

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

THIRD DAY'S PROCEEDINGS

**Fortieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, March 12, 2014

The Senate was called to order at 9:05 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	Crowe	Peacock
Allain	Donahue	Perry
Amedee	Dorsey-Colomb	Riser
Appel	Johns	Smith, G.
Brown	Mills	Thompson
Buffington	Morrish	Walsworth
Claitor	Murray	Ward
Cortez	Nevers	White
Total - 24		

ABSENT

Adley	Guillory	Martiny
Broome	Heitmeier	Morrell
Chabert	Kostelka	Peterson
Erdey	LaFleur	Smith, J.
Gallot	Long	Tarver
Total - 15		

The President of the Senate announced there were 24 Senators present and a quorum.

Prayer

The prayer was offered by Reverend James Smith, 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 Murray, the reading of the Journal was dispensed with and the Journal of March 11, 2014, was adopted.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 12—
BY SENATOR CROWE

A RESOLUTION

To commend Isabel Caballero of Slidell upon being honored by the Prudential Spirit of Community Awards as one of the top youth volunteers in Louisiana for 2014.

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

SENATE RESOLUTION NO. 13—
BY SENATOR DORSEY-COLOMB

A RESOLUTION

To urge and request that the Department of Transportation and Development incorporate an East Washington Street exit plan for Interstate 10 in Baton Rouge, Louisiana, into its road design plan.

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

SENATE RESOLUTION NO. 14—
BY SENATOR MURRAY

A RESOLUTION

To commend and congratulate Sister Vera Butler, director of the Rebuild Center at St. Joseph Catholic Church of New Orleans, upon receipt of the Hibernian of the Year Award for 2014 presented by the Louisiana Division of the Ancient Order of Hibernians.

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

**Senate Bills and Joint Resolutions on
Second Reading to be Referred,
Subject to Call**

Called from the Calendar

Senator Nevers asked that Senate Bill No. 77 be called from the Calendar.

SENATE BILL NO. 77—
BY SENATOR NEVERS

A JOINT RESOLUTION

Proposing to add Article I, Section 28 of the Constitution of Louisiana, relative to health insurance; to require the state provide the opportunity for certain residents to receive health insurance; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 4—
BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate Hunter Hopkins on his numerous accomplishments, his exemplary academic achievements, and on being honored as a recipient of the LSU University Medal.

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

SENATE RESOLUTION NO. 5—
BY SENATOR CORTEZ

A RESOLUTION

To commend Elijah Evans of Youngsville on being named one of the top two youth volunteers in Louisiana for 2014 in the nineteenth annual Prudential Spirit of Community Awards program.

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

SENATE RESOLUTION NO. 6—
BY SENATOR JOHNS

A RESOLUTION

To commend Bryttani MacNamara of Sulphur on being named a Distinguished Finalist in Louisiana for 2014 in the nineteenth annual Prudential Spirit of Community Awards program.

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

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SENATE RESOLUTION NO. 7—
BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate former Louisiana State Senator, Jackson Beauregard Davis, and his wife, Rosemary Slattery Davis, of Shreveport upon the happy occasion of their seventieth wedding anniversary.

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

SENATE RESOLUTION NO. 8—
BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate Caroline Boley on her numerous accomplishments, her exemplary academic achievements, and on being honored as a recipient of the LSU University Medal.

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

SENATE RESOLUTION NO. 9—
BY SENATOR PEACOCK

A RESOLUTION

To commend Lieutenant Colonel Harry Lazarus Jr. on being awarded the French Legion of Merit medal by the Sons of the American Revolution.

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

SENATE RESOLUTION NO. 10—
BY SENATOR LONG

A RESOLUTION

To commend and congratulate Earl J. "Mickey" Durand upon his election and installation as the Most Worshipful Grand Master of Masons of the Grand Lodge of Louisiana, Free and Accepted Masons for 2014-2015.

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

SENATE RESOLUTION NO. 11—
BY SENATOR PETERSON

A RESOLUTION

To recognize Thursday, March 13, 2014, as the thirtieth Annual Red and White Day at the Louisiana Legislature.

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

Senate Concurrent Resolutions on
Second Reading

SENATE CONCURRENT RESOLUTION NO. 15—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of former mayor of Baker and former Louisiana State Senator, Michael A. Cross, and to celebrate his life of public service, his humanity, and his many contributions made on behalf of the citizens of Senate District 13, of the city of Baker, and of the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Perry
Adley	Donahue	Peterson

Allain	Dorsey-Colomb	Riser
Amedee	Johns	Smith, G.
Appel	LaFleur	Thompson
Broome	Mills	Walsworth
Brown	Morrish	Ward
Buffington	Murray	White
Claitor	Nevers	
Cortez	Peacock	

Total - 28

NAYS

Total - 0

ABSENT

Chabert	Heitmeier	Morrell
Erdey	Kostelka	Smith, J.
Gallot	Long	Tarver
Guillory	Martiny	

Total - 11

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

SENATE CONCURRENT RESOLUTION NO. 16—
BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To create and provide for the Joint Capital Punishment Fiscal Impact Commission to study the fiscal costs of the death penalty in Louisiana and to recommend any action or legislation that the commission deems necessary or appropriate.

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

SENATE CONCURRENT RESOLUTION NO. 17—
BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to construct toll booths at all entrances and exits on state highways to casinos operated on Indian lands in the state.

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

SENATE CONCURRENT RESOLUTION NO. 18—
BY SENATOR GUILLORY

A CONCURRENT RESOLUTION

To commend Shane Hanchey of Sulphur on becoming the Tie-Down Roping World Champion at the 2013 Wrangler National Finals Rodeo.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Peacock
Adley	Donahue	Perry
Allain	Dorsey-Colomb	Peterson
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	LaFleur	Thompson
Brown	Mills	Walsworth
Buffington	Morrish	Ward
Claitor	Murray	White
Cortez	Nevers	

Total - 29

NAYS

Total - 0

ABSENT

Chabert	Kostelka	Smith, J.
Erdey	Long	Tarver
Gallot	Martiny	
Heitmeier	Morrell	
Total - 10		

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. 5—
BY REPRESENTATIVE LORUSSO AND SENATOR APPEL
A CONCURRENT RESOLUTION

To urge and request the citizens of Louisiana to commemorate the 225th anniversary of the inauguration of George Washington as president of the United States.

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	Cortez	Nevers
Adley	Crowe	Peacock
Allain	Donahue	Perry
Amedee	Dorsey-Colomb	Peterson
Appel	Guillory	Riser
Broome	Johns	Smith, G.
Brown	LaFleur	Thompson
Buffington	Mills	Walsworth
Chabert	Morrish	Ward
Claitor	Murray	White
Total - 30		

NAYS

Total - 0

ABSENT

Erdey	Kostelka	Morrell
Gallot	Long	Smith, J.
Heitmeier	Martiny	Tarver
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVE PUGH
A CONCURRENT RESOLUTION

To recognize May 8, 2014, as Elmer's Candy Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Perry
Adley	Donahue	Peterson
Allain	Dorsey-Colomb	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.

Broome	LaFleur	Thompson
Brown	Mills	Walsworth
Buffington	Morrish	Ward
Chabert	Murray	White
Claitor	Nevers	
Cortez	Peacock	
Total - 31		

NAYS

Total - 0

ABSENT

Erdey	Kostelka	Morrell
Gallot	Long	Tarver
Heitmeier	Martiny	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To recognize Thursday, March 13, 2014, as Human Resource Management Day in Louisiana and to commend the members of the Louisiana Society for Human Resource Management.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Perry
Adley	Donahue	Peterson
Allain	Dorsey-Colomb	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.
Broome	LaFleur	Thompson
Brown	Mills	Walsworth
Buffington	Morrish	Ward
Chabert	Murray	White
Claitor	Nevers	
Cortez	Peacock	
Total - 31		

NAYS

Total - 0

ABSENT

Erdey	Kostelka	Morrell
Gallot	Long	Tarver
Heitmeier	Martiny	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE SHADOIN AND SENATORS GALLOT, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Willie Davis, Jr., the former mayor of Farmerville.

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

March 12, 2014

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Brown, Buffington, Chabert, Claitor, Cortez, Total - 30; Crowe, Donahue, Dorsey-Colomb, Guillory, Johns, LaFleur, Mills, Morrish, Murray, Nevers; Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Broome, Erdy, Gallot, Total - 9; Heitmeier, Kostelka, Long; Martiny, Morrell, Tarver.

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

HOUSE CONCURRENT RESOLUTION NO. 12— BY REPRESENTATIVE SHADON AND SENATOR GALLOT A CONCURRENT RESOLUTION

To express the condolences of the Louisiana House of Representatives upon the death of Mike Reed of Ruston, Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 14— BY REPRESENTATIVE PUGH A CONCURRENT RESOLUTION

To recognize April 8, 2014, as Ponchatoula Strawberry Festival Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Total - 31; Crowe, Donahue, Dorsey-Colomb, Guillory, Johns, LaFleur, Mills, Morrish, Murray, Nevers, Peacock; Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Erdy, Gallot, Heitmeier, Total - 8; Kostelka, Long, Martiny; Morrell, Tarver.

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

HOUSE CONCURRENT RESOLUTION NO. 16— BY REPRESENTATIVES COX, BROWN, AND HOWARD AND SENATORS LONG AND GALLOT

A CONCURRENT RESOLUTION

To recognize the tricentennial of Natchitoches and to encourage participation in tricentennial observances and activities throughout 2014.

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

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Total - 31; Crowe, Donahue, Dorsey-Colomb, Guillory, Johns, LaFleur, Mills, Morrish, Murray, Nevers, Peacock; Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Erdy, Gallot, Heitmeier, Total - 8; Kostelka, Long, Martiny; Morrell, Tarver.

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

HOUSE CONCURRENT RESOLUTION NO. 17— BY REPRESENTATIVES STUART BISHOP, ABRAMSON, NANCY LANDRY, AND ROBIDEAUX AND SENATOR CORTEZ

A CONCURRENT RESOLUTION

To express condolences upon the death of Carl W. "Wimpy" Bauer and to express enduring gratitude for his outstanding contributions to Acadiana and the state of Louisiana, particularly during his tenure as a distinguished member of the Louisiana House of Representatives.

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

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 134— BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 42:1124.4(A)(1) and 1141.5(C) and to enact R.S. 42:1157(A)(4)(f), relative to the Board of Ethics and Ethics Adjudicatory Board enforcement authority; to provide for notice of delinquency delivery methods; to clarify the duty of the Ethics Adjudicatory Board; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 206—
BY SENATOR JOHN SMITH

AN ACT

To enact R.S. 49:160.1, relative to state symbols; to provide for the official state fruit tree; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 270—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 18:1495.7(A) and R.S. 42:1114(C)(1) and (E) and to enact R.S. 42:1124.3(C)(3), (4), and (5), relative to personal financial disclosure; to require certain information on certain financial disclosure forms; to provide for enforcement of penalties for the failure to file financial disclosures; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 270 by Senator Amedee

AMENDMENT NO. 1

On page 2, line 2, change "April" to "May"

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

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to revert to:

Introduction of
Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATOR GUILLORY

A CONCURRENT RESOLUTION

To commend Sarah Ann Holliday for the outstanding leadership she has provided to the Louisiana Federation of Republican Women (LFRW) which is a member of the National Federation of Republican Women.

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

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

Gallot	Martiny	Tarver
Total - 3		

Leaves of Absence

The following leaves of absence were asked for and granted:

Gallot	1 Day	Heitmeier	½ Day
Kostelka	½ Day	Long	½ Day
Martiny	1 Day	Tarver	1 Day

Announcements

The following committee meetings for March 17, 2014, were announced:

Finance	1:30 P.M.	Room A
Retirement	1:00 P.M.	Room E
Revenue & Fiscal Affairs	2:30 P.M.	Hainkel Room

Adjournment

On motion of Senator Thompson, at 9:35 o'clock A.M. the Senate adjourned until Monday, March 17, 2014, at 4:30 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

