative Jefferson

AMENDMENT NO. 1

On page 2, delete line 23 in its entirety and insert "equipment, supplies, field trips, and other educational activities."

HOUSE BILL NO. 220—
BY REPRESENTATIVES HAVARD AND HARRIS

AN ACT

To enact R.S. 24:604.2, relative to the functions and duties of the Legislative Fiscal Office; to require certain reports regarding the General Appropriation Bill; to provide for the availability of such reports; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 238—

BY REPRESENTATIVES PATRICK WILLIAMS, ANDERS, ARMES, ARNOLD, BADON, BARROW, BILLIOT, WESLEY BISHOP, BURRELL, COX, DIXON, GAINES, GISCLAIR, HONORE, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, LAMBERT, TERRY LANDRY, LEBAS, LEGER, MONTUCET, MORENO, NORTON, ORTEGO, PIERRE, POPE, PRICE, RITCHIE, ROBIDEAUX, SMITH, THIERRY, AND ALFRED WILLIAMS

AN ACT

To amend and reenact R.S. 47:1061(A)(1), (2), and (3), relative to the telecommunication tax for the deaf; to provide with respect to the amount of the tax levied; to provide with respect to those telecommunication services to which the tax is levied; to provide for certain limitations; to provide for the amount of the deduction certain companies are authorized to retain for the collection of such tax; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 281—
BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 40:2006(A)(2)(b), (B)(2)(e), and (E)(2)(b), to enact Part IV-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2151 through 2161, and to repeal R.S. 28:567 through 573 and Part XIII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1058.1 through 1058.10, relative to behavioral health services providers; to provide for definitions; to provide for applicability; to establish a behavioral health services providers license; to provide rulemaking authority; to provide for license issuance and renewal; to require a licensing fee; to prohibit operating without a license; to provide for penalties and remedies; to provide for opioid treatment programs; to provide for right of inspection; to provide for drug-free zones; to repeal provisions relative to the licensing of mental health clinics; to repeal provisions relative to the licensing of substance abuse/addiction treatment facilities; to provide for effective dates; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 299—
BY REPRESENTATIVE CARMODY

AN ACT

To amend and reenact R.S. 17:3129(F) and 3130(B)(1)(b), relative to a report by the Board of Regents of a board-approved funding formula to specified legislative committees; to provide relative to the deadline for submission of the report; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 316—
BY REPRESENTATIVES KATRINA JACKSON AND JAMES

AN ACT

To enact R.S. 47:1517.1, relative to tax incentives; to require state agencies which administer tax credits and tax rebates to make certain reports; to provide relative to the contents of such reports; to provide for certain requirements and limitations; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 325—
BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 47:338.64.1, relative to the parish of Iberville; to authorize the governing authority of the parish to levy and collect an additional sales and use tax; to provide for the use of the proceeds of the tax; to provide for voter approval; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 375—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 36:4(R), to enact Chapter 4-B of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:461 through 470, and to repeal Part III of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1971 through 1979, relative to the early intervention program of this state for infants and toddlers with disabilities and their families; to establish the official name of such program; to provide for definitions; to provide for duties of the Department of Health and Hospitals relative to program administration; to provide requirements for a statewide system of services; to provide relative to payment for services; to allow for uses of funds for provision of certain services to eligible persons; to provide for authority to establish a statewide system of payments; to provide for authority to establish a schedule of fees for services provided to certain recipients; to create and provide for duties of the Louisiana State Interagency Coordinating Council for EarlySteps; Louisiana's Early Intervention Program for Infants and Toddlers with Disabilities and their Families; to authorize promulgation of rules by the Department of Health and Hospitals; to provide for continuation of effectiveness of certain administrative rules; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 430—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 49:222(B)(1)(b), (c), and (g), (2)(a) and (d), (3)(a), (b), and (e), (5)(b), and (12)(c), relative to fees chargeable by secretary of state; to authorize the secretary of state to increase certain fees; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 430 by Representative Leger

AMENDMENT NO. 1

On page 1, line 3, following "chargeable by" and before "secretary" insert "the"

AMENDMENT NO. 2

On page 2, line 25, change "and" to "or"

HOUSE BILL NO. 437—

BY REPRESENTATIVES HARRIS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMANN, GREENE, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, AND THOMPSON
AN ACT

To amend and reenact R.S. 39:24(A), 34(A), 51(A), and 54(A), relative to the budget process; to provide for the official forecast; to provide for the powers, duties, and functions of the Revenue Estimating Conference; to require certain contents in the executive budget; to provide for the contents of the General Appropriation Bill and other appropriation bills; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 450—

BY REPRESENTATIVE IVEY
AN ACT

To amend and reenact R.S. 23:1203.1(A), (J), (K), and (M) and to enact R.S. 23:1203.1.1, relative to the workers' compensation medical treatment schedule; to provide with respect to the medical advisory council; to provide with respect to the medical director; to provide for an associate medical director; to provide

with respect to his qualifications; to provide definitions; to provide for supporting scientific evidence for treatment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 452—

BY REPRESENTATIVE FANNIN
AN ACT

To provide relative to special treasury funds; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 452 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 3, line 28, change "only be terminated" to "be terminated only"

AMENDMENT NO. 2

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 3, line 30, following "47:302" insert ".2"

AMENDMENT NO. 3

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 3, line 36, change "(D) and (E)" to "D and E"

AMENDMENT NO. 4

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 4, lines 6-7, change "Good Time Rho Festival" to "Let The Good Times Roll Festival"

AMENDMENT NO. 5

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 4, line 13, change "which" to "that"

AMENDMENT NO. 6

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 4, line 15, change "the fund" to "the fund"

AMENDMENT NO. 7

On page 1, line 16, following "fund," and before "the" delete "then"

HOUSE BILL NO. 500—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 18:402(F)(2) and 1300.33(A) and R.S. 33:9100.21(B)(1) and (F)(2)(d), relative to election dates; to provide for the election dates that may be used for elections relative to security or neighborhood improvement districts in certain parishes; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 501—

BY REPRESENTATIVES MORENO AND WESLEY BISHOP
AN ACT

To amend and reenact R.S. 47:6034(A), (B)(4), (8), (9), (10), and (11), (C)(1)(a)(ii)(aa) and (3), (E)(1)(e), and (F), to enact R.S. 47:6034(H), and to repeal R.S. 47:6034(C)(1)(b), (e), and (f),

relative to tax credits; to provide with respect to the state-certified musical or theatrical facility infrastructure income tax credit; to extend the sunset of the tax credit in certain circumstances; to provide a deadline for certain projects to receive initial certification for the tax credit; to provide relative to certain definitions; to provide for certain requirements and limitations; to provide with respect to the application for such tax credits and certification of productions and infrastructure projects; to provide for the disallowance of credits; to provide for the recovery of credits; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 501 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 3, following "6034" and before ", " change "(H)" to "(J)"

AMENDMENT NO. 2

On page 1, line 14, following "6034" and before "is" change "(H)" to "(J)"

AMENDMENT NO. 3

On page 8, line 1, following the beginning of the line and before "Recovery" change "H." to "J."

HOUSE BILL NO. 539—

BY REPRESENTATIVE HARRIS
AN ACT

To enact R.S. 41:906 and to repeal R.S. 41:906 effective August 1, 2015, relative to the exchange of school lands; to authorize Avoyelles Parish School Board to exchange certain school lands; to provide procedures for such exchange; to provide for the land description and the reservation of mineral rights; to provide for termination of such authority; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 571—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 51:1787(A)(3) and (B)(3) and 1791 and to enact R.S. 47:6302 and R.S. 51:3116 and 3122, relative to rebates and rebate programs, to provide requirements for rebate contracts; to provide for the administration of rebate programs; to authorize the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 571 by Representative Robideaux

AMENDMENT NO. 1

On page 2, line 22, following "employees" and before ":" insert "meet at least one of the following qualifications"

AMENDMENT NO. 2

On page 2, line 24, following "Louisiana" and before "for" insert ", "

AMENDMENT NO. 3

On page 2, line 25, following "zone" and before "or a business" delete ", "

AMENDMENT NO. 4

On page 3, delete line 5 in its entirety

AMENDMENT NO. 5

On page 3, line 19, following "federal" and before "census" insert "decennial"

HOUSE BILL NO. 593—

BY REPRESENTATIVES POPE AND HOFFMANN
AN ACT

To amend and reenact R.S. 56:104(A)(9), relative to hunting licenses; provides that a nonresident student enrolled in a Louisiana high school may purchase hunting licenses for the same cost as a resident; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 617—

BY REPRESENTATIVES ORTEGO, KLECKLEY, ANDERS, ARMES, ARNOLD, BARRAS, BARROW, BERTHELOT, STUART BISHOP, BROWN, BURRELL, CHANEY, COX, DIXON, DOVE, EDWARDS, GISCLAIR, GUILLORY, GUINN, HAZEL, HOFFMANN, HOWARD, JEFFERSON, NANCY LANDRY, LORUSSO, MONTUCET, POPE, RICHARD, SCHEXNAYDER, SMITH, WHITNEY, AND PATRICK WILLIAMS
AN ACT

To enact Subpart KK of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.181 and Subpart LL of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.191, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due to them to the Louisiana National Guard Honor Guard for Military Funerals; to provide for a method for individuals to donate a portion of any refund due to them to Bastion Community of Resilience; to provide for the disposition of such donated monies; to establish the Honor Guard for Military Funerals Fund as a special escrow fund in the state treasury; to establish the Bastion Community of Resilience Fund as a special escrow fund in the state treasury; to provide for the administration and use of monies in the funds; to authorize the secretary of the Department of Revenue to make certain deposits into the funds; to provide for reporting; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 620—

BY REPRESENTATIVES GEYMAN, REYNOLDS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, THIERRY, AND THOMPSON
AN ACT

To amend and reenact R.S. 39:36(A)(3)(b) and 51(A) and to enact R.S. 24:513(D)(7) and R.S. 39:36(A)(6), relative to budgetary controls and priorities; to require certain items be included in the executive budget; to require the General Appropriation Bill include separate recommendations for discretionary and nondiscretionary spending in certain circumstances; to provide for the powers and duties of the legislative auditor; to provide for effectiveness; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 629—

BY REPRESENTATIVES BROADWATER, BARRAS, BURFORD, GUILLORY, HAZEL, HOFFMANN, JAMES, STOKES, THOMPSON, WHITNEY, AND PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 36:451(C) and R.S. 47:1603(A) and to enact R.S. 36:458(H) and R.S. 47:1676, 1676.1, and 1677, relative to collections by the Department of Revenue; to establish the office of debt recovery within the Department of Revenue to collect certain delinquent debts owed to or collected by the state; to provide for definitions; to provide for the administration of the collection of certain debts; to authorize the office to collect certain debt of political subdivisions under

certain circumstances; to provide relative to the procedure for collection of certain debts; to provide for certain requirements and limitations; to authorize the collection of a fee; to provide for the establishment of an electronic debt registry; to provide relative to the information maintained in the registry; to authorize the promulgation of rules and regulations; to provide for the waiver of penalty for delinquent filing or delinquent payment under certain circumstances; to authorize establishment of certain programs; to establish the Debt Recovery Fund as a special treasury fund; to provide for the deposit, use, and investment of the monies in the fund; to authorize the establishment and use of a financial institution data match system; to authorize the acquisition and use of certain information from a financial institution; to authorize the payment of certain fees for acquisition of data match request files; to provide for the confidentiality of certain information; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 629 by Representative Broadwater

AMENDMENT NO. 1
On page 13, line 16, change "accrued" to "elapsed"

AMENDMENT NO. 2
On page 13, line 17, delete "only"

AMENDMENT NO. 3
On page 13, line 18, following "office" and before "after" insert "only"

HOUSE BILL NO. 645—
BY REPRESENTATIVE CROMER
AN ACT

To enact R.S. 22:821(B)(36) and (37) and Chapter 18 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2391 through 2453, and to repeal R.S. 22:821(B)(28) and Subpart F of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1121 through 1144, relative to an internal claim and appeals process and external review procedures for health insurance issuers; to provide requirements for such process and procedures; to provide for definitions; to provide with respect to utilization review organizations and independent review organizations, including their licensure or certification by the commissioner of insurance; to provide for fees; to provide for compliance, penalties, and other regulatory matters; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 645 by Representative Cromer

AMENDMENT NO. 1
On page 12, line 26, change "an" to "a"

AMENDMENT NO. 2
On page 13, line 7, following "impinge" and before "or" insert "upon"

AMENDMENT NO. 3
On page 20, line 26, change "Subparagraph" to "Paragraph"

AMENDMENT NO. 4
On page 24, line 11, change "(a)" to "(b)"

AMENDMENT NO. 5
On page 33, line 22, change "(e)" to "(d)"

AMENDMENT NO. 6
On page 48, line 6, change "provided for by" to "required pursuant to"

AMENDMENT NO. 7
On page 48, lines 10 and 12, change "Being" to "Is"

AMENDMENT NO. 8
On page 48, line 15, change "Holding a nonrestricted license" to "Has a nonrestrictive medical license"

AMENDMENT NO. 9
On page 48, line 18, change "Having no" to "Does not have a"

HOUSE BILL NO. 650—
BY REPRESENTATIVE CARTER
AN ACT

To amend and reenact R.S. 36:642(B) and (C), 643, 644, 645(A), (B)(introductory paragraph) and (1)(a)(i), and (C), 646, 648, 649, and 651(B) and to repeal R.S. 17:3138.1(C)(7), relative to the organization of the state Department of Education; to provide for changes relative to the membership of the Remedial Education Commission; to remove the office of literacy, the office of science, technology, engineering, and mathematics, the office of college and career readiness, the office of departmental support, and the office of innovation as offices of the department and to add the office of district support to the department; to provide for changes relative to the officers of the department; to provide that the appointment of a deputy state superintendent is optional; to provide relative to the purposes and functions of the office of management and finance and office of district support; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 650 by Representative Carter

AMENDMENT NO. 1
On page 5, line 16, delete
" * * "

HOUSE BILL NO. 659—
BY REPRESENTATIVES THOMPSON, BROADWATER, HENRY BURNS, CARMODY, CARTER, JEFFERSON, AND NANCY LANDRY
AN ACT

To amend and reenact R.S. 17:17.1(A), 81(R)(1), 192.1(C), 235.1(B)(1), 263, 279(A), 416.13(B)(2)(introductory paragraph) and (b)(introductory paragraph) and (D)(introductory paragraph) and (3)(introductory paragraph) and (d)(iii), 416.18(A)(8), and 2112(A)(3), to enact R.S. 17:416.18(A)(10), and to repeal R.S. 17:177 and 266, relative to certain requirements for school employees, school governing authorities, and schools; to provide relative to reporting requirements with respect to required physical activity in schools, the denial of meals to students, and student examinations with respect to sight, hearing, and dyslexia; to provide relative to instruction pertaining to the state's safe haven relinquishments law, adoption awareness, and parenthood education; to provide with respect to parent orientation; to provide relative to school employee training, parental notification, and interviewing students with respect to bullying; to provide relative to the teacher bill of rights; to repeal provisions pertaining to the Legislative Academic Achievement Award and instruction relative to kindness to dumb animals; and to provide for related matters.

Reported without amendments.

May 31, 2013

HOUSE BILL NO. 661—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact R.S. 17:3973(2)(a) and (b)(v)(aa), 3991(B)(1)(d) and (23) and (H), 3995(A)(1)(introductory paragraph) and (c) and (B), and 3996(C) and (G) and to enact R.S. 17:3973(2)(b)(v)(dd) and (vii) and 3995(A)(3), (H), (I), and (J), relative to charter schools; to create a Type 3B charter school; to provide relative to charter school funding including funding for Type 3B charter schools; to provide for the applicability of certain provisions to Type 3B schools including student enrollment, acquired assets, and budget submission; to provide that a Type 5 charter school shall be considered the local education agency for funding purposes; to provide for rules adopted by the State Board of Elementary and Secondary Education; to provide for definitions; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 661 by Representative Wesley Bishop

AMENDMENT NO. 1

On page 1, line 13, following "Section 1." and before "R.S. 17:3973(2)(a)" delete "R.S. 17:"

HOUSE BILL NO. 671—
BY REPRESENTATIVES FOIL, ADAMS, BARRAS, BERTHELOT, BROADWATER, BROSETT, CARMODY, CHANEY, GAINES, GUINN, HARRISON, HOFFMANN, HONORE, TERRY LANDRY, PYLANT, REYNOLDS, SCHEXNAYDER, AND SEABAUGH
AN ACT

To enact R.S. 17:3351.11(E) and 3351.17 through 3351.19, relative to tuition and mandatory fee amounts for public postsecondary education institutions; to authorize each public postsecondary management board to impose certain tuition and fee amounts at certain institutions; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 681—
BY REPRESENTATIVE ORTEGO
AN ACT

To amend and reenact R.S. 47:6035(B)(1), relative to income tax credits; to provide with respect to the tax credit for conversion of vehicles to alternative fuel usage; to provide for the definition of "alternative fuel"; to provide for applicability; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 681 by Representative Ortego

AMENDMENT NO. 1

On page 2, line 3, change "55" to "fifty-five"

HOUSE BILL NO. 682—
BY REPRESENTATIVE HOLLIS
AN ACT

To amend and reenact R.S. 47:301(16)(b)(ii), relative to sales and use tax; to provide for definitions; to provide with respect to the definition of tangible personal property; to provide for the definition relating to gold, silver, or numismatic coins, or platinum, gold, or silver bullion; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 698—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 47:6102, 6103(A)(1) and (2), and 6109(A) and to enact R.S. 47:6103(C), relative to income tax credits; to provide relative to school readiness tax credits; to provide for certain definitions; to provide for the administration and recapture of such credits; to require certain recommendations; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 705—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 47:6030, relative to tax credits; to repeal the tax credit for wind energy systems; to establish a tax credit for certain solar energy systems; to provide authorization for a credit against taxes in which the credit can be claimed; to provide the manner in which the credit may be claimed; to provide for a refund of any credit in excess of the tax liability; to provide for the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 705 by Representative Ponti

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on line 12, change "single family" to "single-family"

AMENDMENT NO. 2

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on line 23, after "including" delete "."

AMENDMENT NO. 3

In Senate Committee Amendment No. 15 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 3, line 20, change "single family" to "single-family"

AMENDMENT NO. 4

In Senate Committee Amendment No. 18 proposed by the Senate Committee on Finance and adopted by the Senate on May 30, 2013, on page 3, line 29, change "single family" to "single-family"

HOUSE BILL NO. 723— (Substitute for House Bill No. 622 by Representative Tim Burns)
BY REPRESENTATIVE TIM BURNS
AN ACT

To enact R.S. 47:1705.1, relative to ad valorem tax millages; to provide with respect to constitutionally authorized millage increases in certain parishes; to provide public hearing requirements; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 723 by Representative Tim Burns

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 30, 2013, on line 4, following "line 11," delete the remainder of the line and insert "For all non-elected"

AMENDMENT NO. 2

On page 1, line 14, change "¿" to "¿"

HOUSE BILL NO. 724— (Substitute for House Bill No. 660 by Representative Katrina Jackson)

BY REPRESENTATIVES KATRINA JACKSON, KLECKLEY, ADAMS, BARROW, BERTHELOT, WESLEY BISHOP, BROADWATER, HENRY BURNS, TIM BURNS, BURRELL, CHANEY, COX, CROMER, DANAHAY, DIXON, FANNIN, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HILL, HOFFMANN, HONORE, HOWARD, HUNTER, GIROD JACKSON, JAMES, JEFFERSON, TERRY LANDRY, LORUSSO, MONTOUCEY, MORENO, JIM MORRIS, NORTON, ORTEGO, PIERRE, PRICE, REYNOLDS, SCHEXNAYDER, SMITH, STOKES, THIERRY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 17:2115.11, relative to student prayer gatherings; to permit student prayer gatherings; to provide conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 728— (Substitute for House Bill No. 606 by Representative Cromer)

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 23:1121(B)(1) and (5), 1124, 1201(H), 1208(F), (G), and (H), 1226(B)(3), 1310.8(B), 1314(E), and to enact R.S. 23:1021(13) and 1201.1, relative to workers' compensation; to provide with respect to choice of physician; to provide with respect to medical examinations; to provide with respect to the payment of benefits; to provide for hearing procedures; to provide for notice requirements; to provide with respect to the modification, suspension, termination, or controversion of benefits; to provide for procedure; to provide for the payment of benefits for rehabilitation of injured employees; to provide for disputes; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 728 by Representative Cromer

AMENDMENT NO. 1

On page 8, line 18, change "(2)" to "(1)"

AMENDMENT NO. 2

On page 9, line 2, change "(F)(2)" to "(G)(1)"

AMENDMENT NO. 3

On page 12, line 24, change "than" to "that"

AMENDMENT NO. 4

On page 16, line 21, change "23:1203(K)" to "23:1203.1(K)"

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 153—

BY SENATOR MURRAY

A RESOLUTION

To commend the Most Worshipful Prince Hall Grand Lodge Free and Accepted Masons of Louisiana on its one hundred fiftieth anniversary and the Esther Grand Chapter Order of Eastern Star

Prince Hall Affiliation of Louisiana on its seventy fifth anniversary.

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

SENATE RESOLUTION NO. 154—

BY SENATOR MURRAY

A RESOLUTION

To commend the Esther Grand Chapter Order of Eastern Star Prince Hall Affiliation of Louisiana on its seventy-fifth anniversary.

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

SENATE RESOLUTION NO. 155—

BY SENATOR MURRAY

A RESOLUTION

To commend Hubig's Pies for over ninety years of the production of sweet fried pies and pastries that have delighted the palates of five generations of New Orleans consumers and for its commitment to continue its bakery operations within the historic Faubourg-Marigny district of the city.

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

SENATE RESOLUTION NO. 156—

BY SENATOR LONG

A RESOLUTION

To commend and congratulate Milton Retif for receiving the 2013 Louisiana Sports Leadership Award and being named to the 2013 Louisiana Sports Hall of Fame Induction Class.

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

SENATE RESOLUTION NO. 157—

BY SENATOR LONG

A RESOLUTION

To commend and congratulate Ed "Skeets" Tuohy for being named to the 2013 Louisiana Sports Hall of Fame Induction Class.

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

SENATE RESOLUTION NO. 158—

BY SENATOR LONG

A RESOLUTION

To commend Kevin Mawae on being named to the 2013 Louisiana Sports Hall of Fame Induction Class.

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

SENATE RESOLUTION NO. 159—

BY SENATOR GALLOT

A RESOLUTION

To authorize and direct the commissioner of administration to take all necessary action to ensure that each department, office, agency, board, and commission of the executive branch of state government which maintains a website on the Internet include the name and contact information for each custodian of public records for that entity on the website.

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

May 31, 2013

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 123— BY SENATOR ALLAIN AND REPRESENTATIVE JONES A CONCURRENT RESOLUTION

To commend the dedicated efforts of the citizens of the city of Franklin and of St. Mary Parish in creating the No Hitchin' folklife play.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gallot Nevers
Allain Guillory Peacock
Broome Heitmeier Perry
Buffington Johns Peterson
Chabert Kostelka Riser
Claitor Long Smith, G.
Cortez Martiny Smith, J.
Crowe Mills Walsworth
Donahue Morrish Ward
Erdey Murray White
Total - 30

NAYS

Total - 0

ABSENT

Adley Brown Morrell
Amedee Dorsey-Colomb Tarver
Appel LaFleur Thompson
Total - 9

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 167— BY REPRESENTATIVE POPE AND SENATOR WHITE A CONCURRENT RESOLUTION

To commend Dixie Electric Membership Corporation (DEMCO) upon the celebration of its seventy-fifth anniversary.

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 Gallot Peacock
Allain Guillory Perry
Broome Heitmeier Peterson
Brown Johns Riser
Buffington Kostelka Smith, G.
Chabert Long Smith, J.
Claitor Martiny Walsworth
Cortez Mills Ward
Crowe Morrish White
Donahue Murray
Erdey Nevers
Total - 31

NAYS

Total - 0

ABSENT

Adley Dorsey-Colomb Tarver
Amedee LaFleur Thompson
Appel Morrell
Total - 8

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

HOUSE CONCURRENT RESOLUTION NO. 169— BY REPRESENTATIVE HARRISON A CONCURRENT RESOLUTION

To urge and request the governing authorities of public secondary schools to offer for credit an elective course that teaches the curriculum of Future Leaders of America's Gulf (F.L.A.G.).

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Guillory Murray
Allain Heitmeier Peacock
Broome Johns Perry
Buffington Kostelka Peterson
Chabert LaFleur Riser
Claitor Long Smith, G.
Cortez Martiny Smith, J.
Donahue Mills Walsworth
Erdey Morrell Ward
Gallot Morrish White
Total - 30

NAYS

Total - 0

ABSENT

Adley Brown Nevers
Amedee Crowe Tarver
Appel Dorsey-Colomb Thompson
Total - 9

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

HOUSE CONCURRENT RESOLUTION NO. 170— BY REPRESENTATIVE JONES AND SENATOR ALLAIN A CONCURRENT RESOLUTION

To urge and request the Board of Regents and the Board of Supervisors of Community and Technical Colleges jointly to study the feasibility of offering community college services in the Greater St. Mary Parish Area and to determine how the state can best meet the educational needs of students and the economic and workforce development needs of this region of the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley	Appel	Dorsey-Colomb
Amedee	Brown	Thompson
Total - 6		

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

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To commend Mr. Willie F. Hawkins for his forty-two years of distinguished service to the citizens of Louisiana and Baton Rouge in the areas of higher education, health care, and social services.

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	Guillory	Nevers
Allain	Heitmeier	Peacock
Broome	Johns	Perry
Buffington	Kostelka	Peterson
Chabert	LaFleur	Riser
Claitor	Long	Smith, G.
Cortez	Martiny	Smith, J.
Crowe	Mills	Tarver
Donahue	Morrell	Walsworth
Erdey	Morrish	Ward
Gallot	Murray	White
Total - 33		

NAYS

Total - 0

ABSENT

Adley	Appel	Dorsey-Colomb
Amedee	Brown	Thompson
Total - 6		

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

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE BURRELL AND SENATOR GALLOT

A CONCURRENT RESOLUTION

To express heartfelt measures of condolences upon the death of Caddo Parish Commissioner Joyce Bowman.

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	Guillory	Nevers
Allain	Heitmeier	Peacock
Broome	Johns	Perry
Buffington	Kostelka	Peterson
Chabert	LaFleur	Riser
Claitor	Long	Smith, G.
Cortez	Martiny	Smith, J.
Crowe	Mills	Tarver
Donahue	Morrell	Walsworth
Erdey	Morrish	Ward
Gallot	Murray	White
Total - 33		

NAYS

Total - 0

ABSENT

Adley	Appel	Dorsey-Colomb
Amedee	Brown	Thompson
Total - 6		

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

HOUSE CONCURRENT RESOLUTION NO. 173—

BY REPRESENTATIVES WILLMOTT, ANDERS, BARROW, BURFORD, COX, HARRIS, HAVARD, HENSGENS, HILL, HOFFMANN, KATRINA JACKSON, LEBAS, JAY MORRIS, POPE, SIMON, STOKES, WHITNEY, AND PATRICK WILLIAMS

A CONCURRENT RESOLUTION

To commend Barbara Morvant upon her retirement as executive director of the Louisiana State Board of Nursing and to recognize her unwavering passion, dedication, and contributions to the prosperity of the Louisiana State Board of Nursing as she prepares to pass the torch to new leadership for the future.

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	Guillory	Peacock
Allain	Heitmeier	Perry
Broome	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, G.
Chabert	Long	Smith, J.
Claitor	Martiny	Tarver
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Erdey	Murray	
Gallot	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Appel	Thompson
Amedee	Dorsey-Colomb	
Total - 5		

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

May 31, 2013

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations relative to Code of Evidence Article 902 to provide for certain self-authenticated records and to report its findings and recommendations to the Louisiana Legislature no later than February 1, 2014.

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

Table with 3 columns of names: Mr. President, Gallot, Nevers, Allain, Guillory, Peacock, Broome, Heitmeier, Perry, Brown, Johns, Peterson, Buffington, Kostelka, Riser, Chabert, LaFleur, Smith, G., Claitor, Long, Smith, J., Cortez, Martiny, Tarver, Crowe, Mills, Walsworth, Donahue, Morrish, Ward, Erdey, Murray, White. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Adley, Appel, Morrell, Amedee, Dorsey-Colomb, Thompson. Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE HODGES
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to codify into law a United States Department of Defense standard for religious freedom that would be applied to all uniformed services.

The resolution was read by title. Senator Long 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, Gallot, Nevers, Allain, Guillory, Peacock, Broome, Heitmeier, Perry, Brown, Johns, Peterson, Buffington, Kostelka, Riser, Chabert, Long, Smith, G., Claitor, Martiny, Smith, J., Cortez, Mills, Tarver, Crowe, Morrell, Walsworth, Donahue, Morrish, Ward, Erdey, Murray, White. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Adley, Appel, LaFleur, Amedee, Dorsey-Colomb, Thompson. Total - 6

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

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

SENATE BILL NO. 10—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2178(M)(1)(a)(ii) and to enact R.S. 11:242(F), 243, and 2178(M)(1)(d), relative to statewide retirement systems; to provide for cost-of-living adjustments and permanent benefit increases; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Reengrossed Senate Bill No. 10 by Senator Guillory

AMENDMENT NO. 1

On page 1, at the end of line 14, change "option" to "election"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Guillory, Peacock, Allain, Heitmeier, Perry, Broome, Johns, Peterson, Brown, Kostelka, Riser, Buffington, LaFleur, Smith, G., Chabert, Long, Smith, J., Claitor, Martiny, Tarver, Cortez, Mills, Walsworth, Crowe, Morrell, Ward, Donahue, Morrish, White, Erdey, Murray, Gallot, Nevers. Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Adley, Appel, Thompson, Amedee, Dorsey-Colomb. Total - 5

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

SENATE BILL NO. 42—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:4702(B)(1), (2), (3), (4), (6), and (7), relative to Orleans Parish; to provide relative to the governance of the New Orleans Regional Business Park; to provide relative to the members of the board of commissioners and their terms

of office; to require the adoption of rules and regulations for conducting board business; to provide for vacancies on the board of commissioners; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 42 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 15, change "councilpersons" to "councilperson"

AMENDMENT NO. 2

On page 3, line 19, change "Paragraph" to "Subparagraph"

AMENDMENT NO. 3

On page 4, line 19, change "(h)" to "(k)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wesley Bishop to Reengrossed Senate Bill No. 42 by Senator Morrell

AMENDMENT NO. 1

On page 3, at the end of line 7, delete "**in Subparagraph (2)(i) of**" and insert "**servng pursuant to Subparagraph (2)(i) of**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Peacock
Allain	Heitmeier	Perry
Broome	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, G.
Chabert	Long	Smith, J.
Claitor	Martiny	Tarver
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Erdey	Murray	
Gallot	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Appel	Thompson
Amedee	Dorsey-Colomb	
Total - 5		

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

SENATE BILL NO. 44—
BY SENATOR NEVERS

AN ACT

To enact R.S. 33:2740.18, relative to the city of Bogalusa; to authorize the city to levy a provider fee upon hospitals in the city and for use and distribution of the proceeds; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 44 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 3, after "in the city" delete the remainder of the line and insert a comma "," and "subject to voter approval; to provide for the use and distribution of fee proceeds;"

AMENDMENT NO. 2

On page 2, at the end of line 19, delete the period "." and insert a semi-colon ";" and "**however, the fee shall be imposed only after the question of its imposition has been approved by a majority of the qualified electors in the city of Bogalusa who vote on a proposition authorizing the fee at an election held for that purpose in accordance with the Louisiana Election Code.**"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley	Appel	Dorsey-Colomb
Amedee	Claitor	Thompson
Total - 6		

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

SENATE BILL NO. 47—
BY SENATOR MORRELL AND REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 33:4071(A), (B), (C)(1), and (E) and 4074 and to repeal R.S. 33:4071(C)(2) and (3), relative to Orleans Parish; to provide relative to the Sewerage and Water Board of New Orleans; to change the membership of the board; to provide relative to the terms and removal of board members; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 47 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "and (E) and" delete the remainder of the line and insert "4074, to enact R.S. 33:4087.1, and to repeal R.S."

May 31, 2013

AMENDMENT NO. 2

On page 1, line 5, after "members;" and before "and to" insert "to require the board to report on contracts for the construction and repair of its public systems of water, sewerage, and drainage;"

AMENDMENT NO. 3

On page 1, line 10, after "reenacted" and before "to read" insert "and R.S. 33:4087.1 is hereby enacted"

AMENDMENT NO. 4

On page 2, line 4, delete "Senate," and insert "city council,"

AMENDMENT NO. 5

On page 2, line 5, after "Committee," delete the remainder of the line and delete lines 6 through 13 in their entirety and insert the following:

"(d) The members appointed pursuant to Subparagraphs (b) and (c) of this Paragraph shall include one citizen from each of the five councilmanic districts within the city of New Orleans."

AMENDMENT NO. 6

On page 3, at the end of line 26, insert "If the mayor disapproves the three nominees submitted by the selection committee, the selection committee shall convene in not less than thirty days and not more than sixty days after disapproval to resubmit three different nominees to the mayor."

AMENDMENT NO. 7

On page 4, at the end of line 16, delete "Subparagraph" and on line 17, delete "(A)(1)(c) of this Section, the terms of office of board members" and insert "Subparagraphs (A)(1)(b) and (c) of this Section, the terms of office"

AMENDMENT NO. 8

On page 5, line 25, change "Six" to "Five"

AMENDMENT NO. 9

On page 5, between lines 25 and 26, insert the following:

"* * *

§4087.1. Reporting of contracts

The Sewerage and Water Board of New Orleans shall report quarterly, in September, December, March, and June, to the New Orleans city council relative to the contracts let in the construction and repair of its public systems of water, sewerage, and drainage. Such report shall include the following for new contracts let during the reporting period:

(1) The total number of contracts let to all contractors.

(2) The total value of contracts let to all contractors.

(3)(a) The total number of contracts let to local disadvantaged business enterprises expressed as a percentage of the total number of contracts let.

(b) The total number of contracts let to local businesses expressed as a percentage of the total number of contracts let.

(4)(a) The total value of contracts let to local disadvantaged business enterprises expressed as a percentage of the total value of contracts let.

(b) The total value of contracts let to local businesses expressed as a percentage of the total value of contracts let.

(5) The total number of contracts let to a fifty-fifty joint venture enterprise expressed as a percentage of the total number of contracts let.

(6) The total value of contracts let to a fifty-fifty joint venture enterprise expressed as a percentage of the total value of contracts.

(7) The total number of subcontracts awarded to disadvantaged business enterprises which were awarded by contractors that are not disadvantaged business enterprises expressed as a percentage of the total number of contracts let.

(8) The total value of subcontracts awarded to disadvantaged business enterprises which were awarded by contractors that are not disadvantaged business enterprises expressed as a percentage of the total value of contracts let.

(9) Total number of disadvantaged business enterprises to which a contract was let or that was subcontracted expressed as

a percentage of the total number of companies to which contracts were let or that were subcontracted."

AMENDMENT NO. 10

On page 6, line 5, after "Act" and before "The members" delete the period "." and insert a semi-colon ";" and "however, any such member shall remain in office until his successor is appointed and takes office."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Brossett to Reengrossed Senate Bill No. 47 by Senator Morrell

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1, 2, 3, and 9 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013.

AMENDMENT NO. 2

On page 1, line 2, after "and (E)" delete the remainder of the line and insert a comma "," and "4074, and 4091 and to repeal R.S."

AMENDMENT NO. 3

On page 1, line 5, after "members;" and before "and to" insert "to require the board to report on contracts for the construction and repair of its public systems of water, sewerage, and drainage and on the operations of such systems;"

AMENDMENT NO. 4

On page 1, line 9, after "and (E)" delete the remainder of the line and insert a comma "," and "4074, and 4091 are hereby amended and"

AMENDMENT NO. 5

On page 3, line 22, after "mayor" delete the comma "," and delete the remainder of the line and at the beginning of line 23, delete "at-large members as appropriate,"

AMENDMENT NO. 6

On page 5, between lines 25 and 26, insert the following:

"* * *

§4091. Reports of board

A. On or prior to the first day of May of each year, the board shall make to the city council, in writing, a full and detailed report of its acts, doings, receipts, and expenditures, the same to be put in printed form for public distribution, and a synopsis of same, including a statement of receipts and disbursements, published in the official journal of the city.

B. In addition to the requirements of Subsection A of this Section, the board shall report quarterly, in September, December, March, and June, to the city council relative to the contracts let in the construction and repair of its public systems of water, sewerage, and drainage. Such report shall include the following for new contracts let during the reporting period:

(1) The total number of contracts let to all contractors.

(2) The total value of contracts let to all contractors.

(3)(a) The total number of contracts let to local disadvantaged business enterprises expressed as a percentage of the total number of contracts let.

(b) The total number of contracts let to local businesses expressed as a percentage of the total number of contracts let.

(4)(a) The total value of contracts let to local disadvantaged business enterprises expressed as a percentage of the total value of contracts let.

(b) The total value of contracts let to local businesses expressed as a percentage of the total value of contracts let.

(5) The total number of contracts let to a fifty-fifty joint venture enterprise expressed as a percentage of the total number of contracts let.

C. In addition to the requirements of Subsections A and B of this Section, the board shall report quarterly, in September, December, March, and June, to the city council relative to its operations. Such report shall include the following:

- (1) Standard industry metrics for best practice, including but not limited to:
 - (a) Percentage of water loss.
 - (b) Percentage of water paid.
 - (c) Percentage of receivables outstanding, including delinquency schedule.
 - (d) Customer service improvements.
- (2) Processes and indicators for prevention of waste or fraud.
- (3) Performance metrics and appraisal systems for employees, contractors, and subcontractors.
- (4) Benchmarks of success regarding improved coordination between the board and the Department of Public Works to ensure priority and resource alignment.
- (5) Report on the efficiency and effectiveness of information systems.
- (6) Detailed reports on assessment and status of technologies and operation programs and strategies for system redundancy and service improvements.
- (7) Detailed reports on assessment and status of operational reforms, capital improvement programs, and service assurance programs."

AMENDMENT NO. 7

Delete House Committee Amendment Committee Amendment No. 10 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013.

AMENDMENT NO. 8

On page 6, line 5, after "Act" and before "The members" delete the period "." and insert a semicolon ";" and "however, such members shall remain in office until the board members are appointed as provided in this Act and take office."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Arnold and Abramson to Reengrossed Senate Bill No. 47 by Senator Morrell

AMENDMENT NO. 1

Delete House Committee Amendment No. 6 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 47 by Senator Morrell

AMENDMENT NO. 1

Delete House Committee Amendment No. 5 and 7 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013.

AMENDMENT NO. 2

On page 2, line 3, change "Six" to "Two"

AMENDMENT NO. 3

On page 2, line 5, after "Committee," delete the remainder of the line and delete lines 6 through 13 in their entirety and insert the following:

- "(d) One member appointed jointly by the members of the Louisiana House of Representatives whose election districts include any part of the parish of Orleans.
- (e) One member appointed jointly by the members of the Louisiana Senate whose election districts include any part of the parish of Orleans.
- (f) One member appointed by each of the at-large members of the New Orleans city council.
- (g) The members appointed pursuant to Subparagraphs (b) and (c) of this Paragraph shall be from different councilmanic districts."

AMENDMENT NO. 4

On page 4, at the end of line 16, delete "Subparagraph" and on line 17, delete "(A)(1)(c) of this Section, the terms of office of board members" and insert "Subparagraphs (A)(1)(b) through (e) of this Section, the terms of office"

AMENDMENT NO. 5

On page 4, line 21, after "years," delete the remainder of the line and delete lines 22 and 23 in their entirety and insert "one member shall serve an initial term of three years; and one member shall serve an initial term of four years, as determined by lot at the first meeting of the board."

(c) Each member serving pursuant to Subparagraph (A)(1)(f) of this Section shall serve during his term of office."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 47 by Senator Morrell

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013, on page 1, line 2, change "33:4087.1," to "33:4087.1 and 4096(A)(4),"

AMENDMENT NO. 2

On page 1, line 5, before "and to provide" insert "to provide relative to certain rate increases;"

AMENDMENT NO. 3

In House Committee Amendment No. 3 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013, on page 1, line 9, change "33:4087.1 is" to "33:4087.1 and 4096(A)(4) are"

AMENDMENT NO. 4

On page 5, between lines 25 and 26, insert the following:
"\$4096. New Orleans sewerage and water board; water rates; water revenue bonds

- A. * * *

(4) Any rate increase approved by the city council in 2012 shall expire on December 31, 2022. However, if the proceeds of such an increase are pledged to the repayment of bonds, the board shall continue to collect the increased fee amounts until such bonds are repaid.

* * *"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 47 by Senator Morrell

AMENDMENT NO. 1

In House Floor Amendment No. 6 proposed by Representative Brossett and adopted by the House on May 30, 2013, on page 2, after line 47, insert the following:

"D. In addition to the requirements of Subsections A, B, and C of this Section, the board shall report quarterly, in September, December, March, and June, to the city council on the matters provided for in this Subsection. Such report shall include the following:

- (1) Progress made by the board with respect to customer service improvements as follows:
 - (a) Citywide installation of electronic meters.
 - (b) Establishment of at least one additional customer service center.
 - (c) Creation of online account management for customers.
 - (d) Creation of work order tracking.
 - (e) Improved efficiency and reliability.
- (2) Progress made by the board with respect to the Enhanced Service Assurance program as follows:

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- (a) Providing additional funding for bill payment assistance through the Water Help program.
- (b) Expanding the Water Help program to provide assistance with plumbing repairs.
- (c) Pursuing legislative changes to allow adjustments for water lost through customer leaks.
- (d) Evaluating waiver of service charges based on means testing for qualifying low-income elderly and disabled customers.
- (e) Evaluating the reduction of the late payment fee.
- (3) Progress made by the board with respect to operational reforms as follows:
 - (a) Improving operations through performance measures, improved framework, and follow-up reviews to reduce future rate increases.
 - (b) Reducing the amount of free water provided to municipal accounts.
 - (c) Improving coordination between the board and the Department of Public Works.
 - (d) Improving ratepayer collections.
 - (e) Developing a long-term staff succession and training program.
 - (f) Performing annual water audits to measure progress and critical needs.
 - (g) Enhancing long range planning by developing a facilities plan for 2015-2035.
 - (h) Developing new sources of funding other than water and sewer rate increases.
- (4) Progress made by the board with respect to capital improvements funded by the rate increase including but not limited to:
 - (a) Replacement and rehabilitation of water purification plant facilities.
 - (b) Replacement and rehabilitation of water pumping facilities.
 - (c) Replacement of water system transmission and distribution mains.
 - (d) Replacement and rehabilitation of sewer system collection pipes required by federal consent decree.
- (5) Progress made by the board with respect to creating economic opportunities consistent with the city's Disadvantaged Business Enterprise program and local participation polices."

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

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Guillory	Peacock
Allain	Heitmeier	Perry
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Cortez	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrell	White
Erdey	Morrish	
Gallot	Nevers	
Total - 31		
NAYS		
Claitor	Murray	Peterson
Total - 3		
ABSENT		
Adley	Appel	Thompson
Amedee	Dorsey-Colomb	
Total - 5		

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

SENATE BILL NO. 63—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 47:1907(A)(1) and to enact R.S. 47:1907(K), relative to assessors; to authorize assessors to increase their compensation up to four percent for four calendar years; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed Senate Bill No. 63 by Senator Mills

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on May 28, 2013, at the end of line 6, delete "**2017**" and insert "**2016**"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 63 by Senator Mills

AMENDMENT NO. 1

On page 2, at the end of line 8, after "**each**" delete the remainder of the line in its entirety and insert "**assessor's office may increase the assessor's**"

AMENDMENT NO. 2

On page 2, at the end of line 10, after "**2013**" and before the period "." insert "**and ending calendar year 2017**"

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

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Guillory	Smith, J.
Allain	Heitmeier	Tarver
Broome	LaFleur	Thompson
Brown	Martiny	Walsworth
Buffington	Mills	Ward
Chabert	Murray	White
Cortez	Nevers	
Gallot	Smith, G.	
Total - 22		
NAYS		
Claitor	Long	Peterson
Erdey	Morrish	Riser
Johns	Perry	
Total - 8		
ABSENT		
Adley	Crowe	Kostelka
Amedee	Donahue	Morrell
Appel	Dorsey-Colomb	Peacock
Total - 9		

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

SENATE BILL NO. 78—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 47:301(14)(g)(i)(bb) and 337.10(F), relative to sales and use tax; to provide for an exclusion from the sales and use tax of the state and of political subdivisions which is levied upon certain sales of services; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 78 by Senator Martiny

AMENDMENT NO. 1

On page 2, delete lines 11 through 16 in their entirety and insert the following: "other parish, municipality or school board. However, any other parish, municipality or school board may apply the exclusion as defined in this Subparagraph to sales or use taxes levied by any such parish, municipality, or school board. Offshore areas shall not be considered another state for the purpose of this Subparagraph."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Perry
Adley	Heitmeier	Peterson
Allain	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrish	Ward
Crowe	Murray	White
Erdey	Nevers	
Gallot	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Morrell
Appel	Dorsey-Colomb	
Total - 5		

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

SENATE BILL NO. 159—
BY SENATOR MORRELL AND REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 33:2339, relative to municipal law enforcement; to provide relative to detail or secondary employment; to provide relative to communications; to provide relative to administrative fees; to provide relative to public records; to provide relative to medicare and social security contributions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 159 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 4, after "records;" delete the remainder of the line and at the beginning of line 5, delete "medicare and social security contributions;"

AMENDMENT NO. 2

On page 1, line 12, after "**superintendent**" delete the period "." and insert a comma "," and "**except for communications concerning detail assignments.**"

AMENDMENT NO. 3

On page 2, delete lines 5 and 6 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 7, change "**D.**" to "**C.**"

AMENDMENT NO. 5

On page 2, at the beginning of line 9, change "**E.**" to "**D.**"

AMENDMENT NO. 6

On page 2, at the beginning of line 11, change "**F.**" to "**E.**"

AMENDMENT NO. 7

On page 2, delete lines 16 through 19 in their entirety

AMENDMENT NO. 8

On page 2, at the beginning of line 20, change "**H.**" to "**F.**"

AMENDMENT NO. 9

On page 2, at the beginning of line 23, change "**I.**" to "**G.**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hazel to Reengrossed Senate Bill No. 159 by Senator Morrell

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 2, 4, 5, and 8 proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 28, 2013

AMENDMENT NO. 2

On page 1, line 3, after "employment" delete the semi-colon ";" and insert "administered or managed by the city of New Orleans or any other entity;"

AMENDMENT NO. 3

On page 1, line 5, before "and to provide" insert "to authorize the subpoena of certain records regarding detail or secondary employment;"

AMENDMENT NO. 4

On page 1, at the end of line 9, after "**employment**" insert a semi-colon ";" and "**city of New Orleans**"

AMENDMENT NO. 5

On page 1, delete lines 10 through 13 in their entirety and insert the following:

"A.(1) The managing director and employees of the Office of Police and Secondary Employment (OPSE), or its successor, may only communicate with the New Orleans Police Department, its staff, officers, or superintendent regarding matters concerning paid detail or secondary employment assignments. All other matters shall be communicated in writing, in a standardized format available for public review. The provisions of this Subsection shall not apply to the Public Integrity Bureau."

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(2) The provisions of this Section shall apply to any other entity which may be created, or which supercedes OPSE, to oversee or manage paid details or secondary employment of New Orleans city police officers.

B.(1) The office of the independent police monitor shall investigate any complaint concerning any detail or secondary employment of a New Orleans city police officer. In addition, the office of the independent police monitor may examine, review, audit, inspect, and investigate the records, books, reports, documents, papers, correspondence, accounts, audits, inspections, reviews, recommendations, plans, films, tapes, pictures, computer hard drives, software data, hardware data, e-mails, instant messages, text messages, and any other data and material relevant to any detail or secondary employment complaint and may issue an administrative subpoena duces tecum to require the production of books, records, documents, or other evidence deemed relevant or material to an investigation. The subpoena duces tecum shall comply with all applicable constitutionally established rights and processes.

(a) The subpoena duces tecum may be served by certified mail, return receipt requested, at the addressee's residence or business address.

(b) The entity receiving the subpoena duces tecum may file a motion with the Civil District Court for the parish of Orleans to amend or quash the subpoena. The motion shall be filed any time before the date for attendance or compulsion specified in the subpoena or within twenty days after the subpoena duces tecum has been served, whichever is earlier. In no event shall any penalty attach to the recipient of such an administrative subpoena duces tecum for failure to respond without an order from the Civil District Court for the parish of Orleans.

(c) If the subpoena duces tecum is not quashed and is not complied with by the date for production of documents, the office of the independent police monitor may apply to the Civil District Court for the parish of Orleans for an order compelling compliance with the subpoena. Any person failing to comply with the order compelling compliance shall be adjudged in contempt of court.

(d) Any costs and attorney's fees incurred by the office of the independent police monitor shall be taxed against the person who failed or refused to comply with the terms of the subpoena.

(e) When the office of the independent police monitor has reason to believe that a person may attempt to conceal or destroy materials essential to an investigation, examination, audit, or inspection, such office may apply by verified petition to the Civil District Court for the parish of Orleans for an order protecting the materials from concealment or destruction. The court may order and fix the amount of a bond to be posted and conditioned upon compliance with the terms of the subpoena. The order shall be directed to the person upon whom the subpoena will be served and to any other person necessary to protect the materials from concealment or destruction.

(2) The office of the independent police monitor may examine the accounts and books of OPSE, or any other entity which may be created, or which supercedes the office of police and secondary employment, to oversee or manage paid details or secondary employment of New Orleans city police officers."

AMENDMENT NO. 6

On page 1, delete line 14 in its entirety and insert the following: "C.(1) The head of OPSE shall"

AMENDMENT NO. 7

On page 1, line 17, after "officer" delete the comma "," and delete the remainder of the line and on page 2, delete lines 1 and 2, and insert a period "."

AMENDMENT NO. 8

On page 2, delete lines 9 and 10 in their entirety

AMENDMENT NO. 9

On page 2, delete lines 20 through 22 in their entirety and insert the following:

"F. All communications of OPSE, its managing director and employees regarding references to police officers, employees of the New Orleans Police Department, and businesses and other contracting entities regarding details or secondary employment shall be subject to a public records request and the information shall be considered a public record pursuant to R.S. 44:1 et seq and shall also be available under the Freedom of Information Act."

AMENDMENT NO. 10

On page 2, at the end of line 24, after "Employment" delete the period "." and insert " or any other entity which may be created, or which supercedes the Office of Police and Secondary Employment, to oversee or manage paid details or secondary employment of New Orleans city police officers."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 159 by Senator Morrell

AMENDMENT NO. 1

On page 2, between lines 24 and 25, insert the following:

"H. The provisions of this Section shall not apply to any police details or secondary employment by police personnel on behalf of any district created pursuant to Part II of Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Amedee	Donahue
Appel	Dorsey-Colomb
Total - 4	

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

SENATE BILL NO. 165—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 47:6007(B)(9), (10), (11), (12), (13), (14), (C)(4)(b), (D)(2)(c) and (d) and to enact R.S. 47:6007(B)(15) and (16), (D)(9), and 6007.1, relative to the motion picture investor tax credit; to provide for definitions; to provide for production audit reports and requirements; to provide for submission of a production audit report prior to being certified as a state-certified production for application for the credit; to provide for a production audit report; to provide

relative to notification of transfer or sale of tax credits; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 165 by Senator Martiny

AMENDMENT NO. 1
On page 2, line 11, delete "of America"

AMENDMENT NO. 2
On page 5, line 12, before "production" delete "the"

AMENDMENT NO. 3
On page 11, line 8, change "42:6007" to "47:6007"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Reengrossed Senate Bill No. 165 by Senator Martiny

AMENDMENT NO. 1
On page 1, line 3, after "and (16)," and before "relative" delete "(D)(9), and 6007.1" and insert "and (D)(9)"

AMENDMENT NO. 2
On page 1, at the end of line 11, after "and (16)," and before "are" delete "(D)(9), and 6007.1" and insert "and (D)(9)"

AMENDMENT NO. 3
On page 2, line 7, after "audit shall" delete the remainder of the line, delete line 8 in its entirety, and from the beginning of line 9, delete "47:6007.1 and shall"

AMENDMENT NO. 4
On page 4, line 4, after "submit to the" delete the remainder of the line

AMENDMENT NO. 5
On page 4, line 6, after "within" and before "days" delete "seven" and insert "ten"

AMENDMENT NO. 6
On page 4, line 21, after "to the" and before "shall" delete "office" and insert "Department of Revenue"

AMENDMENT NO. 7
On page 4, line 22, after "and any" delete "pricing"

AMENDMENT NO. 8
On page 5, line 2, after "certification" and before "of" insert a comma ", and insert "or written denial"

AMENDMENT NO. 9
On page 5, line 15, after "audit report" and before the comma ", insert "and all required supporting information"

AMENDMENT NO. 10
On page 5, line 17, after "for all" delete the remainder of the line, delete lines 18 through 21 in their entirety, and insert the following: "qualifying expenditures verified by the office. Any expenditures for which tax credits were neither denied nor certified due to insufficient information or other issues, the office and secretary shall diligently work to resolve the outstanding issues in a timely manner, and the office and secretary may subsequently issue a supplemental tax credit certification at the time of such resolution."

AMENDMENT NO. 11
On page 6, at the beginning of line 18, delete "Not later than January 1, 2014, the" and insert "The"

AMENDMENT NO. 12
On page 6, line 19, after "rules" delete the comma "," and insert "regarding related party transactions"

AMENDMENT NO. 13
On page 6, line 20, after "Act" delete the remainder of the line, delete lines 21 through 29 in their entirety, delete pages 7 through 11 in their entirety, and insert a period "."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Murray
Adley	Guillory	Nevers
Allain	Heitmeier	Perry
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Erdey	Morrish	White
Total - 33		

NAYS

Peterson
Total - 1

ABSENT

Amedee	Donahue	Peacock
Appel	Dorsey-Colomb	
Total - 5		

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

SENATE BILL NO. 204—
BY SENATORS ADLEY, ALARIO, BROWN, CORTEZ, CROWE, DORSEY-COLOMB, GALLOT, JOHNS, KOSTELKA, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, GARY SMITH AND WHITE AND REPRESENTATIVES ADAMS, ARNOLD, BERTHEL OT, STUART BISHOP, BROSETT, DANAHAY, DIXON, FRANKLIN, GAINES, GISCLAIR, GUINN, HAZEL, TERRY LANDRY, LEGER, LEOPOLD, MONTOUCET, MORENO, ORTEGO, PRICE, RICHARD, SMITH AND WHITNEY

AN ACT

To amend and reenact R.S. 17:3394.3(A) and the introductory paragraph of (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.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Re-Reengrossed Senate Bill No. 204 by Senator Adley

May 31, 2013

AMENDMENT NO. 1

On page 4, line 49, change "Winn" to "Franklin"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed Senate Bill No. 204 by Senator Adley

AMENDMENT NO. 1

On page 2, line 1, delete "heretofore or hereafter"

AMENDMENT NO. 2

On page 2, line 12, change "1421" to "1426"

AMENDMENT NO. 3

On page 3, at the beginning of line 29, add "(1)"

AMENDMENT NO. 4

On page 5, at the beginning of line 54, add "(2)"

AMENDMENT NO. 5

On page 6, at the beginning of line 9, add "(3)"

AMENDMENT NO. 6

On page 6, at the beginning of line 15, change "(3)" to "(4)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Murray
Adley	Guillory	Nevers
Allain	Johns	Perry
Broome	Kostelka	Riser
Brown	LaFleur	Smith, G.
Buffington	Martiny	Smith, J.
Cortez	Mills	Thompson
Crowe	Morrell	Walsworth
Erdey	Morrish	White
Total - 27		

NAYS

Chabert	Long
Claitor	Peterson
Total - 4	

ABSENT

Amedee	Dorsey-Colomb	Tarver
Appel	Heitmeier	Ward
Donahue	Peacock	
Total - 8		

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

SENATE BILL NO. 207—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:2391, 2471, and 2591 and to enact R.S. 33:2588, relative to civil service for cities having a population exceeding one hundred thousand; to make technical changes; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 207 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, after "thousand" delete the semi-colon ";" and delete the remainder of the line and at the beginning of line 4, delete "technical changes;" and insert "and certain cities governed by the municipal fire and police civil service system; to provide for the applicability of state civil service provisions in certain circumstances; to provide exceptions;"

AMENDMENT NO. 2

On page 1, at the end of line 17, insert "The provisions of this Subsection shall not apply to any municipality with a population of not less than two hundred fifteen thousand persons and not more than three hundred thousand persons according to the latest federal decennial census."

AMENDMENT NO. 3

On page 2, at the end of line 10, insert "The provisions of this Subsection shall not apply to any municipality with a population of not less than two hundred fifteen thousand persons and not more than three hundred thousand persons according to the latest federal decennial census."

AMENDMENT NO. 4

On page 3, at the end of line 1, insert "The provisions of this Subsection shall not apply to any municipality with a population of not less than two hundred fifteen thousand persons and not more than three hundred thousand persons according to the latest federal decennial census."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Donahue
Appel	Dorsey-Colomb
Total - 4	

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

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

Called from the Calendar

Senator Walsworth asked that Senate Bill No. 222 be called from the Calendar.

SENATE BILL NO. 222—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 46:1403, 1404(A), 1405, 1415, 1419 through 1422, 1425(A) and (B), and 1428(A), to enact R.S. 46:1406 and 1407, and to repeal R.S. 46:1408, 1409, 1412, 1413, and 1424, relative to child care facilities; to provide for licensure requirements; to provide for transitional provisions; to provide for licensure procedures; to provide for rules; to provide for disclosure; to provide for agencies and facilities subject to regulation; to provide for revocation or refusal to renew licenses; to provide for violations; to provide for appeals; to provide for penalties; to provide for injunctive relief; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 222 by Senator Walsworth

AMENDMENT NO. 1

On page 1, at the beginning of line 3, delete "(B), and 1428(A)," and insert in lieu thereof "(B), 1426, 1428(A), and 1429,"

AMENDMENT NO. 2

On page 1, line 4, after "facilities;" and before "to provide" insert "to provide for definitions;"

AMENDMENT NO. 3

On page 1, at the beginning of line 12, delete "and 1428(A)" and insert in lieu thereof "1426, 1428(A), and 1429"

AMENDMENT NO. 4

On page 1, line 12, after "reenacted" and before "and R.S. 46:1406" delete the comma ","

AMENDMENT NO. 5

On page 2, line 2, after "children" and before "five years" delete "at least"

AMENDMENT NO. 6

On page 2, line 26, after "A" and before "day care center" insert "child"

AMENDMENT NO. 7

On page 2, line 29, after "full-time" and before "day care center" insert "child"

AMENDMENT NO. 8

On page 2, line 29, after "A" and before "day care center" insert "child"

AMENDMENT NO. 9

On page 4, line 15, after "(14)" and before "Type I license" delete "A"

AMENDMENT NO. 10

On page 4, line 25, delete "publicly-" and insert in lieu thereof "publicly"

AMENDMENT NO. 11

On page 4, at the beginning of line 26, change "privately-owned" to "privately owned"

AMENDMENT NO. 12

On page 4, line 28, delete "must" and insert in lieu thereof "shall"

AMENDMENT NO. 13

On page 5, line 3, delete "publicly-" and insert in lieu thereof "publicly"

AMENDMENT NO. 14

On page 5, at the beginning of line 4, change "privately-owned" to "privately owned"

AMENDMENT NO. 15

On page 6, at the end of line 2, change "Office" to "office"

AMENDMENT NO. 16

On page 6, line 3, delete "Governor." and insert in lieu thereof "governor."

AMENDMENT NO. 17

On page 6, line 4, after "expertise in" and before "infants" insert "care of"

AMENDMENT NO. 18

On page 6, at the end of line 12, insert "The working group shall be dissolved on January 1, 2014."

AMENDMENT NO. 19

On page 6, line 14, delete "on July 31, 2013."

AMENDMENT NO. 20

On page 6, line 20, after "Chapter" and before "shall" delete the comma ","

AMENDMENT NO. 21

On page 6, line 29, after "Chapter" and before "shall" delete the comma ","

AMENDMENT NO. 22

On page 7, line 2, after "center" delete the remainder of the line and insert in lieu thereof "that requests to change its license"

AMENDMENT NO. 23

On page 7, line 6, after "pursuant to" delete the remainder of the line and insert in lieu thereof "R.S. 46:1406(C)."

AMENDMENT NO. 24

On page 7, line 19, delete "regulated" and insert in lieu thereof "authorized"

AMENDMENT NO. 25

On page 7, line 27, delete "All licensed facilities shall display the license" and insert in lieu thereof "Each licensed facility shall display its license"

AMENDMENT NO. 26

On page 8, delete line 28 in its entirety and insert in lieu thereof "Constitution of Louisiana."

AMENDMENT NO. 27

On page 9, line 6, after "facilities" and before "in accordance" insert "for licensure"

AMENDMENT NO. 28

On page 9, delete line 9 in its entirety and insert in lieu thereof "shall accomplish all of the following:"

AMENDMENT NO. 29

On page 9, line 19, after "However," delete the remainder of the line and delete lines 20 through 24 in their entirety and insert in lieu thereof the following: "nothing in this Subparagraph shall be"

construed to affect, limit, or otherwise restrict any of the following:

(i) The hiring or admission policies of a licensed day care center owned by a church or religious organization, which may give preference in hiring or admission to members of the church or denomination.

(ii) The rights of religious sectarian child-placing agencies to consider creed in any decision or action relating to foster care or adoption."

AMENDMENT NO. 30

On page 10, line 6, after "for the" delete the remainder of the line and insert in lieu thereof "return of a child to his parent."

AMENDMENT NO. 31

On page 10, line 7, after "return to" and before "parent" delete "the" and insert in lieu thereof "his"

AMENDMENT NO. 32

On page 10, at the beginning of line 15, change "(2)" to "(2)(a)"

AMENDMENT NO. 33

On page 10, line 15, after "to have" and before "the" insert "all of"

AMENDMENT NO. 34

On page 10, at the beginning of line 17, change "(a)" to "(i)"

AMENDMENT NO. 35

On page 10, at the beginning of line 19, change "(b)" to "(ii)"

AMENDMENT NO. 36

On page 10, at the beginning of line 21, change "(c)" to "(b)"

AMENDMENT NO. 37

On page 11, line 29, delete "Every" and insert in lieu thereof "Each"

AMENDMENT NO. 38

On page 12, line 15, delete "child-care" and insert in lieu thereof "child care"

AMENDMENT NO. 39

On page 13, line 8, after "the" delete the remainder of the line and insert "department"

AMENDMENT NO. 40

On page 13, at the beginning of line 9, delete "Children and Family Services"

AMENDMENT NO. 41

On page 14, between lines 9 and 10, insert the following:
"§1426. Disclosure of information

A. The department shall make available, upon request of a parent or guardian of any child who has applied for placement in a child day care center licensed by the department, the following information relative to such child day care center:

(1) Each valid finding of child abuse, neglect, or exploitation occurring at the center, subject to the limitations provided by R.S. 46:56(F)(4)(c).

(2) Whether or not the child day care center employs any person who has been convicted of or pled guilty or nolo contendere to any of the crimes provided in R.S. 15:587.1.

(3) Any violations of standards, rules, or regulations applicable to such child day care center.

(4) Any waivers of minimum standards authorized for such child day care center.

B. Requests may be made by telephone or in writing. Such requests shall include the name of each child day care center for which information is requested.

C.(1) Licensed child day care centers and other state agencies shall cooperate with the secretary of the department to make such requested information available.

(2) Day Child day care centers shall make available to parents or legal guardians information on how to view or obtain copies of child care licensing surveys from the department. Day Child day

care centers shall post information which explains that the licensing surveys are available online and list the ~~web~~ Internet website address where such information may be obtained and information which explains that licensing surveys may be obtained by sending a request in writing to the department. The department shall develop a form suitable for display which shall be posted at each licensed child day care center in compliance with this Subsection.

D. The department shall adopt procedures and guidelines for the implementation of this Section by rule in accordance with the Administrative Procedure Act. Such procedures and guidelines may include a procedure for verification that an application for placement in a licensed child day care center has actually been made.

AMENDMENT NO. 42

On page 14, between lines 20 and 21, insert the following:
"§1429. Exceptions; religious organizations

A recognized religious organization which is qualified as a tax-exempt organization under Section 501(c) of the Internal Revenue Code, which remains open for not more than twenty-four hours in a continuous seven-day week, and in which no individual child remains for more than twenty-four hours in one continuous stay shall not be considered a "child day care center" for the purposes of this Chapter."

AMENDMENT NO. 43

On page 14, line 21, after "repealed" and before the period "." insert "in their entirety"

AMENDMENT NO. 44

On page 14, between lines 21 and 22, insert the following:
"Section 3. The Louisiana State Law Institute is hereby directed to make technical changes to statutory laws as necessary to reflect changes to defined terms as provided in this Act."

AMENDMENT NO. 45

On page 14, delete line 22 in its entirety and insert in lieu thereof the following:

"Section 4. Sections 1, 2, and 3 of this Act shall become effective on January 1, 2014."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 222 by Senator Walsworth

AMENDMENT NO. 1

In House Committee Amendment No. 29 proposed by the House Committee on Health and Welfare to Reengrossed Senate Bill No. 222 by Senator Walsworth, on page 3, line 13, following "licensed" and before "day" insert "child"

AMENDMENT NO. 2

On page 5, line 29, change "nonpublic school council" to "Nonpublic School Council"

AMENDMENT NO. 3

On page 7, line 29, following "requirement" and before "provided" insert "1"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hoffmann to Reengrossed Senate Bill No. 222 by Senator Walsworth

AMENDMENT NO. 1

On page 4, line 18, after "center." and before "'Type I license'" insert the following: "Nothing herein shall be construed to require a children's religious ministry program operated by a church or other religious organization in accordance with R.S. 46:1429 to be licensed pursuant to this Chapter."

AMENDMENT NO. 2

In Amendment No. 42 proposed by the House Committee on Health and Welfare and adopted by the House on May 23, 2013, on page 4, at the end of line 44, insert a semicolon ";" and "children's religious ministries"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hoffmann to Reengrossed Senate Bill No. 222 by Senator Walsworth

AMENDMENT NO. 1

On page 3, line 7, after "grantee," and before "or stand-alone" insert "Head Start grantee."

AMENDMENT NO. 2

On page 5, line 24, after "department" and before the comma "," insert "to implement the types of licenses required by R.S. 46:1404"

AMENDMENT NO. 3

On page 5, line 25, after "standards" and before "for" insert "in effect"

AMENDMENT NO. 4

On page 5, line 26, after "licensure" delete the remainder of the line and insert in lieu thereof a period "."

AMENDMENT NO. 5

On page 6, line 17, after "Type II license" and before the period "." insert "as provided by rule"

AMENDMENT NO. 6

On page 6, line 20, after "Type II license" and before the period "." insert "as provided by rule"

AMENDMENT NO. 7

Delete Amendment No. 36 proposed by the House Committee on Health and Welfare and adopted by the House on May 23, 2013.

AMENDMENT NO. 8

On page 10, delete line 21 in its entirety and insert in lieu thereof "(b) Type III early childhood learning centers shall adhere to the"

AMENDMENT NO. 9

On page 13, at the end of line 11, insert "The venue of judicial review shall be the district court of the parish in which the licensee is located."

AMENDMENT NO. 10

In Amendment No. 44 proposed by the House Committee on Health and Welfare and adopted by the House on May 23, 2013, on page 5, line 8, after "defined terms" and before "as provided" insert "in R.S. 46:1403, including but not limited to "day care center"."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Simon to Reengrossed Senate Bill No. 222 by Senator Walsworth

AMENDMENT NO. 1

In Amendment No. 18 proposed by the House Committee on Health and Welfare and adopted by the House on May 23, 2013, on page 2, line 12, after "dissolved on" delete the remainder of the line and delete line 13 in its entirety and insert in lieu thereof "the effective date of any provision of law which transfers statutory authority for licensing of child day care centers from the Department of Children and Family Services to the Department of Education."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Amedee	Donahue	Peterson
Appel	Dorsey-Colomb	

Total - 5

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

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

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR ALLAIN AND REPRESENTATIVE JONES
A CONCURRENT RESOLUTION

To commend the dedicated efforts of the citizens of the city of Franklin and of St. Mary Parish in creating No Hitchin' and to designate No Hitchin' as Louisiana's Official Folklife Play.

Reported favorably by the Committee on Natural Resources.

On motion of Senator Allain, the resolution was read by title and withdrawn from the files of the Senate.

SENATE CONCURRENT RESOLUTION NO. 120—
BY SENATOR CROWE
A CONCURRENT RESOLUTION

To establish the Transformation Village Task Force to study and make recommendations with respect to the feasibility of repurposing and/or reopening the closed amusement park in New Orleans and the development of employment opportunities for Louisiana citizens.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Concurrent Resolution No. 120 by Senator Crowe

AMENDMENT NO. 1

On page 1, delete lines 17 and 18

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

Floor Amendments

Senator Murray proposed the following amendments.

May 31, 2013

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Original Senate Concurrent Resolution No. 120 by Senator Crowe

AMENDMENT NO. 1

On page 3, between lines 12 and 13, insert:

"(16) One member appointed by the president of the Senate.

(17) One member appointed by the speaker of the House of Representatives."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Dorsey-Colomb
Appel	Peterson
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 121—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet jointly and study the issues related to authorizing homeowners, age sixty-five years or older with financial hardship, to postpone payment of ad valorem taxes on their homestead until death and to make recommendations to the legislature.

Reported favorably by the Committee on Revenue and Fiscal Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Murray
Adley	Guillory	Nevers
Allain	Johns	Perry
Broome	Kostelka	Smith, G.

Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 29		

NAYS

Claitor	Riser
Peacock	Walsworth
Total - 4	

ABSENT

Amedee	Dorsey-Colomb	Heitmeier
Appel	Erdey	Peterson
Total - 6		

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. 248—

BY SENATOR CROWE

AN ACT

To enact R.S. 47:305.72, relative to sales tax exemption; to provide relative to the sales and use tax exemption on the sale of gold and silver bullion coins; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Murray
Adley	Guillory	Perry
Allain	Heitmeier	Riser
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	White
Crowe	Morrell	
Donahue	Morrish	
Total - 28		

NAYS

Claitor	Nevers	Smith, G.
Long	Peacock	
Total - 5		

ABSENT

Amedee	Dorsey-Colomb	Peterson
Appel	Gallot	Ward
Total - 6		

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

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

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVES JIM MORRIS AND GEYMAN
A CONCURRENT RESOLUTION
To direct the commissioner of administration to change the expenditure limit for Fiscal Year 2013-2014.

Reported favorably by the Committee on Finance.

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

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION
To approve the annual integrated coastal protection plan for Fiscal Year 2013-2014, as adopted by the Coastal Protection and Restoration Authority.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Dorsey-Colomb
Appel	Peterson
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVE NORTON
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to reconsider proposed policy changes relative to school libraries.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original House Concurrent Resolution No. 69 by Representative Norton

AMENDMENT NO. 1
On page 1, at the beginning of line 3, delete "proposed policy changes" and insert "the motion the board adopted that authorizes school systems to request exceptions to requirements in board policy"

AMENDMENT NO. 2
On page 1, line 8, after "Education" and before "proposed" delete "has" and insert "(BESE)"

AMENDMENT NO. 3
On page 1, line 10, after "implemented," and before "crucial" change "will eliminate" to "would have eliminated"

AMENDMENT NO. 4
On page 1, between lines 11 and 12, insert the following:
"WHEREAS, following widespread public concern about the detrimental effect that these proposed revisions would have had on schools and students, BESE ultimately opted not to revise the policy; however, BESE did adopt a motion providing that school systems that need exceptions to the policy may make requests to the state superintendent of education for his consideration; and"

AMENDMENT NO. 5
On page 1, line 12, after "WHEREAS," and before "without" insert "granting school systems the authority to request waivers relative to BESE policy requirements pertaining to school libraries and librarians is troubling to some, because"

AMENDMENT NO. 6
On page 1, line 12, after "schools" and before "face" change "will" to "could"

AMENDMENT NO. 7
On page 1, delete line 15, and at the beginning of line 16, delete "policies would be those" and insert the following:
"WHEREAS, if such waivers are granted, a school system could be exempt from policies"

AMENDMENT NO. 8
On page 1, line 20, after "as" delete the remainder of the line and insert "retained requires"

AMENDMENT NO. 9
On page 2, line 1, after "population," delete the remainder of the line, delete line 2, and at the beginning of line 3, delete "which"

AMENDMENT NO. 10
On page 2, line 3, after "interpret" and before "as" insert "permitting school systems to request exceptions to these requirements"

AMENDMENT NO. 11
On page 2, between lines 4 and 5, insert the following:
"WHEREAS, furthermore, some have voiced concern relative to the lack of oversight and transparency that may result from the fact that a school system's authority to request exceptions to the requirements of BESE policy relative to school libraries and librarians was granted through the adoption of a board motion and not in any written rule or policy; and"

AMENDMENT NO. 12
On page 2, line 26, after "the" and before "pertaining" delete "proposed revisions to policy" and insert "motion the board adopted that authorizes school systems to request exceptions to requirements in board policy"

AMENDMENT NO. 13
On page 3, line 1, delete "proposed changes to" and insert "the motion the board adopted that authorizes school systems to request exceptions to requirements in"

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

May 31, 2013

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Nevers
Adley	Heitmeier	Peacock
Allain	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Ward
Cortez	Morrell	White
Erdey	Morrish	
Gallot	Murray	
Total - 31		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Peterson
Appel	Dorsey-Colomb	Walsworth
Crowe	Perry	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE SMITH

A CONCURRENT RESOLUTION

To create a task force to study and evaluate the effectiveness of sexual health education programs used throughout the state and other states and to submit a written report of findings and recommendations to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, the House Committee on Education, and the Senate Committee on Education not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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	Guillory	Peacock
Adley	Heitmeier	Perry
Allain	Johns	Peterson
Broome	Kostelka	Riser
Brown	LaFleur	Smith, G.
Buffington	Martiny	Tarver
Chabert	Mills	Thompson
Claitor	Morrell	Walsworth
Cortez	Morrish	Ward
Erdey	Murray	White
Gallot	Nevers	
Total - 32		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Smith, J.
Appel	Dorsey-Colomb	
Crowe	Long	
Total - 7		

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

HOUSE CONCURRENT RESOLUTION NO. 91—

BY REPRESENTATIVE SMITH

A CONCURRENT RESOLUTION

To create the Task Force on Bullying Prevention in Public Schools to study the procedures and processes by which incidents of bullying are reported and investigated and to provide for submission of a written report of task force findings, conclusions, and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

NAYS

Total - 0

ABSENT

Amedee	Appel	Dorsey-Colomb
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE MONTOUCET AND SENATOR THOMPSON

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to submit to the Centers for Medicare and Medicaid Services on or before February 1, 2014, an application for a Section 1115 Medicaid demonstration waiver that will allow the use of costs not otherwise matchable authority to receive federal matching funds for designated state and local health programs and to reinvest unencumbered state funds into the Medicaid program.

Reported favorably by the Committee on Finance.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Appel	Dorsey-Colomb
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE BROSSETT

A CONCURRENT RESOLUTION

To urge and request the United States Department of Housing and Urban Development to release funds to assist the homeowners who were affected by Hurricane Katrina.

Reported favorably by the Committee on Local and Municipal 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	Gallot	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Broome	Johns	Riser
Brown	LaFleur	Smith, G.
Buffington	Long	Smith, J.
Chabert	Martiny	Tarver
Claitor	Mills	Thompson
Cortez	Morrish	Walsworth
Crowe	Murray	Ward
Erdey	Nevers	White
Total - 33		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Kostelka
Appel	Dorsey-Colomb	Morrell
Total - 6		

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

HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVE STUART BISHOP

A CONCURRENT RESOLUTION

To create and form an Overhead Power Line Identification Work Group, led by the Department of Transportation and Development, to identify a solution to problems surrounding the identification of power lines for contractors prior to commencing work.

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 House Concurrent Resolution No. 148 by Representative Stuart Bishop

AMENDMENT NO. 1

On page 2, line 28, after "control" insert "of the division of administration"

AMENDMENT NO. 2

On page 2, line 29, after "Contractors" insert ", Inc."

AMENDMENT NO. 3

On page 3, line 3, change "Cleco Power, LLC," to "Cleco Power LLC"

AMENDMENT NO. 4

On page 3, line 7, change "the" to "The" and after "Cooperatives" insert ", Inc."

AMENDMENT NO. 5

On page 3, line 8, after "Louisiana" insert ", Inc."

AMENDMENT NO. 6

On page 3, line 9, change "the" to "The"

AMENDMENT NO. 7

On page 3, line 10, after "Louisiana" insert ", Inc."

AMENDMENT NO. 8

On page 3, line 14, after "president of" delete "the" and insert "AIA Louisiana, The"

AMENDMENT NO. 9

On page 3, between lines 14 and 15, insert:
"(13) The general manager of the Louisiana Energy and Power Authority or his designee."

AMENDMENT NO. 10

On page 4, line 5, after "Development," delete the remainder of line 5 and delete lines 6 through 10, and insert the following: "the director of the office of facility planning and control of the division of administration, Louisiana Associated General Contractors, Inc., Entergy Louisiana, Cleco Power LLC, Southwestern Electric Power Company, The Association of Louisiana Electric Cooperatives, Inc., Police Jury Association of Louisiana, Inc., The Louisiana Municipal Association, American Council of Engineering Companies of Louisiana, Inc., Louisiana Society of Professional Surveyors, AIA Louisiana, The Louisiana Architects Association, and the Louisiana Energy and Power Authority."

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

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

May 31, 2013

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Amedee	Donahue
Appel	Dorsey-Colomb

Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVES PYLANT AND GAROFALO

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, office of conservation, in consultation with the Water Resources Commission, to study, report, and make recommendations on the availability of qualified water well drillers, water well driller licensing requirements, and their impact on the rates charged for drilling of water wells and to submit the report and recommendation to the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources on or before February 15, 2014.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Amedee	Donahue	Kostelka
Appel	Dorsey-Colomb	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues relative to the implementation of the Course Choice Program, including but not limited to the enrollment of students by course providers and the approval of course providers by the state board and to submit a report of its findings and conclusions, including any recommendations for related legislation, to the House Committee on Education and the Senate Committee on Education not later than September 30, 2013.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Amedee	Donahue	Peterson
Appel	Kostelka	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 161—

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of implementing a one hundred point scale for performance score ranges used to assign school and district letter grades for purposes of the school and district accountability system and to submit a written report of findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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	Gallot	Perry
Adley	Guillory	Peterson
Allain	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrish	Ward
Crowe	Murray	White
Dorsey-Colomb	Nevers	
Erdey	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Morrell
Appel	Kostelka	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE FANNIN AND SENATOR WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of offering students pursuing a career diploma the option of fulfilling the eleventh grade statewide testing requirement by taking the American College Test (ACT) WorkKeys assessment instead of the ACT and to submit a written report of findings and conclusions, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Claitor
Appel	Donahue
Total - 4	

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

Motion to Make Special Order

Senator Riser asked for and obtained a suspension of the rules to make House Bill No. 1, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 1 on Saturday, June 1, 2013.

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT

Making annual appropriations for Fiscal Year 2013-2014 for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Motion to Make Special Order

Senator Riser asked for and obtained a suspension of the rules to make House Bill No. 2, which was just advanced to a Third Reading and Final Passage, Special Order of the Day No. 2 on Saturday, June 1, 2013.

HOUSE BILL NO. 2—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 3—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact the Omnibus Bond Authorization Act of 2013, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

On motion of Senator Riser, House Bill No. 3 was made Special Order of the Day No. 3 on Saturday, June 1, 2013.

Senator Broome in the Chair

HOUSE BILL NO. 106—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(introductory paragraph) and (12), relative to the Houma Area Convention and Visitors Bureau; to authorize an increase of the hotel occupancy tax that the bureau is authorized to levy; to provide relative to the use of the proceeds of the additional tax; and to provide for related matters.

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

May 31, 2013

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Donahue
Appel	Erdey
Total - 4	

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

HOUSE BILL NO. 117— BY REPRESENTATIVE HOWARD AN ACT

To enact R.S. 13:5401(C)(4), relative to reentry courts; to authorize the creation of a reentry division of the Eleventh Judicial District Court; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Appel
Total - 2	

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

HOUSE BILL NO. 126— BY REPRESENTATIVE HODGES AN ACT

To amend and reenact R.S. 15:541.1(A)(3), (B), (C)(1), and (D) and R.S. 26:96(A), relative to the National Human Trafficking Resource Center hotline; to provide for the posting of certain information regarding the National Human Trafficking Resource Center hotline; to provide for certain offices and departments to notify affected establishments of the requirements; to provide for the assessment of a fine; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 126 by Representative Hodges

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary B and adopted by the Senate on May 29, 2013.

AMENDMENT NO. 2

On page 1, delete lines 18 through 20, and on page 2, delete lines 1 and 2, and insert the following:

"B. (1) Such information shall be posted prominently both inside and outside the premises described in Subsection A of this Section."

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 2, line 10, change "requirement" to "requirements"

AMENDMENT NO. 5

On page 2, line 11, after "commissioner" insert "of the office of alcohol and tobacco control"

AMENDMENT NO. 6

On page 2, line 23, change "(3)" to "(2)"

On motion of Senator Morrell, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 126 by Representative Hodges

AMENDMENT NO. 1

On page 2, line 25, change "commissioner of alcohol and tobacco control" to "superintendent of state police"

AMENDMENT NO. 2

On page 3, line 3, change "office of alcohol and tobacco control" to "superintendent of state police"

Senator Claitor moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Claitor	Kostelka	Peacock
Total - 3		

NAYS

Adley	Guillory	Nevers
Allain	Heitmeier	Perry
Broome	Johns	Peterson
Brown	LaFleur	Riser
Buffington	Long	Smith, G.
Cortez	Martiny	Smith, J.
Crowe	Mills	Thompson
Donahue	Morrell	Walsworth
Dorsey-Colomb	Morrish	Ward
Gallot	Murray	White
Total - 30		

ABSENT

Mr. President	Appel	Erdey
Amedee	Chabert	Tarver
Total - 6		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Appel
Total - 2	

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

HOUSE BILL NO. 131—

BY REPRESENTATIVE JAMES

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(b) and (4)(b)(introductory paragraph) of the Constitution of Louisiana, to provide for consideration of certain legislative instruments during regular sessions; to provide relative to subject matter restrictions for regular sessions; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 277—

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 40:1785 and to repeal R.S. 40:1783, 1784, 1786 and 1787, relative to the possession and transfer of certain firearms; to repeal certain provisions of law regarding the possession and transfer of certain firearms; to repeal registration requirements to possess or transfer certain types of firearms; to provide with respect to the possession of certain unregistered firearms; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Donahue
Appel	Morrell
Total - 4	

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

HOUSE BILL NO. 297—

BY REPRESENTATIVES JOHNSON AND WESLEY BISHOP

AN ACT

To amend and reenact Code of Criminal Procedure Article 334.4, relative to the prohibition on release on own recognizance for certain offenses; to provide for a rebuttable presumption relative to the release of a defendant on his own recognizance under certain circumstances; to provide for a contradictory hearing; and to provide for related matters.

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

HOUSE BILL NO. 337—

BY REPRESENTATIVE LORUSSO

AN ACT

To enact R.S. 40:31.37, relative to retail food establishments; to implement permit fees for retail food establishments; to implement food establishment permit fees for day care centers; to implement permit fees for nonitinerant retail food stores/markets; to require proof of gross receipts for retail food stores/markets; to provide for temporary permits; to provide for penalties; to implement a permit fee for temporary or special events; to implement a permit fee for seasonal food establishments; to provide for exemptions; and to provide for related matters.

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

May 31, 2013

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Includes Amedee, Appel, Donahue, Morrell.

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

Mr. President in the Chair

HOUSE BILL NO. 352—

BY REPRESENTATIVES HARRISON, ADAMS, ANDERS, ARMES, ARNOLD, BARROW, BERTHELOT, BILLIOT, BROSSETT, BROWN, BURFORD, BURRELL, CARTER, CHANEY, CONNICK, COX, DANAHAY, DIXON, DOVE, EDWARDS, GAINES, GISCLAIR, GUILLORY, GUINN, HARRIS, HAVARD, HAZEL, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, TERRY LANDRY, LEBAS, LEOPOLD, MACK, MONTUCET, MORENO, NORTON, ORTEGO, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RITCHIE, SCHEXNAYDER, SCHRODER, SMITH, ST. GERMAIN, STOKES, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 23:73(E)(2), R.S. 35:406(A)(1) and (D), R.S. 36:258(F), R.S. 39:33(A)(2), R.S. 46:931, 932(introductory paragraph) and (14), 933(A), (D), and (G), 934, 935(A), (B)(introductory paragraph), and (C), 936, 937, 937.1(A) and (B)(1) and (3), 937.2, 937.3, 938, and 2351(E)(introductory paragraph), to enact R.S. 36:4(A)(15) and Chapter 4 of Title 36 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 36:151 through 157, and to repeal R.S. 36:4(B)(6), relative to elderly affairs; to create the Department of Elderly Affairs and provide for its purposes and organization and for its offices and officers and for their functions, powers, duties, and responsibilities; to abolish the Office of Elderly Affairs; to provide that the department shall be the successor to the office; to transfer the Louisiana Executive Board on Aging from the office of the governor to the Department of Elderly Affairs; to provide that the office of aging and adult services in the Department of Health and Hospitals shall have no responsibility or authority for any program or function assigned to the Department of Elderly Affairs; to authorize and direct the Louisiana State Law Institute to change certain references in law; to provide for implementation and effectiveness; to provide that funding for purposes, functions, and programs within the jurisdiction or authority of the Office of Elderly Affairs or its successor, the Department of Elderly Affairs, as provided by the Louisiana Revised Statutes of 1950, shall be appropriated or allocated only to, and available for use only by, the Office of Elderly Affairs and its successor, the Department of Elderly Affairs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Peacock. Includes Mr. President, Adley, Allain, 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, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Includes Amedee, Appel.

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

HOUSE BILL NO. 392—

BY REPRESENTATIVES STUART BISHOP AND ANDERS AN ACT

To enact Part XI of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.41 through 460.42, relative to the medical assistance program; to provide for managed care organizations which provide health care services to medical assistance program enrollees; to provide for payment for services rendered to newborns; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Peacock. Includes Mr. President, Adley, Allain, 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, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Amedee Appel
Total - 2

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

HOUSE BILL NO. 393—
BY REPRESENTATIVES ANDERS AND STUART BISHOP
AN ACT

To enact Part XI of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.31 through 460.35, relative to the medical assistance program; to provide relative to managed care organizations which provide health care services to medical assistance program enrollees; to provide relative to prescription drugs; to provide for prepaid coordinated care network pharmaceutical and therapeutics committees; to provide for a standard form for the prior authorization of prescription drugs; to provide for certain procedures relative to step therapy and fail first protocols; to provide for promulgation of rules; to provide for exemptions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee Heitmeier
Appel Riser
Total - 4

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

HOUSE BILL NO. 420—
BY REPRESENTATIVES PIERRE AND TERRY LANDRY
AN ACT

To amend and reenact R.S. 47:332.9(B)(1)(e) and to enact R.S. 47:332.9(B)(1)(f), relative to the Lafayette Parish Visitors Enterprise Fund; to redistribute a portion of the monies in such fund; and to provide for related matters.

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

HOUSE BILL NO. 424—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 13:5304(O), R.S. 14:98(D)(1)(a), (E)(1)(a), and (K)(3)(a), and R.S. 32:667(A)(2) and (3), (B)(introductory paragraph), (D)(1), (H)(3), and (I)(1)(a) and (b) and to enact R.S. 14:98(D)(4) and (E)(5), relative to operating a vehicle while intoxicated; to provide relative to the eligibility for participation in a drug division probation program by persons convicted of a third or subsequent offense of operating a vehicle while intoxicated; to provide relative to the sentencing of persons convicted of a third or subsequent offense of operating a vehicle while intoxicated; to provide relative to driver's licenses; to extend the time period within which to request an administrative hearing regarding a driver's license suspension after an arrest for operating a vehicle while intoxicated; to provide with respect to installation of ignition interlock devices in motor vehicles owned by certain persons; and to provide for related matters.

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

HOUSE BILL NO. 440—
BY REPRESENTATIVE BILLIOT
AN ACT

To amend and reenact R.S. 15:542(C)(1)(introductory paragraph), (j), and (n), and (2), and (F)(4)(a), (b), and (c), 542.1.1(B), 542.1.2(A)(introductory paragraph), and 543.1, relative to sex offender registration and notification requirements; to provide relative to the time periods within which the sex offender is required to provide certain information to certain entities; to provide relative to the information provided by the sex offender with regard to vehicles and temporary lodging; to provide relative to motions for relief from registration and notification requirements of certain sex offenders convicted of crime against nature; to amend provisions in the written notification of sex offender registration and notification requirements provided by the court to the offender; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 440 by Representative Billiot

AMENDMENT NO. 1
On page 4, line 14, delete "not"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

May 31, 2013

Dorsey-Colomb Murray
Erdey Nevers
Total - 37

NAYS

Total - 0

ABSENT

Amedee Appel
Total - 2

Donahue Morrish Ward
Dorsey-Colomb Murray White
Total - 36

NAYS

Total - 0

ABSENT

Amedee Appel Erdey
Total - 3

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

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

HOUSE BILL NO. 442—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 13:5304(B)(1)(a) and to enact Subpart 7 of Part II of Chapter 5 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:574.61 and 574.62, to enact Code of Criminal Procedure Articles 903 through 903.3, and to repeal R.S. 13:5304(B)(10)(d) and (f), relative to sentencing of certain offenders convicted of certain violations of the Uniform Controlled Dangerous Substances Law; to authorize the development of a substance abuse probation program within the Department of Public Safety and Corrections; to authorize the Department of Public Safety and Corrections to enter into cooperative endeavors or contracts to provide for substance abuse treatment programs; to provide for eligibility for participation in the program; to provide for a court-ordered substance abuse evaluation to determine suitability for participation in the program; to provide for the suspension of certain criminal sentences and court-ordered participation in the program; to provide for rulemaking; to provide for the payment of certain costs by the defendant; to provide for alternative methods of payment of indigent defendants; to enact the Substance Abuse Conditional Release Act; to provide for substance abuse conditional release; to provide for parole supervision following completion of the substance abuse conditional release program; to provide for the duration of the substance abuse treatment program within the Department of Public Safety and Corrections; to provide for eligibility for substance abuse conditional release; to provide for an addiction disorder assessment and a mental health screening to determine suitability for the program; to provide for criteria for removal from participation in the program; to provide for the consequences of failure to complete the substance abuse probation program or the substance abuse conditional release program; to modify disqualification criteria for the drug division probation program; to provide with respect to eligibility criteria for participation in the drug division probation program; and to provide for related matters.

HOUSE BILL NO. 572—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact Subpart C of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:261, relative to the Fatherhood First Initiative; to establish the Fatherhood First Initiative; to establish a Fatherhood First Council; to provide for membership and duties of the council; to provide for a research and demonstration program; to require reporting; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee Appel Riser
Total - 3

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

HOUSE BILL NO. 641—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 13:5072, 5073(A)(3)(a)(v), (B)(2)(a), (3), and (4), and (C), 5075, 5076(A) and (B), and 5077, R.S. 26:904(A), 916(H), 918(B), and 921 and R.S. 47:843(A)(2), (C)(3) and (4), and (D), 847(A) and (B), 849, 851(B), 857, 862, 865(C)(3)(b) and (c) and (i), 871, 872, 876 through 878, and 1508(B)(11), to enact R.S. 13:5073(A)(3)(a)(vi), (4)(e) and (f), (B)(5) and (6), 5074(D), and 5078, R.S. 26:901(19) through (27), 902(5), 904(D), 906(H), (I), and (J), 908(D), 916(I) through (N), and 918(C) and (D), R.S. 47:842(16) through (22), 843(A)(3), 847(C), and 851(E) and (F), and 1520(A)(1)(g), and to repeal R.S. 47: 873 through 875, relative to tobacco enforcement; to provide restrictions on transactions in

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Nevers
Adley	Guillory	Peacock
Allain	Heitmeier	Perry
Broome	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, G.
Chabert	Long	Smith, J.
Claitor	Martiny	Tarver
Cortez	Mills	Thompson
Crowe	Morrell	Walsworth

unstamped cigarettes; to provide for definitions; to provide requirements for stamping agent licenses; to provide escrow requirements for nonparticipating manufacturers; to require stamping agent reporting; to require manufacturer and importer reporting; to require reports on out-of-state cigarette sales; to provide for the disclosure of information; to prohibit delivery sales; to provide for violations and penalties; to require that nonparticipating manufacturers post bond; to provide for a directory of stamping agents and exporter licensees; to authorize the promulgation of rules; to provide for disclosure of information between agencies relative to tobacco enforcement; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Peterson
Total - 1

ABSENT

Amedee Appel
Total - 2

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

HOUSE BILL NO. 725— (Substitute for House Bill No. 197 by Representative Greene)

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 39:1351(A)(1) and (3) and (B) and to enact R.S. 39:1351(A)(2)(c), 1352(A)(3) and (4), (B)(3), and (C), 1355, and 1356, relative to fiscal administrators for political subdivisions; to provide for appointment of fiscal administrators and circumstances that provide evidence of the need for or require such appointments; to provide relative to the powers and duties of fiscal administrators; to provide for payment of costs associated with fiscal administration of a political subdivision and for indemnification of fiscal administrators; to require cooperation with and provision of information to fiscal administrators by officers, officials, and employees of political subdivisions and to provide procedures for a fiscal administrator to obtain information; to provide for violations; to provide for penalties, including criminal penalties, for violation of provisions relative to fiscal administrators; to provide relative to costs and attorney 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	Gallot	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee Appel
Total - 2

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

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

Called from the Calendar

Senator Kostelka asked that House Bill No. 297 be called from the Calendar.

HOUSE BILL NO. 297— BY REPRESENTATIVES JOHNSON AND WESLEY BISHOP AN ACT

To amend and reenact Code of Criminal Procedure Article 334.4, relative to the prohibition on release on own recognizance for certain offenses; to provide for a rebuttable presumption relative to the release of a defendant on his own recognizance under certain circumstances; to provide for a contradictory hearing; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 297 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 2, between "334.4" and the comma "," insert "and enact Code of Criminal Procedure Art. 334.6"

AMENDMENT NO. 2

On page 1, line 5, between "hearing;" and "and" insert "to provide for nonprofit organizations performing or providing pretrial services;"

AMENDMENT NO. 3

On page 1, line 9, between "reenacted" and "to" insert "and Code of Criminal Procedure Art. 334.6 is hereby enacted"

May 31, 2013

AMENDMENT NO. 4

On page 2, after line 18, add the following:

Art. 334.6. Nonprofit organization performing or providing pretrial services

A. Any nonprofit organization which is contracted or employed, or which receives public funds to perform or provide pretrial services, such as screening of any defendant, shall verify all background information provided by a defendant or otherwise obtained by the organization regarding the defendant.

B. A nonprofit organization performing or providing services as described in Paragraph A shall be a public body under the Public Records Law for the purposes of this Section and all rating information and recommendations provided pursuant to such services shall be public record."

Senator Morrell moved the adoption of the amendments.

Senator Claitor objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gallot Nevers
Adley Heitmeier Peacock
Allain Johns Perry
Amedee Kostelka Smith, J.
Broome LaFleur Tarver
Brown Martiny Thompson
Buffington Mills Walsworth
Chabert Morrell Ward
Dorsey-Colomb Morrish White
Erdey Murray
Total - 29

NAYS

Claitor Donahue Smith, G.
Cortez Guillory
Crowe Riser
Total - 7

ABSENT

Appel Long Peterson
Total - 3

The Chair declared the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 297 by Representative Johnson

AMENDMENT NO. 1

On page 2, line 15, after "court" insert "on a felony offense after having been notified in open court"

AMENDMENT NO. 2

On page 2, at the end of line 18, insert "The hearing shall take place within thirty days of the defendant's release."

On motion of Senator Morrell, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 297 by Representative Johnson

AMENDMENT NO. 1

On page 2, line 14, delete "on a felony charge," and insert "with a previous felony conviction."

Senator Morrell moved the adoption of the amendments.

Senator Kostelka objected.

ROLL CALL

The roll was called with the following result:

YEAS

Cortez Morrell Tarver
Mills Perry White
Total - 6

NAYS

Mr. President Dorsey-Colomb Nevers
Adley Erdey Peacock
Allain Gallot Peterson
Amedee Guillory Riser
Broome Heitmeier Smith, G.
Brown Johns Smith, J.
Buffington Kostelka Thompson
Chabert LaFleur Walsworth
Claitor Martiny Ward
Crowe Morrish
Donahue Murray
Total - 31

ABSENT

Appel Long
Total - 2

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Peacock
Adley Gallot Peterson
Allain Heitmeier Riser
Amedee Johns Smith, G.
Broome Kostelka Smith, J.
Brown LaFleur Thompson
Buffington Morrell Walsworth
Chabert Morrish Ward
Crowe Murray White
Dorsey-Colomb Nevers
Total - 29

NAYS

Claitor Guillory Perry
Cortez Martiny Tarver
Donahue Mills
Total - 8

ABSENT

Appel Long
Total - 2

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

Called from the Calendar

Senator Broome asked that House Bill No. 131 be called from the Calendar.

HOUSE BILL NO. 131—
BY REPRESENTATIVE JAMES

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(b) and (4)(b)(introductory paragraph) of the Constitution of Louisiana, to provide for consideration of certain legislative instruments during regular sessions; to provide relative to subject matter restrictions for regular sessions; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Re-Reengrossed House Bill No. 131 by Representative James

AMENDMENT NO. 1

On page 2, line 3, delete "regardless of how titled or designated."

Senator Adley moved the adoption of the amendments.

Senator Claitor objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Claitor	Peacock	Tarver
Total - 3		

ABSENT

Amedee	Donahue
Appel	Long
Total - 4	

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Appel	Gallot	Long
Total - 3		

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

Called from the Calendar

Senator Morrell asked that House Bill No. 549 be called from the Calendar.

HOUSE BILL NO. 549—

BY REPRESENTATIVES LEGER, ABRAMSON, BARROW, BILLIOT, WESLEY BISHOP, BROSSETT, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CHANEY, FOIL, GUILLORY, HUNTER, JAMES, LEBAS, LEOPOLD, MORENO, JIM MORRIS, SIMON, ST. GERMAIN, STOKES, THIERRY, AND PATRICK WILLIAMS AND SENATORS BROOME, HEITMEIER, AND MORRELL

AN ACT

To enact R.S. 36:651(CC), 802.23, and Chapter 37-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2211 through 2216, and to repeal Chapter 37 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2201 through 2205, relative to a fund for support of scientific research and development; to establish the MediFund as a special fund for advancement of biosciences and medical centers of excellence; to provide for purposes of the fund; to create and provide for the composition of a governing board for the fund; to provide for duties and authority of the governing board; to provide guidelines for programs and projects to be funded by the MediFund; to establish a termination date for the MediFund; to repeal provisions relative to the Dedicated Research Investment Fund; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 549 by Representative Leger

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2013, on line 25, change "relevant" to "significant" and change "transactional, or" to "translational."

May 31, 2013

AMENDMENT NO. 2

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2013, on line 26, change "applications, or administration," to "or applications."

AMENDMENT NO. 3

On page 3, line 6, after "impact" delete the remainder of the line and insert a period "."

AMENDMENT NO. 4

On page 5, at the beginning of line 25, insert "Louisiana State University System Research Technology Foundation, New Orleans BioInnovation Center."

AMENDMENT NO. 5

On page 6, line 12, change "health and welfare" to "education"

On motion of Senator Morrell, the amendments were adopted.

Floor Amendments

Senator Peacock proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peacock to Reengrossed House Bill No. 549 by Representative Leger

AMENDMENT NO. 1

On page 5, line 26, after "University," insert "Louisiana State University Health Sciences Center at New Orleans, Louisiana State University Health Sciences Center at Shreveport."

On motion of Senator Peacock, the amendments were adopted.

Floor Amendments

Senator Buffington proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Buffington to Reengrossed House Bill No. 549 by Representative Leger

AMENDMENT NO. 1

On page 5, line 26, after "University," insert "Willis Knighton Health System."

On motion of Senator Buffington, the amendments were adopted.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Reengrossed House Bill No. 549 by Representative Leger

AMENDMENT NO. 1

In the Amendment No. 7 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2013, on page 1, line 22, after the word "year," insert the following: "In no fiscal year shall the amount transferred or appropriated to the MediFund exceed twenty percent (20%) of any increase in state general fund and dedicated funds in the aggregate in the operating budget as contained in the general appropriations bill for higher education from the prior fiscal year. Increases in the appropriation for the Louisiana Taylor Opportunity Program for Students, the administrative costs of the management boards of higher education, the Education Quality Support Fund, and the Louisiana Marine Consortium shall not count as increases for higher education for purposes of this Section. State

appropriations and transfers to the fund shall not exceed twenty five million dollars (\$25,000,000.00) in any fiscal year. This limitation shall not include non-state funds. State monies received by the Fund may be allocated to public and not-for-profit institutions, provided that no grant shall be made to a not-for-profit institution if the grant does not include a public institution with a substantial role unless no public institution possesses the expertise or interest necessary to participate. Likewise, any such grants awarded by the Fund to a public institution, as the primary applicant, shall include a not-for-profit institution as a collaborative grant partner, with a substantial role, unless no not-for-profit institution in this state possesses the expertise necessary or the interest to participate in such collaboration."

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Appel	Long
Total - 2	

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

Called from the Calendar

Senator Cortez asked that House Bill No. 326 be called from the Calendar.

HOUSE BILL NO. 326— BY REPRESENTATIVE BARRAS AN ACT

To enact R.S. 47:338.211, relative to the city of Youngsville; to authorize the city to levy a hotel occupancy tax; to provide for the use of tax revenues; and to provide for related matters.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Engrossed House Bill No. 326 by Representative Barras

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert: "amend and reenact R.S. 47:302.18(B), 322.28(A), and 332.9(A), to enact R.S. 47:338.211, and to repeal R.S. 47:322.28(B), (C), and (D) and 332.9(B), relative to tourism; to provide relative to the Lafayette Parish Visitors Enterprise Fund; to provide for the allocation and distribution of monies in such fund; to create a grants program; to authorize the city of Youngsville to levy a"

AMENDMENT NO. 2

On page 1, line 2, after "revenues;" insert "to provide for an effective date;"

AMENDMENT NO. 3

On page 1, delete line 9, and insert the following: "Section 1. R.S. 47:302.18(B), 322.28(A), and 332.9(A) are hereby amended and reenacted and R.S. 47:338.211 is hereby enacted to read as follows: §302.18. Disposition of certain collections in Lafayette Parish

B. (1) The monies in that fund deposited pursuant to this Section shall be subject to annual appropriation by the legislature and shall be used as follows:

(a) For the payment of lease payments and principal, interest, or premiums, and other obligations associated with the issuance and security of bonds or other evidences of indebtedness issued under the provisions of R.S. 47:322.28 for improvements at or adjacent to the Cajundome site.

(b) After providing each fiscal year for the full payment of any obligations set forth under Subparagraph (a) of this Subsection, two hundred thousand dollars to the Lafayette Parish Convention and Visitors Commission for the purpose of funding a grant program benefitting museums located in Lafayette Parish and tourism in Lafayette Parish, specifically including the restoration of historic sites and buildings located in Lafayette Parish.

(c) After providing each fiscal year for the full payment of obligations as set forth under Subparagraph (a) and contribution to the Lafayette Parish Convention and Visitors Commission as set forth under Subparagraph (b) of this Subsection, for planning, development, and capital improvements at or adjacent to the Cajundome site.

(2)(a) The Lafayette Parish Convention and Visitors Commission shall distribute funds received pursuant to Subparagraph (1)(b) of this Subsection as grants to local government agencies and nonprofit organizations for the purposes specified in Subparagraph (1)(b). Funding through the grant program shall be subject to availability and shall be awarded on a competitive basis. Each successful applicant for funding shall supplement grant funds with a one hundred percent match from other sources, at least fifty percent of which shall be a cash match. All matching funds must be available to the program after the date of the grant award. Funds spent prior to the grant award shall not be considered in fulfillment of the match requirement.

(b) The grant program created by this Paragraph shall be administered by a committee comprised as follows:

(i) The executive director of the Lafayette Convention and Visitors Commission, who shall serve as chair for the committee.

(ii) One members appointed by the city-parish president of Lafayette Parish.

(iii) One members appointed by the president of the University of Louisiana at Lafayette.

(iv) One member appointed by each member of the Louisiana House of Representatives who represent House District Numbers 31, 39, 43, 44, and 45.

(v) One member appointed by each member of the Louisiana Senate who represent Senate District Numbers 23 and 24.

(c) The committee shall establish policies and guidelines, consistent with the provision of this Subparagraph, for grant eligibility, match eligibility, submission of applications, evaluation and awarding of grants, a monitoring process, penalties for failure to meet performance obligations, and any other matters necessary for the administration of the program.

(d) At the end of a fiscal year, any funding not allocated in grants or grant funds returned in closing out a grant award shall be

deposited in the Lafayette Parish Visitor Enterprise Fund and considered part of the following year's avails.

(e) The appointed members of the committee shall serve without compensation.

(3) For the purposes of this Section, "capital improvements" shall mean expenditures for acquiring lands, buildings, equipment, or other permanent properties, or for their construction, preservation, development, or permanent improvement, or for payment of principal, interest, or premium, if any, and other obligations incident to the issuance, security, and payment of bonds or other evidences of indebtedness associated therewith.

§322.28. Disposition of certain collections in Lafayette Parish

A. The avails of the tax imposed by this Chapter from the sales of services as defined by R.S. 47:301(14)(a) in Lafayette Parish under the provisions of R.S. 47:321(C) and 322 shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Lafayette Parish Visitor Enterprise Fund"- the Lafayette Parish Visitors Enterprise Fund created pursuant to R.S. 47:302.18. The monies in the fund shall be used in accordance with the provisions of R.S. 47:302.18.

§332.9. Disposition of certain collections in parish of Lafayette

A. The avails of the tax imposed by R.S. 47:331 from the sale of services as defined in R.S. 47:301(14)(a) in the parish of Lafayette under the provisions of R.S. 47:331(C) and 332 shall be credited to the Bond Security and Redemption Fund and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such fund into a special fund which is hereby created in the state treasury and designated as the "Lafayette Parish Visitor Enterprise Fund". the Lafayette Parish Visitors Enterprise Fund created pursuant to R.S. 47:302.18. The monies in the fund shall be used in accordance with the provisions of R.S. 47:302.18.

AMENDMENT NO. 4

On page 2, after line 24, insert the following:

"Section 2. R.S 47:322.28(B), (C), and (D) and 332.9(B) are hereby repealed in their entirety.

Section 3. This Act shall become effective on July 1, 2013; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2013, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Cortez, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, and Name. Includes Mr. President, Erdey, Peacock, Adley, Gallot, Perry, Allain, Guillory, Peterson, Amedee, Heitmeier, Riser, Broome, Johns, Smith, G., Brown, Kostelka, Smith, J., Buffington, LaFleur, Tarver, Chabert, Martiny, Thompson, Claitor, Mills, Walsworth, Cortez, Morrell, Ward, Crowe, Morrish, White.

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Donahue
Dorsey-Colomb
Total - 37

Murray
Nevers

NAYS

Total - 0

ABSENT

Appel
Total - 2

Long

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

Called from the Calendar

Senator Martiny asked that House Bill No. 424 be called from the Calendar.

HOUSE BILL NO. 424—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 13:5304(O), R.S. 14:98(D)(1)(a), (E)(1)(a), and (K)(3)(a), and R.S. 32:667(A)(2) and (3), (B)(introductory paragraph), (D)(1), (H)(3), and (I)(1)(a) and (b) and to enact R.S. 14:98(D)(4) and (E)(5), relative to operating a vehicle while intoxicated; to provide relative to the eligibility for participation in a drug division probation program by persons convicted of a third or subsequent offense of operating a vehicle while intoxicated; to provide relative to the sentencing of persons convicted of a third or subsequent offense of operating a vehicle while intoxicated; to provide relative to driver's licenses; to extend the time period within which to request an administrative hearing regarding a driver's license suspension after an arrest for operating a vehicle while intoxicated; to provide with respect to installation of ignition interlock devices in motor vehicles owned by certain persons; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 424 by Representative Lopinto

AMENDMENT NO. 1

Delete the set of amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on May 29, 2013.

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 424 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 2, after "(K)(3)(a)," delete "and"

AMENDMENT NO. 2

On page 1, line 4, after "(b)" insert "and R.S. 32:668(A)"

AMENDMENT NO. 3

On page 1, line 12, after "persons;" insert "to provide for procedure following revocation or denial of license;"

AMENDMENT NO. 4

On page 4, line 20, after "(b)" insert "and 668(A)"

AMENDMENT NO. 5

On page 6, between lines 22 and 23, insert:

"§668. Procedure following revocation or denial of license; hearing; court review; review of final order; restricted licenses

A. Upon suspending the license or permit to drive or nonresident operating privilege of any person or upon determining that the issuance of a license or permit shall be denied to the person, the Department of Public Safety and Corrections shall immediately notify the person in writing and upon his request shall afford him an opportunity for a hearing based upon the department's records or other evidence admitted at the hearing, and in the same manner and under the same conditions as is provided in R.S. 32:414 for notification and hearings in the case of suspension of licenses, except that ~~no law enforcement officer shall be compelled by such person to appear or testify at such hearing~~ and the scope of such a hearing for the purposes of this Part shall be limited to the following issues:

* * *

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Morrish
Adley	Dorsey-Colomb	Murray
Allain	Gallot	Nevers
Amedee	Guillory	Peacock
Broome	Heitmeier	Riser
Brown	Johns	Smith, G.
Buffington	Kostelka	Smith, J.
Chabert	LaFleur	Tarver
Claitor	Martiny	
Crowe	Morrell	

Total - 28

NAYS

Cortez	Mills	Peterson
Erdey	Perry	

Total - 5

ABSENT

Appel	Thompson	Ward
Long	Walsworth	White

Total - 6

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

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 124—
BY SENATORS MURRAY AND ALARIO
A CONCURRENT RESOLUTION

To commend the Jesuit High School Blue Jays varsity lacrosse team on winning the 2013 Louisiana state championship.

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

SENATE CONCURRENT RESOLUTION NO. 125—

BY SENATOR CHABERT

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to urge the U.S. Department of State to approve the presidential permit application allowing the construction and operation of the TransCanada Keystone XL pipeline between the United States and Canada.

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

SENATE CONCURRENT RESOLUTION NO. 126—

BY SENATOR ALARIO AND REPRESENTATIVES DOVE AND KLECKLEY

A CONCURRENT RESOLUTION

To commend Colonel Winton Vidrine on his retirement from the Department of Wildlife and Fisheries after a distinguished forty-three year career, including twenty-four years as chief of the enforcement division.

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

**Appointment of Conference Committee
on Senate Bill No. 47**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 47**:

Senators Morrell,
Murray
and Peterson.

Rules Suspended

Senator Donahue asked for and obtained a suspension of the rules to recall House Bill No. 368 from the Committee on Finance.

HOUSE BILL NO. 368—

BY REPRESENTATIVE NORTON

AN ACT

To amend and reenact R.S. 17:416.16(B) and (C) and 416.19(A) and to enact R.S. 17:416.16(D), relative to school safety; to provide relative to school crisis management and response plans, including their preparation, content, rehearsal, review, revision, and approval; to provide relative to the authority of public and nonpublic schools to provide for school resource officers; to require that such school resource officers be armed; to provide for rules and regulations; and to provide for related matters.

The bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Martiny asked for and obtained a suspension of the rules to recall House Bill No. 421 from the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 421—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 37:2156(C)(3), relative to contractor license renewal fees; to provide for an additional fee; to provide for an option to not participate; to provide for dedication and allocation of the fee; to provide for distribution to accredited public university or community college schools of construction management or construction technology; and to provide for related matters.

The bill was read by title and referred to the Legislative Bureau.

Rules Suspended

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

HOUSE BILL NO. 65—

BY REPRESENTATIVE JOHNSON

AN ACT

To amend and reenact R.S. 11:620(E), relative to health insurance premiums for certain retirees; to provide relative to payment of insurance premiums for certain retirees of the Hazardous Duty Services Plan in the Louisiana State Employees' Retirement System; and to provide for related matters.

Senator LaFleur moved to recommit the bill from the Committee on Retirement to the Committee on Finance.

Without objection, so ordered.

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to recall House Concurrent Resolution No. 160 from the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE CONCURRENT RESOLUTION NO. 160—

BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry and the Louisiana Department of Economic Development to study the feasibility and advisability of providing agricultural initiatives for veterans and to report their findings to the legislative committees on agriculture, forestry, aquaculture, and rural development and the state representative for District Number 17 not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

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

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

May 31, 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. 99—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request that the Louisiana Public Defender Board study the feasibility, desirability, and practicality of delivering a statewide public defender system through an exclusively contract system.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

May 31, 2013

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 31, 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 Bills have been properly enrolled:

SENATE BILL NO. 40— BY SENATOR KOSTELKA

AN ACT

To amend and reenact Code of Criminal Procedure Article 780, relative to trial by jury; to provide for waiver of the right to trial by jury in certain criminal cases; to provide procedures and time limits relative to waiver of trial by jury; and to provide for related matters.

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 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.

SENATE BILL NO. 52—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 14:402(D)(1), (E)(5), and (G), relative to contraband in penal institutions; to provide relative to the introduction of controlled dangerous substances into penal institutions; to provide relative to penalties; and to provide for related matters.

SENATE BILL NO. 87—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 14:34.5(A)(3), relative to the crime of battery of a correctional facility employee; to provide relative to the definition of battery of a correctional facility employee; and to provide for related matters.

SENATE BILL NO. 97—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 40:2616(A)(1), relative to public sales and auctions; to provide that property forfeited under the Uniform Controlled Dangerous Substances Act is subject to public sale or public auction sale; and to provide for related matters.

SENATE BILL NO. 134—

BY SENATORS MORRELL AND HEITMEIER AND REPRESENTATIVES ARMES, BADON, BARROW, BERTHELOT, BROSSETT, BROWN, COX, FOIL, GUINN, HAVARD, HOWARD, HUNTER, KATRINA JACKSON, KLECKLEY, LEGER, MORENO, SCHEXNAYDER, THIERRY, ALFRED WILLIAMS AND PATRICK WILLIAMS

AN ACT

To enact R.S. 36:259(E)(25) and Chapter 60 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.

37:3701 through 3718, relative to behavior analysts; to create the Louisiana Behavior Analyst Board within the Department of Health and Hospitals; to provide for the Behavior Analyst Practice Act; to provide for definitions; to provide for the Louisiana Behavior Analyst Board and provide for its powers and duties; to provide for the requirements of licensure, state certification, or registration; to provide for the qualifications for licensure and state certification; to provide for issuance and renewal of licenses and state certificates; to provide for reinstatement of licenses and state certifications; to provide for the filing of licenses and state certificates; to provide for the denial, revocation, or suspension of licenses and state certificates; to provide for continuing education; to provide for fees; to provide for certain exceptions; to provide for penalties; to provide for injunctive proceedings; to provide for the sharing of resources between boards; to provide for termination; and to provide for related matters.

SENATE BILL NO. 171—

BY SENATORS DONAHUE, ALLAIN, APPEL, BROOME, BUFFINGTON, CLAITOR, CORTEZ, CROWE, DORSEY-COLOMB, ERDEY, GUILLORY, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PERRY, GARY SMITH, TARVER, THOMPSON, WALSWORTH AND WARD, AND REPRESENTATIVES ANDERS, ARMES, ARNOLD, BERTHELOT, BILLIOT, STUART BISHOP, BROADWATER, BURFORD, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, COX, CROMER, FANNIN, GAINES, GISCLAIR, GUILLORY, GUINN, HARRIS, HAVARD, HAZEL, HENSGENS, HILL, HOFFMANN, HOWARD, KATRINA JACKSON, JEFFERSON, JONES, LEBAS, LORUSSO, MACK, MONTOUCKET, JIM MORRIS, ORTEGO, PIERRE, PONTI, PRICE, PYLANT, REYNOLDS, RITCHIE, SCHEXNAYDER, SCHRODER, SHADOIN, ST. GERMAIN, THIBAUT, THIERRY, WHITNEY, PATRICK WILLIAMS AND WILLMOTT

AN ACT

To enact R.S. 36:259(D)(10) and R.S. 40:4.13, relative to water systems; to provide for the use of the National Primary Drinking Water Regulations; to provide for a sanitary survey; to provide for the use of the Ten State Standards; to create the Louisiana Standards for Water Works Construction, Operation, and Maintenance Committee; to provide for rules and regulations; to provide for membership of the committee; to provide for powers of the committee; to provide for primacy; and to provide for related matters.

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 certain Calcasieu Parish entities; to include the West Calcasieu Parish Community Center Authority and the Vinton Public Power Authority in the definition of employer; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 25—

BY SENATOR BROOME

AN ACT

To enact R.S. 33:9097.19, relative to East Baton Rouge Parish; to create a crime prevention and improvement district for the Southern Heights Neighborhood; to provide for the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to authorize for the levy of a parcel fee within the district; to provide for indemnity and exculpation of board members; and to provide for related matters.

SENATE BILL NO. 33—

BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 22:31 and R.S. 44:4.1(B)(11), relative to the division of minority affairs; to authorize a survey relative to the hiring practices of insurance companies; to provide for applicability of public records exemptions to the survey; and to provide for related matters.

SENATE BILL NO. 61—
BY SENATOR MORRISH

AN ACT

To enact R.S. 42:1123(43), relative to the Code of Governmental Ethics; to provide for an exception to the prohibition of a public servant from doing business with a person who has a business relationship with the agency of the public servant under certain circumstances; to provide for related matters.

SENATE BILL NO. 90—

BY SENATORS MILLS, APPEL, BROOME, CORTEZ, CROWE, JOHNS, LONG, MARTINY, NEVERS, PEACOCK, PERRY, RISER, TARVER, THOMPSON AND WARD AND REPRESENTATIVES ADAMS, ANDERS, BARROW, BROADWATER, BURFORD, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANEY, COX, DOVE, FRANKLIN, GAROFALO, GISCLAIR, GUILLORY, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HONORE, HOWARD, IVEY, KATRINA JACKSON, JOHNSON, LEBAS, LORUSSO, MILLER, MONTUCET, JAY MORRIS, ORTEGO, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, SEABAUGH, SIMON, ST. GERMAIN, STOKES, TALBOT, THIBAUT, THOMPSON, WHITNEY, PATRICK WILLIAMS AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:1299.35.1(7), 1299.35.2(A), 1299.35.19(introductory paragraph) and (1) and to enact R.S. 40:1299.35.2.1, relative to abortions; to amend the definition of "physician"; to provide for certain requirements which must be met by a physician who performs an abortion; to provide for drugs or chemicals used; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 148—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 42:1102(18)(b), relative to the Code of Governmental Ethics; to provide an exception to the definition of public employee; to provide for professional services as a certified public accountant; and to provide for related matters.

SENATE BILL NO. 182—
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 17:176(A)(introductory paragraph) and (E) and to repeal R.S. 17:176(F), (G), (H), and (I) and 236.3, relative to cocurricular and extracurricular activities, including interscholastic athletics; to provide relative to the responsibilities of local schools and school systems and the State Board of Elementary and Secondary Education with respect to such activities; to provide relative to state and local policies, rules, and regulations governing student participation in such activities; to repeal statutory provisions declared unconstitutional by the courts; and to provide for related matters.

SENATE BILL NO. 199—
BY SENATOR WHITE

AN ACT

To enact R.S. 17:58.2(I), 67, and 67.1 through 67.4, relative to the Southeast Baton Rouge Community School System; to provide for the school system, including its establishment and geographic boundaries; to provide for the school board and an interim school board; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide relative to the collection and remittance of certain taxes; to provide relative to the provision of certain student services; to provide relative to certain applications for funding; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide with respect to certain costs related to retired employees; to provide for effectiveness and for implementation; and to provide for related matters.

SENATE BILL NO. 240—
BY SENATOR MURRAY

AN ACT

To enact R.S. 13:1381.7, 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 provide relative to funding; to provide an effective date; and to provide for related matters.

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 board of trustees; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 13—
BY SENATOR LONG

AN ACT

To enact R.S. 11:1302.2, relative to the Louisiana State Police Retirement System; to provide for powers and duties of the board of trustees; to provide for coordination with federal tax qualification provisions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 20—
BY SENATOR ALLAIN

AN ACT

To enact R.S. 42:19.1, relative to political subdivisions; to provide publication and other requirements prior to consideration of and action upon certain matters at meetings of political subdivisions; and to provide for related matters.

SENATE BILL NO. 35—

BY SENATORS HEITMEIER, ALLAIN, BROOME, BROWN, BUFFINGTON, DORSEY-COLOMB, ERDEY, GUILLORY, JOHNS, LAFLEUR, LONG, MILLS, MURRAY, NEVERS, TARVER, THOMPSON AND WARD AND REPRESENTATIVES HENSGENS AND WILLMOTT

AN ACT

To enact Chapter 46-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2616 and 2617, relative to annual health action plans prepared by the Department of Health and Hospitals; to provide for a diabetes annual action plan; to provide for an obesity annual action plan; to provide for the preparation and submission requirements; to provide for the required content of the action plans; and to provide for related matters.

SENATE BILL NO. 36—

BY SENATORS HEITMEIER AND DORSEY-COLOMB AND REPRESENTATIVES ADAMS, BADON, CARMODY, GREENE, HOFFMANN, HONORE, IVEY, MORENO, PYLANT, ST. GERMAIN AND STOKES

AN ACT

To enact R.S. 40:1300.263, relative to general smoking prohibitions on certain public post secondary education campuses; to provide for certain public post secondary education institutions developing smoke-free policies for its campuses; to provide for an effective date; and to provide for related matters.

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.

SENATE BILL NO. 50—

BY SENATORS ERDEY, AMEDEE AND WHITE AND REPRESENTATIVES HODGES, MACK, POPE AND SCHEXNAYDER

AN ACT

To enact R.S. 47:322.21.1, relative to the disposition of certain sales tax collections in Livingston Parish; to establish the Juban Crossing Economic Development District Fund as a special fund

May 31, 2013

in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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.

SENATE BILL NO. 191—

BY SENATORS MORRELL AND MURRAY AND REPRESENTATIVES BROSSETT AND LEGER

AN ACT

To amend and reenact R.S. 18:402(D), (E)(1)(e) and (2)(e), and (F)(6) and 467(4), relative to parochial and municipal elections in certain parishes; to provide relative to the qualifying period, the dates for primary, general, special, bond, tax or other elections; and to provide for related matters.

SENATE BILL NO. 242—

BY SENATOR MURRAY AND REPRESENTATIVE LEGER

AN ACT

To enact Chapter 4 of Title 21 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 21:201 through 208, relative to hotels and lodging houses; to provide with respect to optional assessments on hotels that are levied by a comprehensive membership based tourism organization on its members that are operators of hotels or motels located in the parish of Orleans; to provide that hotel and income taxes shall not apply to such surcharges; to provide for a hotel referendum to approve such an optional assessment; to provide for enhancement of the sales and marketing capabilities and other general purposes of the organization; to provide for the direct or indirect benefit of growing the traveler economy; to provide for levying hotel assessments as surcharges on hotel or motel folios; to provide for terms and definitions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 256—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 47:6035(C), relative to tax credits for vehicles using alternative fuels; to specify the inapplicability of the credit for costs related to certain vehicles; and to provide for related matters.

SENATE BILL NO. 86—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 37:1106(A) and (D) and 1110 and R.S. 44:4.1(B)(23) and to enact R.S. 37:1107(F) and (G), 1116(C) and (D), and 1123, relative to the Louisiana Mental Health Counselor Licensing Act; to provide for fees; to provide for counselor intern and marriage and family therapist intern registrations; to provide for temporary licenses and registrations; to provide for criminal history record information; to provide for costs of administrative proceedings; to provide for the recovery of certain costs on judicial review; to provide for terms, procedures, and conditions; and to provide for related matters.

SENATE BILL NO. 133—

BY SENATOR AMEDEE

AN ACT

To repeal R.S. 47:9004(B)(4), relative to the board of directors of the Louisiana Lottery Corporation; to provide relative to the duty of certain board members to disclose certain business relationships to the Senate Committee on Senate and Governmental Affairs;

to remove the requirement to disclose the names of all business or professional clients; and to provide for related matters.

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 certain terms and conditions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 175—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:1923.1, relative to the payment of group insurance premiums for retired assessors and assessor's employees; to create the Orleans Parish Assessor's Office Retired Employees' Insurance Fund; to provide for deposits in the fund; to provide for payments from the fund; and to provide for related matters.

SENATE BILL NO. 180—

BY SENATORS ERDEY AND LAFLEUR

AN ACT

To amend and reenact R.S. 22:3, 1921, 1922, 1926, 1927, 1928(A)(introductory paragraph), and 1929(A), and R.S. 36:681(C)(1), to enact R.S. 36:691.1, and to repeal R.S. 36:691, relative to the Department of Insurance; to provide with respect to the division of insurance fraud; to provide for powers and duties of the division of insurance fraud; and to provide for related matters.

Respectfully submitted,
"JODY" AMEDEE
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

May 30, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 41—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3362, 3376(A) and (B), 3377(A)(introductory paragraph), and 3382(A), relative to the board of trustees of the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to membership of the board; to provide relative to terms of members; to provide relative to the powers of the board with respect to cost-of-living increases and disability benefits; to provide relative to elections to the board; and to provide for related matters.

HOUSE BILL NO. 50—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:3363(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to assessments by the board of trustees; to repeal provisions relative to exemptions from such assessments; and to provide for related matters.

HOUSE BILL NO. 6—

BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 14:95.2(C)(1), relative to the crime of carrying a firearm or dangerous weapon on school property; to provide with respect to the carrying of a firearm or dangerous weapon by a law enforcement officer; and to provide for related matters.

HOUSE BILL NO. 17—

BY REPRESENTATIVE GUILLORY
AN ACT

To amend and reenact R.S. 32:387.12(A), relative to annual noncritical off-road equipment permits; to allow noncritical off-road equipment with additional axle configurations to obtain an annual permit; and to provide for related matters.

HOUSE BILL NO. 39—

BY REPRESENTATIVE STUART BISHOP
AN ACT

To amend and reenact R.S. 11:1421 and 1422(B) and to enact R.S. 11:1422(C), relative to the Louisiana Assessors' Retirement Fund; to provide relative to retirement eligibility and benefits for new members; and to provide for related matters.

HOUSE BILL NO. 130—

BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 47:302.21(B), relative to the Ascension Parish Visitor Enterprise Fund; to provide for distribution of monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 152—

BY REPRESENTATIVES HAZEL AND HONORE AND SENATOR PETERSON
AN ACT

To amend and reenact R.S. 15:574.4(B)(1) and to enact R.S. 15:574.4(E) and Code of Criminal Procedure Article 878.1, relative to juvenile parole eligibility; to provide for parole eligibility for juveniles sentenced to life imprisonment without the possibility of parole for certain homicide offenses; to provide for conditions; to provide for a special sentencing hearing for juvenile offenders convicted of certain homicide offenses; and to provide for related matters.

HOUSE BILL NO. 156—

BY REPRESENTATIVES SCHEXNAYDER, TIM BURNS, CARTER, HARRISON, HENSGENS, NANCY LANDRY, LEGER, LORUSSO, MILLER, NORTON, AND PUGH
AN ACT

To amend and reenact R.S. 3:3712(D)(4), R.S. 17:17.1(C)(1) and 17.5(D)(1), R.S. 39:15.3(B)(1), R.S. 40:1058.3(Section heading), 1235(A)(2)(c) and (3), 1235.1(A)(2) and (B)(1), and 1300.104(B)(introductory paragraph) and (1), R.S. 49:1301 and 1304(B), R.S. 56:632(B) and 633(F) and to repeal Section 2 of Act No. 701 of the 2010 Regular Session of the Legislature, Chapter 3-E of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:299, R.S. 11:108, R.S. 17:17.3(C)(5), 17.4(C)(2), 17.5(D)(2), and 1519.13, R.S. 36:4(B)(14), 259(D)(2), (M), and (R), 459(D), 610(B)(9) and (G)(1), 629(M), and 919.10, R.S. 39:15.4 through 15.6, Subpart P-4 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.111 through 100.117, R.S. 40:1058.3(C)(4), 1235(A)(4), 1300.103(2), and 1300.105, Chapter 46 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2611 through 2613, and R.S. 56:333.2 and 632.8, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, councils, authorities, and like entities; to transfer certain powers, functions, and duties; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Academic Advisory Council, Ambulance Standards Committee, Commission on Men's Health and Wellness, Emergency Medical Services for Children Advisory

Council, Funding Review Panel, Louisiana Bio-Fuel Panel, Louisiana Council on Obesity Prevention and Management, Louisiana Information Technology Advisory Board, Louisiana Postsecondary Education Information Technology Council, Louisiana Sustainable Local Food Policy Council, Louisiana Technology Advisory Group, Methadone Maintenance Program Needs Assessment Task Force, Mullet Task Force, Post Employment Benefits Trust Fund Board of Trustees, Reptile and Amphibian Task Force, and Uniform Grading Scale Task Force; to provide relative to provisions of law that require certain information regarding boards, commissions, and like entities to be filed with the commissioner of administration; to provide relative to the duties of the commissioner of administration relative to such provisions; to provide for the content of such information; to provide deadlines; to provide for the evaluation of boards, commissions, and like entities that fail to comply with such deadlines; and to provide for related matters.

HOUSE BILL NO. 173—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact Children's Code Article 1150(3), relative to safe haven relinquishment of infants; to provide with respect to the definition of an infant; and to provide for related matters.

HOUSE BILL NO. 189—

BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 14:27(D)(2)(c)(i), relative to the attempt to commit theft; to amend the threshold amount of the taking relative to persons who attempt to commit the crime of theft; and to provide for related matters.

HOUSE BILL NO. 191—

BY REPRESENTATIVE STUART BISHOP
AN ACT

To amend and reenact R.S. 18:1308(A)(2)(j), relative to voting; to provide relative to the duties and authority of the secretary of state relative to absentee voting by certain persons; and to provide for related matters.

HOUSE BILL NO. 204—

BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 40:1496(B)(5)(c), relative to Terrebonne Parish; to provide relative to the governing board of the Bayou Cane Fire Protection District; to authorize an increase in the membership of the governing board; and to provide for related matters.

HOUSE BILL NO. 224—

BY REPRESENTATIVE HOLLIS
AN ACT

To amend and reenact R.S. 17:492(A) and (D)(2) and 493(A) and (C), relative to school bus operators; to require the immediate removal of a nontenured school bus operator who is convicted of or has pled nolo contendere to certain offenses relative to operating a vehicle while intoxicated; to provide that such a conviction or plea shall be grounds for removal of a tenured school bus operator; to provide for applicability; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 229—

BY REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 46:1053(C)(2)(g), relative to the Concordia Parish Hospital Service District No. 1; to provide relative to the per diem paid to members of its governing board; and to provide for related matters.

HOUSE BILL NO. 242—

BY REPRESENTATIVES CARTER AND SMITH
AN ACT

To amend and reenact R.S. 17:4015(9), relative to adjustments by the state superintendent of education to the Student Scholarships for Educational Excellence Program accountability system; to authorize the state superintendent of education to make

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adjustments to certain targets and thresholds in the program accountability system; and to provide for related matters.

HOUSE BILL NO. 243—
BY REPRESENTATIVE CARTER
AN ACT

To amend and reenact R.S. 17:3048.1(P)(1)(a) and (V)(1)(a), relative to the Taylor Opportunity Program for Students; to provide for the eligibility of certain students graduating from certain high schools outside of Louisiana or the United States to receive program awards; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 253—
BY REPRESENTATIVES LEOPOLD, BILLIOT, CONNICK, STOKES, TALBOT, AND WILLMOTT AND SENATORS APPEL AND MARTINY
AN ACT

To amend and reenact R.S. 18:428(E) and to enact R.S. 18:428(F), relative to the presence of law enforcement officers at polling places; to provide exceptions; to provide restrictions and requirements; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 255—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 51:1783(10) and (12), relative to the Louisiana Enterprise Zone Act; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 256—
BY REPRESENTATIVE PATRICK WILLIAMS AND SENATOR JOHNS
A JOINT RESOLUTION

Proposing to add Article VII, Section 25(B)(3) of the Constitution of Louisiana, relative to tax sales occurring in certain parishes; to provide for the redemption period for certain blighted or abandoned property sold at tax sale; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 259—
BY REPRESENTATIVE TERRY LANDRY
AN ACT

To amend and reenact R.S. 33:130.532(A), relative to the Hopkins Street Economic Development District in New Iberia; to provide relative to the membership of the district's board of commissioners; to provide for technical changes; and to provide for related matters.

HOUSE BILL NO. 260—
BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT

To enact R.S. 33:9097.19, relative to East Baton Rouge Parish; to create the Goodwood Homesites Crime Prevention and Neighborhood Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; to provide with respect to termination of the district; and to provide for related matters.

HOUSE BILL NO. 262—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 40:1563.1(A)(17) and to enact R.S. 40:1563.1(A)(18) and (19), relative to the authority of fire marshals to conduct investigations and make arrests; to add failure to register as a convicted arsonist and violation of a fire marshal's orders to the list of offenses for which a fire marshal may conduct investigations and make arrests; and to provide for related matters.

HOUSE BILL NO. 278—
BY REPRESENTATIVES HODGES, BARROW, BERTHELOT, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, CHANEY, CONNICK, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HENRY, HILL, HOFFMANN, HOLLIS, HOWARD, IVEY, JEFFERSON, KLECKLEY, LEBAS, LEGER, LORUSSO, JAY MORRIS, ORTEGO, POPE, PUGH, REYNOLDS, RICHARD, RITCHIE, SCHEXNAYDER, SEABAUGH, SIMON, STOKES, THOMPSON, WHITNEY, AND PATRICK WILLIAMS
AN ACT

To amend and reenact Children's Code Article 1569(A)(1) and to enact Children's Code Article 603(1)(d), (26), and (27), relative to child abuse; to add coerced abortion to the definition of abuse; to define abortion; to define coerced abortion; to authorize a court to issue a temporary restraining order prohibiting activities associated with a coerced abortion; and to provide for related matters.

HOUSE BILL NO. 280—
BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact R.S. 2:319(A), relative to airport districts; to provide for the governing authority of airport districts; to provide for the membership of the board of commissioners of certain airport districts; and to provide for related matters.

HOUSE BILL NO. 282—
BY REPRESENTATIVES WILLMOTT, ADAMS, BILLIOT, CONNICK, LEOPOLD, LORUSSO, STOKES, AND TALBOT AND SENATORS APPEL AND MARTINY
AN ACT

To enact R.S. 13:2575.1(C), relative to administrative adjudications in Jefferson Parish; to provide relative to appeals of administrative adjudication decisions regarding immovable property; and to provide for related matters.

HOUSE BILL NO. 320—
BY REPRESENTATIVE LEGER
AN ACT

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

HOUSE BILL NO. 360—
BY REPRESENTATIVE SHADOIN
AN ACT

To enact R.S. 13:5554(CC), relative to the premium costs of group insurance for retired sheriffs and employees of Lincoln Parish Sheriff's Office; to provide for eligibility for payment of premium costs; and to provide for related matters.

HOUSE BILL NO. 361—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 14:323(C)(4), relative to prohibited uses of tracking devices; to provide relative to the crime prohibiting certain uses of tracking devices; to amend the exception for parents of a minor child; to require the consent of both parents of the minor child in certain situations in order for the exception to apply; and to provide for related matters.

HOUSE BILL NO. 369—
BY REPRESENTATIVE KLECKLEY AND SENATOR JOHNS
AN ACT

To amend and reenact R.S. 47:1987(B)(2), relative to notices related to ad valorem property taxes; to require certain information to be included in such notices; to provide relative to the uniformity of such notices; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 371—
BY REPRESENTATIVES LOPINTO AND HONORE
AN ACT

To amend and reenact Code of Criminal Procedure Articles 716, 717, 718, 719(A), 720, 721, 722, 723, 724, 725, 725.1, and 728 and to enact Code of Criminal Procedure Article 729.7, relative to

discovery in criminal cases; to amend provisions relative to the discovery of statements made by defendants to include statements by any codefendant; to provide for protection of the identity of certain witnesses; to provide relative to the disclosure of criminal records of defendants, codefendants, and witnesses; to amend provisions relative to the discovery of documents and other tangible objects; to provide relative to the discovery of reports and results of examinations and tests and the form of disclosure for such information; to provide relative to the discovery of statements of conspirators; to provide relative to the discovery of confessions and statements of codefendants; to provide relative to the discovery of internal documents made by the state, the defendant, or agents of the state or defendant; to provide for prospective application; and to provide for related matters.

HOUSE BILL NO. 376—

BY REPRESENTATIVE STUART BISHOP AND SENATOR ALLAIN
AN ACT

To enact R.S. 56:109.3, relative to wildlife management areas; to authorize the imposition of fees for mooring vessels in the Atchafalaya Delta Wildlife Management Area; to create the Atchafalaya Delta WMA Mooring Account in the Conservation Fund; to provide for deposit of such fees to the fund; to provide for the use of monies in such fund; to provide for the reporting of such funds; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 385—

BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact Code of Criminal Procedure Articles 930.4(B), (C), (D), and (E), and 930.8(A)(1), relative to post conviction relief; to provide for a time period to supplement an application for relief; to provide for the mandatory dismissal and denial of relief for certain repetitive applications; to require that the applicant demonstrate diligence in discovering post-conviction claims; and to provide for related matters.

HOUSE BILL NO. 404—

BY REPRESENTATIVE MILLER
AN ACT

To enact Code of Criminal Procedure Article 404(D), relative to jury commissions; to provide for the functions of the jury commission in St. Charles Parish; and to provide for related matters.

HOUSE BILL NO. 418—

BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 47:305.14(C), relative to sales and use tax; to provide with respect to the exemption for sales of tangible personal property and services at events sponsored by certain nonprofit organizations; to provide with regard to exemption certificates; to authorize reviews for compliance; and to provide for related matters.

HOUSE BILL NO. 423—

BY REPRESENTATIVE BILLIOT
AN ACT

To enact R.S. 15:544.1, relative to petitions for injunctive relief or declaratory judgments regarding the registration and notification requirements of sex offenders; to provide for the procedure by which such petitions must be filed; to provide for the jurisdiction where such petitions must be filed; and to provide for related matters.

HOUSE BILL NO. 443—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 32:1252(1) and R.S. 47:301(17) and 337.15(E), relative to sales and use tax on certain off-road vehicles; to provide for definitions; to provide with respect to evidence of payment of sales and use tax on all-terrain or off-road vehicles; to provide with respect to receipt of an off-road decal on such vehicles; and to provide for related matters.

HOUSE BILL NO. 465—

BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 32:393(B)(2) and (C)(1)(b) and 414.2(A)(1)(c) and to enact R.S. 32:414.2(A)(1)(d)(xi), relative to commercial driver's licenses; to provide for reports to be sent to the Department of Public Safety and Corrections regarding violations by holders of commercial driver's licenses; to provide relative to the disqualification of commercial driver's licenses; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 469—

BY REPRESENTATIVES ADAMS, ANDERS, ARMES, ARNOLD, WESLEY BISHOP, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHANEY, COX, DANAHAY, DIXON, DOVE, GAROFALO, GULLORY, HARRISON, GIROD JACKSON, KATRINA JACKSON, LEOPOLD, LORUSSO, MONTUCET, MORENO, POPE, ST. GERMAIN, AND THIERRY AND SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 37:1735, relative to volunteer firemen; to state the public policy of Louisiana relative to volunteer firefighting; to provide with respect to immunity from liability for volunteer firemen; to provide exceptions; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 472—

BY REPRESENTATIVE JAY MORRIS AND SENATOR LAFLEUR
AN ACT

To amend and reenact Code of Civil Procedure Articles 591(A)(5) and 592(A)(3)(b) through (d) and (E)(5) and to enact Code of Civil Procedure Article 592(A)(3)(e), relative to class actions; to provide relative to prerequisites required to maintain a class action; to provide for burden of proof to establish prerequisites; to prohibit courts from ordering class-wide trial on certain issues; and to provide for related matters.

HOUSE BILL NO. 482—

BY REPRESENTATIVE STOKES
AN ACT

To enact R.S. 24:518(D), relative to agency heads of certain auditees; to provide that disclaimer of opinion audit reports shall be evidence of malfeasance in office in certain cases; and to provide for related matters.

HOUSE BILL NO. 489—

BY REPRESENTATIVE COX
AN ACT

To amend and reenact R.S. 26:73(H) and 272(H), relative to certain permits for local historic districts; to require the issuance of certain permits by the commissioner and the municipal or parish governing authority for the sale of low and high alcohol beverages in areas designated as local historic districts; and to provide for related matters.

HOUSE BILL NO. 513—

BY REPRESENTATIVE MORENO
AN ACT

To enact R.S. 13:1595.3, relative to court costs and fees; to provide for additional court costs for certain filings in the Orleans Parish Juvenile Court; to provide for the use of additional funds; to establish a fee on filings in the Orleans Parish Juvenile Court; to provide for the remittance of the fee to be used for the maintenance of the Orleans Parish Juvenile Court facility; and to provide for related matters.

HOUSE BILL NO. 561—

BY REPRESENTATIVES TIM BURNS, ADAMS, BADON, BERTHELOT, WESLEY BISHOP, BROADWATER, BROSSETT, BURFORD, CARTER, CROMER, GAROFALO, GISCLAIR, HENRY, HODGES, LEGER, LEOPOLD, LORUSSO, MACK, MILLER, MORENO, PEARSON, RITCHIE, SCHRODER, SIMON, ST. GERMAIN, TALBOT, THOMPSON, AND WILLMOTT AND SENATOR NEVERS
AN ACT

To enact R.S. 13:5725 and to repeal R.S. 13:5724, relative to the coroner of St. Tammany Parish; to require the governing authority of St. Tammany Parish to collect certain tax revenues levied for purposes of the St. Tammany Parish coroner's office; to require all collected revenues to be deposited into a special account for designated use; to require the governing authority to

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establish an annual salary for the St. Tammany Parish coroner; to require the governing authority to establish the salaries of employees of the coroner's office; to provide for certain responsibilities of the governing authority relative to the use of the tax proceeds; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 631—
BY REPRESENTATIVES WESLEY BISHOP AND ABRAMSON
AN ACT

To amend and reenact R.S. 47:299.2(1)(d), relative to the offset of individual income tax refunds against debt owed certain state agencies; to remove the exclusion of the city of New Orleans and the parish of Orleans from the definition of "agency"; and to provide for related matters.

HOUSE BILL NO. 722— (Substitute for House Bill No. 313 by Representative Honore)
BY REPRESENTATIVE HONORE AND SENATOR BROOME
AN ACT

To enact R.S. 15:85.4, relative to posting of criminal bonds; to provide for an additional fee to be assessed for criminal bonds posted in the city court of Baton Rouge; to provide for collection of fees by the constable of the Baton Rouge City Court; to provide for allocation of funds to the constable's fund; to provide for use of funds for the operational expenses of the constable's office; to provide for a refund of the fee in certain cases; and to provide for related matters.

HOUSE BILL NO. 426—
BY REPRESENTATIVE ARMES
A JOINT RESOLUTION

Proposing to amend Article IX, Section 7(A) of the Constitution of Louisiana, to provide relative to the membership of the Louisiana Wildlife and Fisheries Commission; to provide relative to members of such commission; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Appel
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Appel 1 Day

Announcements

The following committee meetings for June 1, 2013, were announced:

Senate and Gov't Affairs 8:45 A.M. Room F

Adjournment

On motion of Senator Thompson, at 11:40 o'clock A.M. the Senate adjourned until Saturday, June 1, 2013, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Saturday, June 1, 2013.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk