

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

TWENTY-SECOND 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, April 23, 2014

The Senate was called to order at 3:30 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President	Guillory	Perry
Allain	Johns	Riser
Amedee	Kostelka	Smith, G.
Appel	LaFleur	Smith, J.
Broome	Long	Tarver
Brown	Mills	Thompson
Chabert	Morrish	Walsworth
Claitor	Murray	Ward
Crowe	Peacock	White
Total - 27		

ABSENT

Adley	Dorsey-Colomb	Martiny
Buffington	Erdey	Morrell
Cortez	Gallot	Nevers
Donahue	Heitmeier	Peterson
Total - 12		

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

Prayer

The prayer was offered by Rabbi Jordan Goldson, 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 Perry, the reading of the Journal was dispensed with and the Journal of April 22, 2014, was adopted.

**Privilege Report of the
Legislative Bureau**

April 23, 2014

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. 97—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 47:338.196(A), relative to the Union Parish School Board; to provide with respect to the authority to levy an additional sales and use tax; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 173—
BY REPRESENTATIVE JAMES
AN ACT

To amend and reenact R.S. 33:9097.19(F)(introductory paragraph), (2)(a), and (5), relative to East Baton Rouge Parish; to provide relative to the Sherwood Forest Crime Prevention and Neighborhood Improvement District; to provide relative to the parcel fee imposed and collected within the district; to provide relative to the collection fee; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 201—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 33:405(A)(4) and to enact R.S. 33:405(A)(5) and (6), relative to the Lawrason Act; to provide relative to the mayor pro tempore of a Lawrason Act municipality; to provide relative to the powers and duties of the mayor pro tempore; to authorize the mayor pro tempore to perform the duties of the mayor in the case of a vacancy; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 253—
BY REPRESENTATIVES TIM BURNS, HOLLIS, PEARSON, RITCHIE,
AND SIMON AND SENATORS DONAHUE AND NEVERS
AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.791 through 130.795, relative to St. Tammany Parish; to authorize the governing authority of the parish to create a geographic information system district; to provide relative to the governing board of the district; provide for the powers, duties, and functions of the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 254—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 41:1224.1, relative to leases of certain marina property operated by Jefferson Parish; to exempt such leases from general requirements for advertising and bidding; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 316—
BY REPRESENTATIVES BURFORD, BROWN, COX, GUINN, HILL,
HONORE, HOWARD, AND PYLANT
AN ACT

To amend and reenact R.S. 32:1311(B), (C), and (D) and to enact R.S. 32:1311(E), relative to motor vehicle inspection requirements; to remove the requirement that single axle two-wheel trailers bear a valid safety inspection certificate; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 316 by Representative Burford

April 23, 2014

AMENDMENT NO. 1

On page 1, line 13, delete "less than"

HOUSE BILL NO. 364—

BY REPRESENTATIVE MACK

AN ACT

To amend and reenact R.S. 32:414(B)(2)(a) and 667(B)(2)(c)(i) and (ii) and (I)(1)(b), relative to suspension and seizure of driver's licenses; to extend the time period that certain convictions or the refusal to submit to certain chemical tests can be considered for purposes of suspension of driving privileges; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 419—

BY REPRESENTATIVE MONTOUCET

AN ACT

To enact R.S. 38:215.1, relative to maintenance of public drainage; to prohibit refusal of access to public drainage for maintenance purposes; to provide relative to a determination of the right of access by a court of competent jurisdiction; to provide for an award of court costs and attorney fees; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 456—

BY REPRESENTATIVE SCHRODER

AN ACT

To enact R.S. 33:2541.3, relative to the municipal fire and police civil service; to provide relative to the position of police chief for the city of Covington; to provide that such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to qualifications; to provide relative to resignation from the position and return to the classified service; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 576—

BY REPRESENTATIVE TIM BURNS

AN ACT

To amend and reenact R.S. 33:2211(A), relative to the city of Mandeville; to provide that laws governing employment of municipal police, including matters of compensation, leave, and hours, do not apply to Mandeville; to provide relative to effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 579—

BY REPRESENTATIVE DANAHAY

AN ACT

To enact R.S. 33:4727.2, relative to the city of Sulphur; to provide relative to planning and zoning within the city; to provide relative to the powers and duties of the city's governing authority and zoning commission; to grant the governing authority of the city the power to grant certain powers and duties to the city's zoning commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 655—

BY REPRESENTATIVE MACK

AN ACT

To amend and reenact R.S. 32:403.4(A)(1), relative to medical evaluation reports required of persons driving a commercial motor vehicle; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 860—

BY REPRESENTATIVE MACK

AN ACT

To enact R.S. 47:508(A)(3), relative to the registration of certain commercial vehicles and trailers; to establish the expiration date and renewal period for the registration of certain vehicles and trailers; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 896—

BY REPRESENTATIVES DANAHAY AND WILLMOTT

AN ACT

To enact R.S. 32:43, relative to automated speed enforcement devices; to prohibit the installation and use of automated speed enforcement systems on state highways; to prohibit the imposition and collection of certain fines, fees, or penalties under certain circumstances; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 904—

BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 40:539(C)(8)(c), relative to employees of the Cottonport Housing Authority; to provide that employees of the Cottonport Housing Authority shall not be in the state civil service; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1012—

BY REPRESENTATIVES LORUSSO, ADAMS, BILLIOT, STOKES, WILLMOTT, AND WOODRUFF AND SENATORS APPEL, MARTINY, AND PETERSON

AN ACT

To amend and reenact R.S. 33:1420.19, relative to Jefferson Parish; to provide relative to a special taxing district located within the parish; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to the powers and duties of the district and its governing board; to provide relative to district funding; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1012 by Representative Lorusso

AMENDMENT NO. 1

On page 4, line 20, following "years" and before ";" insert "each"

AMENDMENT NO. 2

On page 10, line 19, change "the said" to "such"

HOUSE BILL NO. 1016—

BY REPRESENTATIVE PIERRE

AN ACT

To enact R.S. 17:287, relative to high school diplomas; to provide for a State Seal of Bilingualism to be affixed to the diplomas or transcripts of students who meet certain academic eligibility criteria relative to language proficiency; to provide relative to purpose and legislative intent; to require the state superintendent of education to prepare the seal; to provide for the voluntary participation of public school governing authorities; to provide relative to rules and regulations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1016 by Representative Pierre

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Education and adopted by the Senate on April 22, 2014, on line 4, change "page 2" to "page 1"

AMENDMENT NO. 2

On page 2, line 8, change "spark" to "the sparking of"

AMENDMENT NO. 3

On page 3, line 17, change "American College Test" to "ACT"

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.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 83—

BY SENATORS WALSWORTH, GALLOT AND KOSTELKA

A RESOLUTION

To commend the Union Parish High School football team on winning the Class 3A state championship.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATORS CROWE AND NEVERS AND REPRESENTATIVES PEARSON, RITCHIE AND HOLLIS

A CONCURRENT RESOLUTION

To commend the Save Our Wildlife Management Areas, LLC, for their work in protecting and preserving the state's wildlife management areas.

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

SENATE CONCURRENT RESOLUTION NO. 100—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To create and provide for the Lower Pearl River Ecosystem Study Commission to study the conditions, needs, issues, and funding relative to the protection and preservation of the Lower Pearl River Basin and to recommend any action or legislation that the commission deems necessary or appropriate.

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

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR BROWN

A CONCURRENT RESOLUTION

To designate Monday, May 5, 2014, as "Alpha Phi Alpha Day in the Louisiana Legislature", commend Alpha Phi Alpha for one hundred eight years of exemplary leadership, and urge suitable observance of such day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Guillory	Riser
Allain	Johns	Smith, G.
Amedee	Kostelka	Smith, J.
Broome	LaFleur	Tarver
Brown	Long	Thompson
Buffington	Mills	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White
Erdey	Peacock	
Gallot	Perry	

Total - 28

NAYS

Total - 0

ABSENT

Adley	Cortez	Morrell
Appel	Dorsey-Colomb	Nevers
Chabert	Heitmeier	Peterson
Claitor	Martiny	

Total - 11

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 78—

BY SENATOR LONG

A RESOLUTION

To commend the coaches, players, and staff of the Northwestern State University Lady Demons basketball team upon their excellent 2013-2014 basketball season that culminated in the Southland Conference Tournament title, earning them an invitation to the NCAA Women's Basketball Tournament for the first time since 2004.

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

SENATE RESOLUTION NO. 79—

BY SENATOR DORSEY-COLOMB

A RESOLUTION

To commend Southern University and to recognize Monday, April 28, 2014, as Southern University Day at the Louisiana State Capitol.

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

SENATE RESOLUTION NO. 80—

BY SENATOR BROOME

A RESOLUTION

To designate May 3, 2014, as "Pancreatic Cancer Awareness Day in Louisiana" and to commend the efforts of Ronnie Edwards in raising pancreatic cancer awareness.

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

SENATE RESOLUTION NO. 82—

BY SENATOR GALLOT

A RESOLUTION

To commend the Louisiana Northeastern Berith District of the Southern Region of the Full Gospel Baptist Church Fellowship International, to recognize that the 2014 Northeastern Berith District Conference is being held in Ruston, Louisiana, on April

April 23, 2014

23-24, and to acknowledge District Overseer William G. Fields Sr.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 93—

BY SENATOR BROWN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to take action to provide greater safety to the motoring public, to move traffic more efficiently, and to minimize traffic accidents at the intersection of Cornerview Road and Louisiana Highway 73 and on Louisiana Highway 22 between Interstate Highway 10 and Louisiana Highway 70 in Ascension Parish.

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

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry and the Department of Education to cooperatively implement a statewide Farm to School Program that assists schools with local procurement options for fresh fruit, vegetables, meats, and seafood.

The resolution was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Department of Education to conduct a survey on any barriers that prevent schools and governing entities from entering into joint-use agreements and issue a report with a plan to promote such agreements.

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

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to assess water accessibility in Louisiana schools and report its findings to the legislature and the State Board of Elementary and Secondary Education.

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

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR GUILLORY

A CONCURRENT RESOLUTION

To commend Sarah Ann Holliday for her outstanding leadership of the Capital City Republican Women (CCRW).

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Peacock
Adley Erdey Perry

Allain Amedee Appel Broome Brown Chabert Claitor Cortez Crowe Donahue Murray
Total - 34

Gallot Guillory Heitmeier Johns Kostelka LaFleur Long Mills Morrish Murray

Riser Smith, G. Smith, J. Tarver Thompson Walsworth Ward White

NAYS

Total - 0

ABSENT

Buffington Martiny
Total - 5

Morrell Nevers

Peterson

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

SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATOR MILLS AND REPRESENTATIVE STUART BISHOP

A CONCURRENT RESOLUTION

To designate April 23, 2014, as "School-Based Health Care Awareness Day" in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

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

NAYS

Total - 0

ABSENT

Buffington Martiny
Total - 4

Morrell Nevers

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 21, 2014

To the Honorable President and Members of the Senate:

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

HB No. 869	HB No. 894	HB No. 915
HB No. 981	HB No. 1018	HB No. 1086
HB No. 1091	HB No. 1112	HB No. 1150
HB No. 1234	HB No. 1238	

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

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

HOUSE BILL NO. 869—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 37:1437(C)(2)(c), (5)(b), and (6)(a)(ii), relative to licensing by the Louisiana Real Estate Commission; to provide for changes to the post-license educational requirements of real estate brokers and salespersons; and to provide for related matters.

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

HOUSE BILL NO. 894—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S.37:3394(B) and (H), relative to the Louisiana Real Estate Appraisers Board; to provide for membership requirements and qualifications; and to provide for related matters.

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

HOUSE BILL NO. 915—

BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT

To enact R.S. 13:1000.10, 1415, 2071.1, 2488.40, and Part X of Chapter 7 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:2489.1, relative to collection of fees in all East Baton Rouge Parish courts; to require all courts in East Baton Rouge Parish to levy a warrant recall fee to fund a misdemeanor detention facility; to provide for the collection of the fee and expenditure of funds collected; to provide reporting requirements; and to provide for related matters.

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

HOUSE BILL NO. 981—

BY REPRESENTATIVE GAINES
AN ACT

To enact R.S. 47:337.10.1, relative to the parish of St. John the Baptist; to provide relative to political subdivisions within the parish; to provide relative to the sales and use taxes levied by the political subdivisions; to authorize the governing authority of the parish and of any such political subdivision to establish sales tax holidays; to authorize the governing authorities to exempt purchases of tangible personal property from sales and use taxes during any such holiday; to provide limitations; and to provide for related matters.

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

HOUSE BILL NO. 1018—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 37:3396(B), (D), and (F)(2), 3397(B)(1), (3)(introductory paragraph) and (d) through (f), (4), and (5), 3398(A), 3401(B), (C)(introductory paragraph) and (3), 3408(B), (C)(2), and (E), and 3410(A), to enact R.S. 37:3392(13), 3397.1, and 3409(E)(4), and to repeal R.S. 37:3397(B)(6), (C), and (D), 3398(D), and 3401(D), relative to the Louisiana Real Estate Appraisers Law; to provide for board terms; to provide relative to license qualifications; to provide relative to criteria for license classifications and continuing education requirements; to provide relative to examinations; to provide relative to nonresident licenses; to provide relative to disciplinary proceedings; to provide for standards for the development and communication of real estate appraisers; and to provide for related matters.

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

HOUSE BILL NO. 1086—

BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 33:9022(5), relative to nonprofit economic development corporations; to provide with respect to definitions; to authorize economic development districts and authorities to authorize creation of nonprofit economic development corporations; and to provide for related matters.

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

HOUSE BILL NO. 1091—

BY REPRESENTATIVES WILLMOTT AND BILLIOT
AN ACT

To enact R.S. 32:284.1, relative to the transportation of dogs; to prohibit the transportation of dogs in pickup truck beds on certain roadways; to provide exceptions; to provide for penalties; to provide definitions; and to provide for related matters.

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

HOUSE BILL NO. 1112—

BY REPRESENTATIVES MACK, ADAMS, BILLIOT, BROADWATER, HENRY BURNS, CARMODY, CHANEY, CONNICK, CROMER, DOVE, EDWARDS, FOIL, GAROFALO, HAVARD, HAZEL, HENRY, HODGES, HOFFMANN, HOLLIS, IVEY, JOHNSON, LEGER, LORUSSO, JAY MORRIS, JIM MORRIS, POPE, PYLANT, SEABAUGH, TALBOT, THIBAUT, THOMPSON, AND PATRICK WILLIAMS
AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the "National Rifle Association" special prestige license plate; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

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

HOUSE BILL NO. 1150—

BY REPRESENTATIVES LORUSSO, ADAMS, ARMES, BROADWATER, BROWN, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANEY, COX, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GREENE, HARRISON, HAVARD, HAZEL, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JEFFERSON, JOHNSON, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, MORENO, JAY MORRIS, NORTON, ORTEGO, POPE, PYLANT, REYNOLDS, RICHARD, SEABAUGH, SHADOIN, ST. GERMAIN, THOMPSON, WHITNEY, AND WILLMOTT
AN ACT

To enact R.S. 47:490.26, relative to military honor license plates; to provide for the establishment of a military honor license plate for military service during the Cold War; to require the secretary

of the authority; to provide relative to the governing board of the authority; to change the membership of the governing board; to provide relative to the terms and qualifications of board members and their powers and duties; and to provide for related matters.

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

HOUSE BILL NO. 539—
BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 6:966.1(A)(introductory paragraph), (B), and (C), and to enact R.S. 6:966.1(E) relative to default remedies; to amend the time delay for submission of a notice of repossession; to provide for the methods of submission of the notice; to provide for proof of the notice; and to provide for related matters.

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

HOUSE BILL NO. 568—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 33:1981.1 and 2201(B)(introductory paragraph) and (22), relative to financial benefits for surviving spouses and children of fire operation personnel; to provide for financial security for surviving spouses and children of enforcement and emergency service personnel of the office of the state fire marshal; to provide for financial security for surviving spouses and children of firemen upon death by heart attack or stroke; to create a presumption; and to provide for related matters.

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

HOUSE BILL NO. 575—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 13:5951(I)(4), relative to the Orleans Parish Juvenile Services Financing District; to provide with respect to taxes levied for the district and the duration of such levy; and to provide for related matters.

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

HOUSE BILL NO. 768—
BY REPRESENTATIVES PRICE, BARROW, AND SMITH
AN ACT

To amend and reenact R.S. 33:1, relative to the incorporation of municipalities; to provide relative to the process of petitioning for incorporation; to provide relative to the time petitioners have to obtain signatures for incorporation; to provide for approval of petitions by the secretary of state; to provide relative to petitions that contain a certain number of signatures prior to the effective date of the Act; and to provide for related matters.

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

HOUSE BILL NO. 772—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 13:5554(DD), relative to the premium costs of group insurance for retired sheriffs and employees of Lafayette Parish Sheriff's Office; to provide for eligibility for payment of premium costs; and to provide for related matters.

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

HOUSE BILL NO. 787—
BY REPRESENTATIVES ARNOLD, ABRAMSON, ADAMS, BADON, BILLIOT, WESLEY BISHOP, GAROFALO, HENRY, JOHNSON, LEOPOLD, LOPINTO, LORUSSO, MORENO, STOKES, TALBOT, AND WILLMOTT
AN ACT

To amend and reenact R.S. 43:142(B), 171(B), 200(3), and 201(D), to enact R.S. 43:202(D), and to repeal R.S. 43:201(E), relative to the publication of official proceedings, legal notices, and advertisements in Jefferson and Orleans parishes; to provide relative to qualifications of newspapers for such publication; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 837—
BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 33:2345(B), relative to municipal chiefs of police; to provide for training requirements for each municipal chief of police; to change the training hours required relative to continuing education; and to provide for related matters.

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

HOUSE BILL NO. 838—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 37:3407(A)(7) and to enact R.S. 37:3407(A)(11), relative to fees charged by the Louisiana Real Estate Appraisers Board; to provide changes to fees charged by the Louisiana Real Estate Appraisers Board; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 950—
BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT

To amend and reenact R.S. 33:9097.20(B) and (F)(1) and (2) and to repeal R.S. 33:9097.20(F)(3), relative to the Goodwood Homesites Crime Prevention and Neighborhood Improvement District; to provide relative to the boundaries of the district; to provide a reduced parcel fee for certain parcels; to provide for the maximum parcel fee the district may levy and collect; and to provide for related matters.

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

HOUSE BILL NO. 954—
BY REPRESENTATIVES LEGER AND CARTER AND SENATORS APPEL, LAFLEUR, AND WALSWORTH
AN ACT

To enact R.S. 17:407.26 and to repeal R.S. 17:24.10, relative to early childhood education; to provide relative to the Cecil J. Picard LA 4 Early Childhood Program; to provide relative to funding; to provide relative to eligibility criteria; to provide relative to the cost of participation; to provide relative to rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1109—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 33:104, relative to planning commissions; to provide relative to commissions located in certain municipalities; to provide relative to monthly meetings of commissions; to provide relative to cancellations of such meetings; and to provide for related matters.

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

HOUSE BILL NO. 1127— BY REPRESENTATIVE LOPINTO AN ACT

To amend and reenact R.S. 32:361.2(D), relative to medical exemptions applicable to operating a motor vehicle; to provide that the medical exemption shall apply to the top area of a motor vehicle windshield with the required medical authorization; and to provide for related matters.

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

HOUSE BILL NO. 1140— BY REPRESENTATIVE GAINES AN ACT

To rename a portion of Louisiana Highway 3179 in St. John Parish as "Martin Luther King, Jr. Boulevard"; and to provide for related matters.

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

HOUSE BILL NO. 1262— (Substitute for House Bill No. 727 by Representative Ivey)

BY REPRESENTATIVES IVEY, ADAMS, BARROW, BURFORD, HENRY BURNS, CHANEY, COX, GREENE, HARRIS, HARRISON, HAVARD, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HOWARD, KATRINA JACKSON, KLECKLEY, LEBAS, LORUSSO, JAY MORRIS, POPE, PYLANT, SCHRODER, SEABAUGH, SIMON, STOKES, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT AN ACT

To amend and reenact R.S. 40:1299.35.6(B)(5) and to enact R.S. 40:1299.35.5.2, 1299.35.8(A)(6) and (7), and 1299.35.10(A)(27) and (28), relative to consent to abortion; to require provision of certain materials to women prior to abortion and to provide for the content of such materials; to provide for requirements of the Department of Health and Hospitals relative to development and publication of printed and Internet-based materials concerning abortion; to provide for duties of physicians who perform abortions; to provide for items to be retained in the medical record of each pregnant woman upon whom an abortion is performed or induced; to provide for the content of reports to the Department of Health and Hospitals by physicians concerning abortions performed or induced; to provide for a task force on informational materials to be delivered to women prior to abortion; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 97— BY REPRESENTATIVE SMITH A CONCURRENT RESOLUTION

To commend the Louisiana Department of State Civil Service, under the leadership of the State Civil Service Commission and the director of state civil service, Shannon Templet, for performing extensive research and examination of the needs of state agencies relative to consideration of criminal history information in the context of hiring procedures and for beginning the process of removing questions about criminal history from its initial application form for certain positions.

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

HOUSE CONCURRENT RESOLUTION NO. 98— BY REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION To urge and request that the secretary and staff of the Department of Economic Development advise businesses receiving state tax and other financial incentives for business development that the Louisiana Legislature requests that hiring decisions be focused on Louisiana residents to the greatest degree possible.

The resolution was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 108— BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION To recognize Monday, April 28, 2014, as Workers' Memorial Day in recognition of workers killed, injured, and disabled on the job.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Table listing names of members who were absent: Buffington, Nevers, Total - 2

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Insurance, submitted the following report:

April 23, 2014

To the President and Members of the Senate:

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

SENATE BILL NO. 165—
BY SENATOR MURRAY

AN ACT

To enact R.S. 22:1060.5, relative to prescription drug specialty tiers; to prohibit the payment by an insured of a percentage of the cost of a drug; to provide with respect to limits on co-payments; to provide for limits on out-of-pocket expenses for prescription drugs; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 221—
BY SENATOR ERDEY

AN ACT

To enact R.S. 42:851(T), relative to premiums for the Group Benefits Program; to provide for employer contributions to such premiums; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 286—
BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 22:942(10)(a) and to enact R.S. 22:931(A)(12), relative to individual life insurance policies; to require insurers to notify insureds of when their conversion option will expire; to allow for conversion from a group policy to an individual term life insurance policy; to provide for proof of notice to policyholders; to provide an exception for a child term rider; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 476—
BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 22:1554(A)(7), relative to insurance producer licenses; to allow the commissioner of insurance to deny, refuse to renew, or revoke an insurance producer license under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 506—
BY REPRESENTATIVE GREENE

AN ACT

To enact Subpart O of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1260.31 through 1260.38, relative to health insurance; to provide for certain notice requirements which must be satisfied by health insurance issuers offering plans on the exchange; to provide definitions; to provide for recoupment deadlines; to provide for injunctive relief and penalties; to provide for rules and regulations; to provide for severability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 647—
BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 22:369(A)(introductory paragraph) and to enact R.S. 22:362(C), 369(A)(5), and 369.I, relative to vehicle mechanical breakdown insurers; to permit the commissioner of insurance to levy a fine; to provide that mechanical breakdown insurers shall notify the commissioner of insurance within sixty days of any material change in its ownership, control, or other circumstance affecting its qualifications for a license; to provide that the commissioner may levy a fine, suspend, or revoke a license for failing to comply with the law or a lawful order of the commissioner; to provide for reinstatement of license for failure to pay the annual license renewal fee; to provide for reinstatement of license for

failure to file the annual audited financial statement; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 660—
BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 22:382 and 389(A)(introductory paragraph) and to enact R.S. 22:389(A)(5) and 389.I, relative to property residual value insurers; to provide that a property residual value insurer shall notify the commissioner of insurance within sixty days of any material change in its ownership, control, or other circumstance affecting its qualifications for a license; to permit the commissioner of insurance to levy a fine; to authorize the commissioner to levy a fine, suspend, or revoke a license under certain circumstances; to provide for reinstatement of license for failure to pay the annual license renewal fee; to provide for reinstatement of license for failure to file the annual audited financial statement; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 721—
BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 22:1573(I)(1) and (3), (J), (K), (L), and (M), relative to insurance producer continuing education requirements; provides that the commissioner shall grant twenty-four continuing education credits to a licensed producer who is a member of the legislature during the member's term; provides that a licensed producer who actively participates in a state or national insurance association may receive up to four continuing education credits; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 796—
BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 22:2161(A)(10), (14), and (17), to enact R.S. 22:2161(A)(7) and (9), and to repeal R.S. 22:2161(A)(21), relative to the Louisiana Health Care Commission; to make changes to the membership of the commission; to provide for nominations to the commission; to change references to certain organizations of the commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 820—
BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 22:1318(D), relative to fire insurance policies; to define "fire insurance policy"; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DAN W. "BLADE" MORRISH
Chairman

**REPORT OF COMMITTEE ON
SENATE AND GOVERNMENTAL AFFAIRS**

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

April 23, 2014

To the President and Members of the Senate:

April 23, 2014

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATOR PERRY

A CONCURRENT RESOLUTION

To designate the city of Scott, Louisiana, as the Cajun Art Capital of Louisiana.

Reported favorably.

SENATE BILL NO. 322—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:655(B), 667(B), and R.S. 51:2231(C), 2232(12), and 2235(9), relative to the Equal Pay for Women Act; to provide for prohibited discrimination in employment; to provide for jurisdiction; to provide for prescription; to provide for suspension of prescription; to provide for agencies; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 334—

BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 23:661, 662, 663(2), and (3), 664(A), 665, 666(A), (B), and (C), 667, 668, 669, and R.S. 38:2212(A)(1)(b)(ii)(bb) and R.S. 51:2231(C), 2232(12), the introductory paragraph of 2235, (9), (11), (12), (13), (14), and the introductory paragraph of (16) and (16)(c), to enact R.S. 23:663(4), 664(F) and R.S. 38:2212.11 and to repeal R.S. 23:666(F), relative to the "Louisiana Equal Pay for Women Act"; to provide for declaration of public policy; to make policies applicable to men; to provide for definitions; to prohibit discrimination; to prohibit unintentional discrimination; to provide for the Louisiana Commission on Human Rights; to provide for complaint procedure; to provide for time limits; to provide for courts; to provide for judicial interest; to provide for liquidated damages; to provide for coordination of discrimination laws; to provide for public contracts; to require private employers who contract with public entities to perform certain acts; to provide for verification; to provide for affidavits; to provide for penalties; to provide for cancellation of contracts; to provide for enforcement; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 443—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:663(3), relative to the "Equal Pay for Women Act"; to provide for prohibited discrimination in employment; to provide for applicability to local governments and local political subdivisions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 535—

BY SENATORS ADLEY, BUFFINGTON AND WHITE

AN ACT

To enact Chapter 11 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:671 through 675, and 681 through 685, and R.S. 40:1379.1(O), relative to legislative security; to provide for a director of legislative security; to provide for the qualifications, compensation, duties and functions of the director; to provide for legislative security officers; to provide for the manner in which certain special officer commissions may be issued; to create the Joint Legislative Security Council; to provide for the composition and membership of the council; to provide for the powers and duties of the council; to provide for compensation of the council members; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 206—

BY REPRESENTATIVE DANAHAY

AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(o), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 226—

BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 18:469(C) and to repeal R.S. 18:469(B), relative to the reopening of qualifying; to remove the requirement that qualifying be reopened due to no candidate qualifying or due to the number of candidates qualifying for an office being fewer than the number of positions to be filled in that office; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 246—

BY REPRESENTATIVE HARRISON

AN ACT

To amend and reenact R.S. 36:5, 153, 154(A)(3), 155, and 156(A) and R.S. 46:931, 932(8), 933(G), and 934(A) and (B) and to enact R.S. 36:151(D), relative to the Department of Elderly Affairs; to provide relative to officers and employees, rulemaking, and funding for the department; to provide that all officers and employees of the department shall be in the classified state service; to provide for rulemaking authority for the department; to provide for appropriation and allocation to the department of funds appropriated or allocated for department functions; to provide for implementation; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 324—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 12:2.1, relative to certain confidential data in the possession of the Department of State; to authorize the disclosure of electronic mail addresses and short message service numbers to certain persons and entities; to provide for the use of the data; to provide for the maintenance of the confidentiality of the data; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 365—

BY REPRESENTATIVES MORENO AND BROADWATER

AN ACT

To amend and reenact R.S. 18:18(D) and to enact R.S. 18:154(C)(2)(d), relative to certain voter information and data; to authorize the secretary of state to enter into certain agreements to share certain voter information or data; to provide for the purposes of such agreements; to require certain provisions; to provide relative to the confidentiality of certain voter information and data; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 383—

BY REPRESENTATIVE TIM BURNS

AN ACT

To amend and reenact R.S. 18:58(B), 104(A)(15), 154(C)(1)(introductory paragraph), (D)(3), and (G)(introductory paragraph), 425(A)(1)(b), 433(B)(8), 435(B), 465(E)(1)(a), 531.1(B), 566.2(B), 571(A)(6) and (7), 573(B), 1284(F)(1), 1299.1(A), 1300.3(A) and (B)(1), 1300.7(A), 1300.32(A) and (B)(1), 1302(2), 1308(A)(1)(b), (h)(i), and (i), 1309(M)(1)(a),

1353(B) and (C)(2), 1361(A) and (B), and 1362, to enact R.S. 18:154(D)(4) and (F)(3), and to repeal R.S. 18:174 and Part I-A of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:411 through 417, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to the duties of registrars of voters; to require registrars to assign voters according to voting districts; to provide deadlines; to provide relative to requirements and procedures for application for voter registration; to provide relative to disclosure of certain voter information; to repeal provisions requiring certain reports regarding changes of name and remarriage; to repeal provisions applicable to certain elections held in 1992; to provide relative to the selection of commissioners and commissioners-in-charge; to provide relative to the deadline for filing a list of watchers; to provide relative to the deadline for submitting a nominating petition; to provide relative to notification that a polling place will not be opened; to provide relative to the counting and tabulation of votes; to provide relative to the verification of election results; to provide relative to requirements for a proposition submitted to the voters at an election; to provide relative to the deadline for certifying a recall petition; to provide relative to the deadline for removing or adding a signature to a recall petition; to provide relative to the deadline for the governor to issue a proclamation ordering a recall election; to provide relative to certain deadlines for petitions relative to neighborhood and crime prevention districts; to provide relative to early voting at additional locations; to provide relative to procedures and requirements for absentee voting by mail; to provide relative to voting machines and absentee by mail and early voting counting equipment; to provide relative to the authority of the secretary of state relative to voting machines and absentee by mail and early voting counting equipment; to provide relative to the ownership of voting machines; to provide relative to parish board commissioners; to provide relative to the counting and tabulation of absentee by mail, early voting, and provisional ballots; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 428—
BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 18:461(B), relative to qualifying for an election; to repeal provisions of law that allow for a refund of qualifying fees under certain circumstances when a candidate files multiple notices of candidacy; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 432—
BY REPRESENTATIVE TIM BURNS
AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(n), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 501—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact R.S. 18:114(B)(1) and 173(A) and (D)(1) and to enact R.S. 18:101(A)(3), relative to voter registration; to provide for the "Louisiana Motor Voter Preregistration Act"; to provide relative to qualifications for voter registration; to allow persons who are sixteen years of age to register to vote under certain circumstances; to provide relative to voter registration at driver's license facilities; to provide relative to certain reports to

election officials concerning deaths; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 874—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To enact R.S. 36:8.1, relative to reporting requirements of various state agencies of the executive branch; to require an annual report to the legislature of all civil, legal actions filed by an agency; to provide for the content of such reports; to provide exceptions thereto; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1013—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 17:374(A)(2)(introductory paragraph) and R.S. 49:968(B)(3)(c) and to repeal Part XV of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:558.1 through 558.13, R.S. 17:7(25) and Chapter 14 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2751 through 2759, R.S. 25:933(2), 941, 1226.1(7), 1226.2, 1226.4(B)(1), and Chapter 29 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1251 through 1255, R.S. 32:1751, R.S. 36:4(L)(2), 209(M)(2), (S), and (T), 610(M), 629(R), 651(D)(6), and 802.17, Part IV of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:955.1 through 955.4, and Part III of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:901, 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 Atchafalaya Trace Heritage Area Development Zone Review Board, Broadband Advisory Council, Catfish Promotion and Research Program and Board, Coastal Land Stewardship Authority, Historic Cemetery Trust Advisory Board, Mississippi River Road Commission, Systemic Initiatives Program Council, and Tri-State Corridor Commission; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

SENATE BILL NO. 132—
BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 27:21(B)(2) and to enact R.S. 27:21(B)(3), relative to certain records held by the Board of Gaming Control; to authorize the board to adopt rules pertaining to the release of certain records; and to provide for related matters.

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

April 23, 2014

SENATE BILL NO. 140—
BY SENATOR MURRAY

AN ACT

To enact R.S. 14:67.26(B)(3), relative to theft of a motor vehicle; to provide with respect to failure to provide law enforcement with an affidavit; to provide that such failure shall not create a presumption for certain purposes; and to provide for related matters.

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

SENATE BILL NO. 216—
BY SENATOR MURRAY

A JOINT RESOLUTION

Proposing to amend Article V, Sections 15(D) and 22(B) of the Constitution of Louisiana, relative to the judicial branch; to provide relative to courts, judges, and judicial offices; to provide relative to vacancies in the office of a judge; to authorize certain procedures for the reallocation, filling, or abolition of a vacancy in the office of a judge; to provide certain terms, conditions, procedures, requirements and effects; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 216 by Senator Murray

AMENDMENT NO. 1

On page 3, line 5, after "governor" insert "and held"

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

SENATE BILL NO. 217—
BY SENATOR MURRAY

AN ACT

To enact R.S. 13:11, relative to courts and judicial procedure; to provide relative to judges and judicial offices; to provide relative to vacancies in the office of a judge; to provide certain terms, conditions, procedures, requirements, and effects; and to provide for related matters.

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

SENATE BILL NO. 445—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 13:1568.3, 1595, and 1595.1, relative to Orleans Parish Juvenile Court judges; to designate special divisions of the Orleans Parish Juvenile Court; to abolish specific judgeships upon the expiration of terms or vacancy in the Orleans Parish Juvenile Court; to provide relative to funding; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 445 by Senator Crowe

AMENDMENT NO. 1

On page 2, line 4, after "December 31," delete "2015" and insert "2014"

AMENDMENT NO. 2

On page 2, line 6, after "December 31," delete "2015" and insert "2014"

AMENDMENT NO. 3

On page 3, line 9, after "December 31," delete "2015" and insert "2014"

AMENDMENT NO. 4

On page 3, line 11, after December 31," delete "2015" and insert "2014"

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

SENATE BILL NO. 459—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 46:438.1, relative to contingency fee contracts; to provide for prohibition of certain contingency fee payments by the state; to provide relative to private counsel employed by the state to institute civil actions under the Medical Assistance Programs Integrity Law; provide relative to contracts of employment of private counsel by the state; to provide relative to public records; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 459 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "fee contracts;" delete "to provide for" and on line 3, delete "prohibition of certain contingency fee payments by the state;"

AMENDMENT NO. 2

On page 1, lines 13, after "Part." delete the rest of line 13, line 14 and line 15 through "outcome of the action."

AMENDMENT NO. 3

On page 1, delete line 16 and insert "employment of any private counsel, including fee amounts, and all final fees and costs, shall be a public"

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

SENATE BILL NO. 578—
BY SENATOR BROOME

AN ACT

To amend and reenact Civil Code Article 136(B) and (C), relative to children; to provide relative to an award of visitation rights to a grandparent and certain other persons; to provide certain procedures and conditions; and to provide for related matters.

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

SENATE BILL NO. 620—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 32:880, relative to proof of financial responsibility for nonresident drivers involved in accidents; to provide for self-insurance or self-insurance plans as proof of financial security; to provide for payment of claims by nonresident self-insurers and self-insurance plans; to provide for processing claims involving certain self-insurers and self-insurance plans; to provide penalties for actions by nonresident self-insurers and self-insurance plans deemed arbitrary, capricious, and without probable cause; and to provide for related matters.

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

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

HOUSE BILL NO. 156—

BY REPRESENTATIVE MACK

AN ACT

To enact R.S. 13:3049(B)(1)(e)(v), relative to the Twenty-First Judicial District Court; to provide for the transfer of surplus monies from certain funds to the Twenty-First Judicial District Court's criminal fund; to provide for definitions; to provide for a deadline to transfer funds; to provide for the use of such funds; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 218—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact Code of Civil Procedure Article 1878 and to repeal R.S. 13:4062, relative to special civil proceedings; to provide for declaratory judgments; to provide for expedited hearings; to provide for the effect of supplemental proceedings on the hearing for a declaratory judgment; to provide for proceedings for temporary restraining orders, injunctions, and mandamus relative to the expenditure of state funds; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 218 by Representative Talbot

AMENDMENT NO. 1

On page 1, line 2, delete "and to repeal R.S. 13:4062"

AMENDMENT NO. 2

On page 2, delete line 5

On motion of Senator Clairor, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 314—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 49:191(7)(a) and to repeal R.S. 49:191(5)(m), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 326—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 15:574.2(D)(8), relative to parole hearings; to provide relative to the powers and duties of the committee on parole; to require notice of the hearing to the district attorney of the parish of conviction; to authorize the district attorney to present testimony and submit information relevant to the proceedings; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 330—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 28:53.2(D), relative to involuntary mental health treatment; to provide relative to the method of delivery of the custody order to law enforcement; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 332—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 40:966(B)(1) and (C)(1), relative to the Uniform Controlled Dangerous Substances Law; to amend penalties for certain offenses; to provide for minimum mandatory sentence; to provide for required treatment; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 460—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 26:87(A)(2), 98, 284(B), 295, and 919(A), relative to the office of alcohol and tobacco control; to provide with respect to the delivery of official correspondence from the commissioner of alcohol and tobacco control; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 462—

BY REPRESENTATIVE BERTHELOT

AN ACT

To amend and reenact R.S. 35:393, relative to ex officio notaries for the Department of Public Safety and Corrections; to provide for the appointment of certain persons as ex officio notaries; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 496—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 26:72(A), (C), and (D), relative to certain alcoholic beverage permits; to require a permit for certain establishments where certain alcoholic beverages are sold or transported; to require a permit for certain wines and malt beverages; to provide for definitions; to create and provide relative to wine and malt beverage permits for alcoholic beverage outlets; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 527—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 13:621.22 and to repeal Section 2 of Act No. 344 of the 2008 Regular Session, relative to the Twenty-Second Judicial District Court; to provide for two additional judgeships and their respective subject matter jurisdictions; to provide for the compensation relative to the additional judgeships; to provide for the election and term of the offices and their successors; to provide for an effective date; to repeal uncodified law; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. The bill was read by title and referred to the Legislative Bureau.

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HOUSE BILL NO. 569—
BY REPRESENTATIVES STOKES, ABRAMSON, HODGES, AND
HOFFMANN AND SENATOR LONG
AN ACT

To amend and reenact R.S. 13:587.4(A) and (C) and to enact R.S.
13:587.4(D), relative to district courts; to authorize the
designation of human trafficking courts; to provide relative to
training for the presiding judge; to require certain services for
human trafficking victims; to provide for the disposition of
human trafficking cases; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill
was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 641—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 13:5713(A) and 5715(A)(2), R.S.
14:30(B)(1) and 95(H), and R.S. 17:2355.1, relative to coroners;
to provide for duties of coroners relative to the investigation of
deaths and the arrangement and expenses related to the
disposition of bodies; to amend the definition of "peace officer"
for purposes of first degree murder; to provide for the possession
and concealing of handguns; to provide relative to the search of
donor information; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to
Reengrossed House Bill No. 641 by Representative Harrison

AMENDMENT NO. 1

On page 2, at the beginning of line 2, after "twenty-four hours" insert
"of"

AMENDMENT NO. 2

On page 2, line 13, strike "burial" and insert "disposition"

On motion of Senator Morrell, the committee amendment was
adopted. The amended bill was read by title and referred to the
Legislative Bureau.

HOUSE BILL NO. 747—

BY REPRESENTATIVES MORENO, ADAMS, ARMES, BADON, BILLIOT,
BROSSETT, BROWN, TIM BURNS, CONNICK, COX, GISCLAIR,
GUILLORY, HARRISON, HENRY, HOWARD, HUNTER, KATRINA
JACKSON, JAMES, JEFFERSON, KLECKLEY, NANCY LANDRY, TERRY
LANDRY, LEGER, LOPINTO, MILLER, MONTOUCE, JAY MORRIS,
PIERRE, POPE, PRICE, REYNOLDS, RICHARD, RITCHIE, SCHRODER,
SMITH, ST. GERMAIN, THIBAUT, THIERRY, ALFRED WILLIAMS, AND
WOODRUFF

AN ACT

To amend and reenact R.S. 14:35.3(B)(3), (4), and (5), (C), (D), (H),
and (J) and Code of Criminal Procedure Article 334.2, to enact
R.S. 14:2(B)(45) and 35.3(B)(6), and to repeal Code of Criminal
Procedure Article 334.4(A)(4), relative to acts of domestic
abuse; to designate domestic abuse aggravated assault as a
crime of violence; to provide relative to the crime of domestic
abuse battery; to amend penalty provisions of domestic abuse
battery for purposes of persons placed on probation; to provide
for a definition of "court-monitored domestic abuse intervention
programs" for purposes of persons on probation for domestic
abuse battery; to amend penalties for a second conviction of
domestic abuse battery; to provide relative to the designation of
an act of violence against a family member as "domestic abuse";
to prohibit release on a person's own recognizance after an arrest
for certain offenses related to domestic violence; and to provide
for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to
Reengrossed House Bill No. 747 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 9:362(7) and 364(A),
(B), and (C),"

AMENDMENT NO. 2

On page 1, at the beginning of line 13 after "violence;" insert "to
provide relative to child custody when there is a history of family
violence;"

AMENDMENT NO. 3

On page 1, line 15, after "Section 1." insert "R.S. 9:362(7) and
364(A), (B), and (C),"

AMENDMENT NO. 4

On page 1, after line 16, insert the following:

"§362. Definitions
As used in this Part:

* * *

(7) "Treatment program" means a course of evaluation and
psychotherapy designed specifically for perpetrators of family
violence, and conducted by licensed mental health professionals.
"Court-monitored domestic abuse intervention program" means a
program, comprised of a minimum of twenty-six in-person sessions,
that follows a model designed specifically for perpetrators of
domestic abuse. The offender's progress in the program shall be
monitored by the court. The provider of the program shall have all
of the following:

- (a) Experience in working directly with perpetrators and victims
of domestic abuse.
(b) Experience in facilitating batterer intervention groups.
(c) Training in the causes and dynamics of domestic violence,
characteristics of batterers, victim safety, and sensitivity to victims.

* * *

§364. Child custody; visitation

A. There is created a presumption that no parent who has a
history of perpetrating family violence shall be awarded sole or joint
custody of children. The court may find a history of perpetrating
family violence if the court finds that one incident of family violence
has resulted in serious bodily injury or the court finds more than one
incident of family violence. The presumption shall be overcome only
by a preponderance of the evidence that the perpetrating parent has
successfully completed a treatment court-monitored domestic abuse
intervention program as defined in R.S. 9:362, is not abusing alcohol
and the illegal use of drugs scheduled in R.S. 40:964, and that the
best interest of the child or children requires that parent's
participation as a custodial parent because of the other parent's
absence, mental illness, or substance abuse, or such other
circumstances which affect the best interest of the child or children.
The fact that the abused parent suffers from the effects of the abuse
shall not be grounds for denying that parent custody.

B. If the court finds that both parents have a history of
perpetrating family violence, custody shall be awarded solely to the
parent who is less likely to continue to perpetrate family violence. In
such a case, the court shall mandate completion of a treatment court-
monitored domestic abuse intervention program by the custodial
parent. If necessary to protect the welfare of the child, custody may
be awarded to a suitable third person, provided that the person would
not allow access to a violent parent except as ordered by the court.

C. If the court finds that a parent has a history of perpetrating
family violence, the court shall allow only supervised child visitation
with that parent, conditioned upon that parent's participation in and
completion of a treatment court-monitored domestic abuse
intervention program. Unsupervised visitation shall be allowed only
if it is shown by a preponderance of the evidence that the violent
parent has completed a treatment program, is not abusing alcohol and
psychoactive drugs, and poses no danger to the child, and that such
visitation is in the child's best interest.

* * *

On motion of Senator Kostelka, the committee amendment was
adopted. The amended bill was read by title and referred to the
Legislative Bureau.

HOUSE BILL NO. 750—

BY REPRESENTATIVES MORENO, ADAMS, BADON, BARROW, BERTHELOT, BILLIOT, WESLEY BISHOP, BROSSETT, BROWN, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CONNICK, COX, DIXON, EDWARDS, FOIL, GAINES, GISCLAIR, GUILLORY, HARRIS, HAZEL, HENRY, HENSGENS, HILL, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, NANCY LANDRY, TERRY LANDRY, LEGER, LEOPOLD, LORUSSO, MILLER, MONTUCET, JAY MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, POPE, PRICE, PYLANT, REYNOLDS, RICHARD, RITCHIE, SCHEXNAYDER, SCHRODER, SHADOIN, SMITH, ST. GERMAIN, THIBAUT, THIERRY, ALFRED WILLIAMS, WILLMOTT, AND WOODRUFF

AN ACT

To amend and reenact R.S. 9:366(A) and 372(B) and (C), R.S. 14:79(B), (C), (E), and (F), R.S. 46:2135(G) and (H), 2136(E), (G), and (H), 2136.2(A) and (D), and 2140, Children's Code Articles 1569(H) and (I) and 1570(E), (G), and (H), Code of Civil Procedure Article 3607.1, and Code of Criminal Procedure Articles 30(B), 327.1, 335.2(C), and 871.1, relative to protective orders issued in conjunction with cases of domestic abuse; to provide relative to the procedures for filing Uniform Abuse Prevention Orders in the Louisiana Protective Order Registry; to provide relative to the duties of judges, clerks of court, and the Judicial Administrator's Office of the Louisiana Supreme Court relative to the issuance of temporary restraining orders, preliminary or permanent injunctions, and protective orders; to provide relative to the penalties for violations of protective orders; to provide relative to the duty of law enforcement with regard to enforcing protective orders and violations of protective orders; to provide relative to the determination by law enforcement of the predominant aggressor in domestic abuse cases; to provide for a rebuttable presumption regarding the predominant aggressor; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 750 by Representative Moreno

AMENDMENT NO. 1

On page 2, line 21, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 2

On page 3, line 11, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 3

On page 7, line 4, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 4

On page 8, line 3, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 5

On page 8, line 17, after "Registry" insert "and to the chief law enforcement officer of the parish in which the person or persons protected by the order reside"

AMENDMENT NO. 6

On page 10, line 10, change "There shall be a rebuttable presumption" to "The officer shall presume"

AMENDMENT NO. 7

On page 11, line 22, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 8

On page 12, line 21, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 9

On page 13, line 21, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 10

On page 14, line 11, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 11

On page 15, line 1, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 12

On page 15, line 19, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

AMENDMENT NO. 13

On page 16, line 9, after "reside" insert "by facsimile transmission or direct electronic input as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court"

On motion of Senator Kostelka, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 753—

BY REPRESENTATIVES MORENO AND BROSSETT

AN ACT

To enact R.S. 14:95.10 and R.S. 46:2136.3, relative to the possession of firearms in domestic abuse situations; to prohibit the possession of firearms or carrying of a concealed weapon by persons convicted of domestic abuse battery; to prohibit the possession of firearms by persons who are the subject of protective orders or permanent injunctions involving domestic violence; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 753 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 13, after "battery" insert ", R.S. 14:35.3,"

AMENDMENT NO. 2

On page 1, delete lines 18 through 20 and on page 2, at the beginning of line 1, delete "right to a jury trial." and insert the following:

"C. A person shall not be considered to have been convicted of domestic abuse battery for purposes of this Section unless the person was represented by counsel in the case, or knowingly and intelligently waived the right to counsel in the case; and in the case

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of a prosecution for an offense described in this Section for which a person was entitled to a jury trial in the jurisdiction in which the case was tried, either the case was tried by a jury, or the person knowingly and intelligently waived the right to have the case tried by a jury, by guilty plea or otherwise."

AMENDMENT NO. 3

On page 3, line 9, after "amend" delete the remainder of the line and delete lines 10 through 12 and insert "each Uniform Abuse Prevention Order to include the specific language of R.S. 46:2136.3(A)(1) and (2), as enacted by the provisions of this Act."

On motion of Senator Kostelka, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1036—

BY REPRESENTATIVES ARNOLD, ABRAMSON, CONNICK, HARRISON, AND THIERRY

AN ACT

To amend and reenact R.S. 26:352 and 932(4) and (10) and to enact R.S. 26:793(A)(1)(a), (b), (c), and (d), relative to the donation of alcoholic beverages; to authorize the donation of alcoholic beverages to certain events and organizations; to provide for certain types of temporary alcoholic beverage permits; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1036 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, after "352" delete the remainder of the line and insert ", 793(A)(1), and 932(4) and (10),"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "(b), (c), and (d),"

AMENDMENT NO. 3

On page 1, line 8, after "352" insert ", 793(A)(1)," and at the end of the line delete "and"

AMENDMENT NO. 4

On page 1, delete line 9, and insert "to read as follows:"

AMENDMENT NO. 5

On page 1, line 10, after "Donated" delete the remainder of the line and insert "alcoholic beverages of high alcoholic content taxable"

AMENDMENT NO. 6

On page 1, line 14, change "fulfillment" to "payment"

AMENDMENT NO. 7

On page 1, at the beginning of line 18, after "day" insert "retail"

AMENDMENT NO. 8

On page 2, line 12, delete "some type of"

AMENDMENT NO. 9

On page 2, line 14, delete ", 501(c)(6),"

On motion of Senator Morrell, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to create a Water Code Committee.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, and Name. Lists members of the Senate who voted 'YEAS'.

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Name. Lists members of the Senate who were absent.

Total - 4

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

Rules Suspended

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

HOUSE BILL NO. 1048—

BY REPRESENTATIVES PONTI AND ORTEGO

AN ACT

To amend and reenact R.S. 37:1378(A)(3) and R.S. 40:5, 1722(B)(2), 1723(B), 1730.22(C), 1730.28(A)(1), (3)(a), and (5), and 1730.29(A)(introductory paragraph), to enact R.S. 40:4(C) and (D) and 1730.23(I), and to repeal R.S. 40:4(A)(7), 1722(D), and 1730.28(A)(3)(h); relative to the regulation of plumbing; to provide for grounds for disciplinary actions; to require the Louisiana State Uniform Construction Code Council to adopt certain provisions relative to plumbing; to provide relative to the duties of the state health officer; to provide relative to the authority of local building officials; to provide for effective dates; and to provide for related matters.

Senator Martiny moved to recommit the bill from the Committee on Health and Welfare to the Committee on Commerce, Consumer Protection, and International Affairs.

Without objection, so ordered.

Rules Suspended

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

HOUSE CONCURRENT RESOLUTION NO. 35—
BY REPRESENTATIVE PONTI**A CONCURRENT RESOLUTION**

To repeal the Department of Health and Hospitals rule, Part XIV (Plumbing) of Title 51, comprised of LAC 51:XIV.101 through 1813, of the Louisiana Administrative Code, which provides for the state plumbing code, and to direct the Office of the State Register to print the repeal in the Louisiana Administrative Code.

Senator Martiny moved to recommit the resolution from the Committee on Health and Welfare to the Committee on Commerce, Consumer Protection, and International Affairs.

Without objection, so ordered.

Rules Suspended

Senator Martiny asked for and obtained a suspension of the rules to recall Senate Bill No. 44 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 44—
BY SENATOR MARTINY**AN ACT**

To enact Chapter 4-A of Title 21 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 21:301 through 308, 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 Jefferson; 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.

On motion of Senator Martiny the bill was read by title and withdrawn from the files of the Senate.

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage****SENATE BILL NO. 361—**
BY SENATOR RISER**AN ACT**

To enact R.S. 40:1379.1.2 and 1379.1.3, to provide relative to the carrying of concealed firearms by law enforcement officers and retired law enforcement officers; to authorize the carrying of concealed firearms by certain officers and former officers in public places; to provide relative to accepted forms of identification; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 361 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, following ",", and before "relative" delete "to provide"

AMENDMENT NO. 2

On page 1, line 16 following "**is**" and before "**duty**" change "**off**" to "**on**"

AMENDMENT NO. 3

On page 2, line 3, following "**who**" and before ":" change "**is all of the following**" to "**meets all of the following requirements**"

AMENDMENT NO. 4

On page 2, line 6, following "**the**" change "**Council on Peace Officer Standards and Training**" to "**Peace Officer Standards and Training Council**"

AMENDMENT NO. 5

On page 3, line 10, following "**the**" change "**Council on Peace Officer Standards and Training**" to "**Peace Officer Standards and Training Council**"

AMENDMENT NO. 6

On page 3, lines 19-20, following "**the**" change "**Council on Peace Officer Standards and Training**" to "**Peace Officer Standards and Training Council**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 361 by Senator Riser

AMENDMENT NO. 1

On page 2, line 25, between "**of**" and "**law**" insert "**state**"

On motion of Senator Riser, the amendments were adopted.

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 361 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, change "and 1379.1.3" to ", 1379.1.3, and 1379.1.4,"

AMENDMENT NO. 2

On page 1, line 8, change "and 1379.1.3" to ", 1379.1.3, and 1379.1.4"

AMENDMENT NO. 3

On page 4, after line 7, insert:

**"§1379.1.4. Conflict provision
Nothing in the provisions of R.S. 40:1379.1.2 and 1379.1.3 shall be construed to supersede the provisions of R.S. 40:1797, and in case of any conflict, the provisions of R.S. 40:1797 shall control."**

On motion of Senator Riser, the amendments were adopted.

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Peterson Thompson
Total - 2

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

SENATE BILL NO. 373— BY SENATOR JOHNS

AN ACT

To amend and reenact Code of Civil Procedure Article 966, relative to motions for summary judgment; to provide for certain procedures at the hearing on a motion for summary judgment; to provide relative to admissibility of certain evidence; 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

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

Total - 37

NAYS

Total - 0

ABSENT

Peterson Thompson
Total - 2

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

SENATE BILL NO. 403— BY SENATOR MILLS

AN ACT

To enact R.S. 22:1080, relative to third party premium payments; to provide with respect to insurers acceptance of third party premium payments; to require acceptance of premium payments from certain state, federal, or tribal programs or publicly supported charities; and to provide for related matters.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 403 by Senator Mills

AMENDMENT NO. 1

On page 1, delete line 17 and on page 2, delete line 1 and insert in lieu thereof:

"(4) The American Kidney Fund."

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Peterson Thompson
Total - 2

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

SENATE BILL NO. 516—

BY SENATORS BUFFINGTON, DORSEY-COLOMB, GUILLORY AND MILLS AND REPRESENTATIVE STUART BISHOP

AN ACT

To enact Part VII of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1360.81 through 1360.91, relative to direct primary care; to provide for definitions; to provide for prohibitions on discrimination; to provide for direct fees; to provide for prohibited and authorized practices; to provide for acceptance and discontinuation of

patients; to provide exemptions from state insurance laws; to provide for business conduct; to provide for annual reports; to provide for violations and penalties; to provide for rules and regulations; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 516 by Senator Buffington

AMENDMENT NO. 1

On page 1, line 11, following "Statutes" and before "," insert "of 1950"

AMENDMENT NO. 2

On page 2, line 16, following "(a)" and before "any" change "**A physician, group or entity that satisfies**" to "**Is**"

AMENDMENT NO. 3

On page 2, line 19, following "who" and before "primary" change "**provides**" to "**provide**"

AMENDMENT NO. 4

On page 2, line 22, following "who" and before "primary" change "**only provides**" to "**provide**"

AMENDMENT NO. 5

On page 2, line 22, following "services" and before "through" insert "**only**"

AMENDMENT NO. 6

On page 3, line 7, change "**37:1360.85(B)(2)(a)(ii)**" to "**37:1360.84(B)**"

AMENDMENT NO. 7

On page 3, line 29, following "R.S." change "**37:1360.86**" to "**37:1360.85**"

AMENDMENT NO. 8

On page 7, line 19, following "patient" and before "." insert "**or a family of direct patients**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Buffington proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Buffington to Engrossed Senate Bill No. 516 by Senator Buffington

AMENDMENT NO. 1

On page 2, between lines 28 and 29, insert:

"(iv) Direct patient-provider primary care practice" or "direct practice" shall not include an organization or an entity that contracts with a primary care practice for the provision of research, technological, operational, and administrative support, but such an entity or an organization does not provide a direct medical care service."

On motion of Senator Buffington, the amendments were adopted.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 516 by Senator Buffington

AMENDMENT NO. 1

On page 6, between lines 28 and 29 insert the following:

"C. Subject to the restrictions established in this Part, a direct practice may accept payment of direct fees directly or indirectly from the Louisiana Medical Assistance Program or any entity contracting with the state of Louisiana to provide managed care in the Louisiana Medical Assistance Program, subject to any necessary approval from the Centers for Medicare and Medicaid Services."

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 539—

BY SENATORS NEVERS, BUFFINGTON, DORSEY-COLOMB AND ERDEY

AN ACT

To enact Chapter 1-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:24 through 27, relative to suicide assessment, intervention, treatment, and management training for certain professionals; to provide relative to the Department of Health and Hospitals posting on the department's official website a link to these training programs; to provide relative to continuing education; to provide for certain definitions, terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

April 23, 2014

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 539 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 3, following "1101" and before end of the line delete "1"

AMENDMENT NO. 2

On page 2, line 5, following "2701" and before "et" delete "1"

AMENDMENT NO. 3

On page 2, line 6, following "1261" and before "et" delete "1"

AMENDMENT NO. 4

On page 2, line 7, following "1261" and before "et" delete "1"

AMENDMENT NO. 5

On page 2, line 8, following "2351" and before "et" delete "1"

AMENDMENT NO. 6

On page 2, line 9, following "1360.51" and before end of the line delete "1"

AMENDMENT NO. 7

On page 2, line 11, following "911" and before "et" delete "1"

AMENDMENT NO. 8

On page 2, line 12, following "1360.21" and before "et" delete "1"

AMENDMENT NO. 9

On page 2, line 14, following "3386" and before "et" delete "1"

AMENDMENT NO. 10

On page 3, line 9, following "list" and before "under" insert "developed"

AMENDMENT NO. 11

On page 3, line 9, following "Section" and before end of the line change ", and" to "and."

AMENDMENT NO. 12

On page 3, line 10, following "possible" and before "links" insert "1"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dorsey-Colomb, Murray, Adley, Erdey, Nevers, Allain, Gallot, Peacock, Amedee, Guillory, Perry, Appel, Heitmeier, Peterson, Broome, Johns, Riser, Brown, Kostelka, Smith, G., Buffington, LaFleur, Smith, J., Chabert, Long, Tarver, Claitor, Martiny, Thompson, Cortez, Mills, Walsworth, Crowe, Morrell, Ward, Donahue, Morrish, White. Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 545—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 22:1007(I) and to enact R.S. 22:1007(J), relative to substitution of medications; to provide for requirements of provider contracts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Nevers, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, Heitmeier, Peterson, Appel, Johns, Riser, Broome, Kostelka, Smith, G., Brown, LaFleur, Smith, J., Buffington, Long, Thompson, Chabert, Martiny, Walsworth, Cortez, Mills, Ward, Crowe, Morrell, White, Donahue, Morrish, Dorsey-Colomb, Murray. Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Claitor, Tarver. Total - 2

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

SENATE BILL NO. 554—

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 22:972, Subpart D of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1091 through 1099, relative to health insurance rate review; to provide for definitions; to provide for rate filings and rate increases; to provide relative to form approval; to provide relative to rating factors, risk pools, and individual market plan and calendar year requirements; to provide with respect to review of proposed rate filings and rate changes; to provide for implementation and enforcement; to provide for the frequency of rate increase limitations; to provide relative to the prohibition of discrimination in rates due to severe disability; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 554 by Senator Gary Smith

AMENDMENT NO. 1

On page 7, line 22, following "all" and before "health" change "non-transitional and non-grandfathered" to "nontransitional and nongrandfathered"

AMENDMENT NO. 2

On page 9, line 29, following "employees" and before "on" delete " ; "

AMENDMENT NO. 3

On page 10, line 7, following "issuer" and before "employer" change "only provides" to "provides only"

AMENDMENT NO. 4

On page 10, line 7, following "thus" and before end of the line change "only has" to "has only"

AMENDMENT NO. 5

On page 14, line 15, following "are" and before "on" change "extant" to "in effect"

AMENDMENT NO. 6

On page 18, line 12, following "all" and before "coverage" change "non-grandfathered" to "nongrandfathered"

AMENDMENT NO. 7

On page 21, line 9, following "may" and before "upon" change "only occur" to "occur only"

AMENDMENT NO. 8

On page 21, lines 15-16, following "minimum" and before "period" change "one hundred eighty-day" to "one-hundred-eighty-day"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Gary Smith 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	Heitmeier	Perry
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Thompson
Chabert	Long	Ward
Claitor	Martiny	White
Cortez	Mills	
Crowe	Morrell	
Total - 31		

NAYS

Appel	Peterson
Peacock	Riser
Total - 4	

ABSENT

Erdey	Tarver
Guillory	Walsworth
Total - 4	

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Gary Smith moved to

reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 586—

BY SENATORS DORSEY-COLOMB AND BUFFINGTON
AN ACT

To amend and reenact Children's Code Articles 1217, 1239, 1255, 1282.3, 1283.14, 1284.3, 1285.14 and R.S. 15:87.1(C)(1) and to enact R.S. 14:46.4, relative to children; to provide relative to adoptions; to prohibit the re-homing of a child; to provide certain definitions, terms, conditions, procedures, prohibitions, crimes, penalties, and effects; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 586 by Senator Dorsey-Colomb

AMENDMENT NO. 1

On page 4, line 5, change "prohibited" to "described"

AMENDMENT NO. 2

On page 4, line 18, change "Placements" to "Placement"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Dorsey-Colomb moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 592—

BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 14:34.1(C), relative to the crime of second degree battery; to double the possible fines and penalties for commission of second degree battery; and to provide for related matters.

April 23, 2014

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 592 by Senator Morrell

AMENDMENT NO. 1

On page 1, at the beginning of line 3, change "double" to "provide for"

AMENDMENT NO. 2

On page 1, line 10, after "than" delete "four" and insert "two"

AMENDMENT NO. 3

On page 1, line 11, change "ten" to "eight" and change "two years" to "eighteen months"

On motion of Senator Morrell, 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

Table with 3 columns: Mr. President, Donahue, Nevers, Adley, Dorsey-Colomb, Peacock, Allain, Erdey, Perry, Amedee, Gallot, Peterson, Appel, 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. Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Guillory, Heitmeier, Kostelka. Total - 3

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

SENATE BILL NO. 606— BY SENATOR MARTINY

AN ACT

To amend and reenact Code of Civil Procedure Articles 253(C) and 1911 and R.S. 9:2603(B)(4) and to enact Code of Civil Procedure Article 253(D), relative to court procedures; to provide relative to the use of electronic signatures by the court; to provide certain procedures, terms, and conditions; to provide relative to certain documents, orders and judgments; to provide relative to Louisiana Uniform Electronic Transactions Act; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Nevers, Adley, Erdey, Peacock, Allain, Gallot, Perry, Amedee, Guillory, Peterson, Appel, Johns, Riser, Broome, Kostelka, Smith, G., Brown, LaFleur, Smith, J., Buffington, Long, Tarver, Chabert, Martiny, Thompson, Claitor, Mills, Walsworth, Cortez, Morrell, Ward, Crowe, Morrish, White, Donahue, Murray. Total - 38

NAYS

Total - 0

ABSENT

Table with 1 column: Heitmeier. Total - 1

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

SENATE BILL NO. 608— BY SENATOR BROWN

AN ACT

To amend and reenact Code of Criminal Procedure Art. 213 and to enact Code of Criminal Procedure Art. 202(F), relative to warrants of arrest; to prohibit the issuance of warrants of arrest for school employees under certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Nevers, Adley, Gallot, Perry, Allain, Guillory, Peterson, Amedee, Heitmeier, Riser, Appel, Johns, Smith, G., Broome, Kostelka, Smith, J., Brown, LaFleur, Tarver, Buffington, Long, Thompson, Chabert, Martiny, Walsworth, Cortez, Mills, Ward, Crowe, Morrell, White, Donahue, Morrish, Dorsey-Colomb, Murray. Total - 37

NAYS

Table with 1 column: Claitor. Total - 1

ABSENT

Table with 1 column: Peacock. Total - 1

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

SENATE BILL NO. 630—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 43:142(B), 171(B), 200(3), and 201(D), to enact R.S. 43:202(D), and to repeal R.S. 43:201(E), relative to the publication of official proceedings, legal notices, and advertisements in the parishes of Orleans and Jefferson; to provide relative to qualifications of newspapers for such publications; to provide for definitions; and to provide for related matters.

The bill was read by title. Senator Martiny 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
Amedee	Heitmeier	Perry
Brown	Johns	Peterson
Buffington	Kostelka	Riser
Chabert	LaFleur	Smith, G.
Claitor	Long	Tarver
Cortez	Martiny	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	Ward
Dorsey-Colomb	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Appel	Broome	Smith, J.
Total - 3		

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

SENATE BILL NO. 642—
BY SENATOR CROWE

AN ACT

To enact R.S. 24:513(J)(1)(c)(v), relative to the legislative auditor; to provide for audit requirements; to provide for additional audit requirements for certain entities in certain parishes; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 642 by Senator Crowe

AMENDMENT NO. 1

On page 2, line 1, after "(v)" insert "(aa)"

AMENDMENT NO. 2

On page 2, between lines 7 and 8, insert:

"(bb) Any costs incurred by the legislative auditor in establishing the criteria for the procedures noted under this Item shall be allocated to the individual entities provided for in this

Item and paid by these entities to the legislative auditor upon receipt of services."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Appel
Total - 1

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

SENATE BILL NO. 645—
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 22:260(C), relative to health maintenance organizations; to provide with respect to certain disclosures; and to provide for related matters.

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 645 by Senator Ward

AMENDMENT NO. 1

On page 1, line 12, after "time.", delete the remainder of the line, delete lines 13 and 14, and insert "**The health maintenance organization shall update the information in the listing and on its website at least once per month and any information so updated shall be considered as**"

On motion of Senator Riser, the amendments were adopted.

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

April 23, 2014

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Nevers, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, 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

NAYS

Total - 0

ABSENT

Appel Total - 1

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

SENATE BILL NO. 649— BY SENATOR MILLS

AN ACT

To enact Chapter 21 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:1001 through 1005, relative to the Louisiana State Health Care Profession Institute; to provide for its creation and membership; to provide for its duties, functions, and responsibilities; to provide for compensation; to provide relative to reporting; and to provide for related matters.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 649 by Senator Mills

AMENDMENT NO. 1

On page 3, between lines 25 and 26, insert:

"(29) The chief executive officer of the Louisiana Hospital Association or his designee.

(30) A consumer appointed by the president of the Senate.

(31) A consumer appointed by the speaker of the House of Representatives."

AMENDMENT NO. 2

On page 5, between lines 23 and 24, insert:

"D. The legislature shall provide administrative resources to the Louisiana State Health Care Profession Institute."

AMENDMENT NO. 3

On page 5, delete line 28, and insert: "by the legislature."

On motion of Senator Mills, the amendments were adopted.

Floor Amendments

Senator Broome proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed Senate Bill No. 649 by Senator Mills

AMENDMENT NO. 1

On page 3, between lines 25 and 26, insert

"(32) A clinical social worker licensed and selected by the Louisiana State Board of Social Work Examiners."

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Gallot, Nevers, Adley, Guillory, Perry, Allain, Heitmeier, Peterson, Amedee, Johns, Riser, Broome, Kostelka, Smith, G., Brown, LaFleur, Smith, J., Buffington, Long, Tarver, Cortez, Martiny, Thompson, Crowe, Mills, Walsworth, Donahue, Morrell, Ward, Dorsey-Colomb, Morrish, White, Erdey, Murray, Total - 35

NAYS

Claitor Total - 2

Peacock

ABSENT

Appel Total - 2

Chabert

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

SENATE BILL NO. 650—

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 30:2060.1, relative to air control standards; to create a carbon dioxide emissions program; to measure carbon dioxide emissions from existing fossil fuel-fired electric generating units; to provide criteria for the standards of performance; to provide terms, conditions, and requirements; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 650 by Senator Walsworth

AMENDMENT NO. 1

On page 2, line 21, following "Subsection A" insert "of this Section"

AMENDMENT NO. 2

On page 3, line 12, following "Subsection A" insert "of this Section"

AMENDMENT NO. 3

On page 3, line 21, delete "**federal**"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Walsworth 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	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Claitor	Mills	Thompson
Cortez	Morrell	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White

Total - 36

NAYS

Total - 0

ABSENT

Chabert	Johns	Martiny
Total - 3		

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

SENATE BILL NO. 664—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 3:17(B) and to enact R.S. 3:17(F), relative to prescribed burning; to provide for the powers, duties, and authority of the commissioner of agriculture and forestry; to allow the commissioner to receive complaints of prescribed burns and investigate such complaints; to provide the commissioner with authority to suspend or revoke certain authorizations; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 664 by Senator Cortez

AMENDMENT NO. 1

On page 2, line 6, delete "**such**"

On motion of Senator Martiny, 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

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

Total - 38

NAYS

Total - 0

ABSENT

Johns
Total - 1

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

SENATE BILL NO. 66—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1478(A) and to enact R.S. 37:1455(A)(36), relative to home inspections; to prohibit certain persons from recommending or referring a specific home inspector; to provide relative to the written home inspection report; to provide for certain terms, conditions, and procedures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

April 23, 2014

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

SENATE BILL NO. 121— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 37:1103(6) and (9) and to enact R.S. 37:1116(E), relative to marriage and family therapy; to provide for definitions; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 121 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, following "(E)" and before "," insert "and (F)"

AMENDMENT NO. 2

On page 1, line 7, following "(E)" and before "hereby" change "is" to "and (F) are"

AMENDMENT NO. 3

On page 2, line 17, change "whereas" to "where"

AMENDMENT NO. 4

On page 2, line 28, change "(3)" to "F."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 121 by Senator Morrell

AMENDMENT NO. 1

On page 2, delete lines 12 through 27 and insert:

"E. Beginning January 1, 2018, a licensed marriage and family therapist who engages in the diagnosis of individuals shall furnish satisfactory evidence to the board that he has completed the standard training in the professional application of psychotherapeutic and family systems theories and a minimum of six credit hours in diagnostic psychopathology, where students are taught to systematically collect and analyze data based on one or both of the two standard diagnostic systems employed, International Classification of Diseases, current revision, or the Diagnostic and Statistical Manual of Mental Disorders, current edition. However, licensed marriage and family therapists who have satisfied all other criteria for licensure as required by the board on August 1, 2014, shall be allowed to diagnose individuals upon completion of the continuing education requirements provided in this Section."

On motion of Senator Morrell, 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

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

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 167— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 37:751(A), 775(A)(2) and (9) and (B), and 776(14) and to enact R.S. 37:780(B)(3), relative to the Louisiana State Board of Dentistry; to provide for definitions; to provide for dental advertisements; to provide relative to unprofessional conduct; to provide for fines; to provide for terms, procedures, and conditions; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 167 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, change "776(14) to "776(A)(14)"

AMENDMENT NO. 2

On page 1, line 3, change "(3)" to "(5)"

AMENDMENT NO. 3

On page 1, line 8, change "776(14) to "776(A)(14)"

AMENDMENT NO. 4

On page 1, line 9, change "(3)" to "(5)"

AMENDMENT NO. 5

On page 5, line 28, delete "a"

AMENDMENT NO. 6

On page 5, line 29, delete "violation of" and insert "unprofessional conduct under"

AMENDMENT NO. 7
On page 6, line 2, change "a violation" to "unprofessional conduct"

AMENDMENT NO. 8
On page 6, line 12, delete "in"

AMENDMENT NO. 9
On page 6, line 13, delete "violation of" and insert "unprofessional conduct under"

AMENDMENT NO. 10
On page 7, line 6, change "(3)" to "(5)"

On motion of Senator Martiny, 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Erdey, Peacock, Adley, Gallot, Perry, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Claitor, Guillory.

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

SENATE BILL NO. 266— BY SENATOR MARTINY AN ACT

To amend and reenact R.S. 51:703(D)(4), relative to investment adviser representatives; to eliminate an exemption from the examination requirement for certain investment adviser representatives; to provide for certain terms, procedures, and conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Dorsey-Colomb, Peacock, Adley, Erdey, Perry, etc.

Table with 3 columns: Name, Yeas, Nays. Lists names like Broome, LaFleur, Smith, J., Brown, Long, Tarver, etc.

Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Guillory, Kostelka.

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

SENATE BILL NO. 299— BY SENATOR MORRISH AN ACT

To enact Chapter 2-C of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3580.1 through 3580.10, relative to civil justice funding companies; to enact the Civil Justice Funding Model Act; to provide for definitions, terms, conditions, procedures, requirements, effects, and prohibitions; to provide for form and terms of contract; to provide for contract disclosures; to provide for violations and penalties; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 299 by Senator Morrish

AMENDMENT NO. 1
On page 3, line 16, change "agreed upon" to "agreed-upon"

AMENDMENT NO. 2
On page 8, line 21, change "AGREED UPON" to "AGREED-UPON"

AMENDMENT NO. 3
On page 9, line 4, change "filled in" to "filled-in"

AMENDMENT NO. 4
On page 9, line 22, change "attorney client" to "attorney-client"

AMENDMENT NO. 5
On page 9, line 29, following "Trade" insert "Practices"

AMENDMENT NO. 6
On page 10, line 6, following "as" and before "the" insert "s"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

April 23, 2014

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 299 by Senator Morrish

AMENDMENT NO. 1

On page 9, delete lines 14 through 16, and insert the following:

"B. Civil justice funding transactions, as provided for in this Chapter, are loans and shall be subject to the provisions of the Louisiana Consumer Credit Law, R.S. 9:3510 et seq."

Senator LaFleur moved the adoption of the amendments.

Senator Morrish objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Riser
Adley Erdey Smith, G.
Allain LaFleur Smith, J.
Appel Morrell Tarver
Buffington Nevers Thompson
Chabert Peacock Walsworth
Claitor Perry Ward
Total - 21

NAYS

Amedee Gallot Martiny
Broome Guillory Mills
Brown Heitmeier Morrish
Cortez Johns Murray
Crowe Kostelka Peterson
Dorsey-Colomb Long White
Total - 18

ABSENT

Total - 0

The Chair declared the amendments were adopted.

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

SENATE BILL NO. 426—

BY SENATOR LAFLEUR

AN ACT

To enact R.S. 51:1428, relative to unfair trade practices and consumer protection; to prohibit the required use of settlement service providers in residential real estate transactions; to provide for definitions; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 426 by Senator LaFleur

AMENDMENT NO. 1

On page 2, delete lines 23 through 25 and insert the following:

"E. Any term, provision, or condition of a contract described in this Section which is contrary to or violates the provisions of this Section shall be unenforceable and have no effect of law."

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley Erdey Smith, J.
Allain Gallot Tarver
Appel Heitmeier White
Brown LaFleur
Claitor Smith, G.
Total - 13

NAYS

Mr. President Guillory Nevers
Amedee Johns Peacock
Broome Kostelka Perry
Buffington Long Peterson
Chabert Martiny Riser
Cortez Mills Thompson
Crowe Morrell Walsworth
Donahue Morrish Ward
Dorsey-Colomb Murray
Total - 26

ABSENT

Total - 0

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator LaFleur moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

SENATE BILL NO. 447—

BY SENATOR MORRELL

AN ACT

To enact R.S. 37:2156.3, relative to the Louisiana State Licensing Board for Contractors; to provide relative to solar energy equipment and systems; to provide for examinations; to provide for procedures, terms, and conditions; to provide for the adoption of rules; and to provide for related matters.

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

SENATE BILL NO. 483—

BY SENATOR WHITE

AN ACT

To repeal R.S. 9:3578.8(C) and (D), relative to the Louisiana Deferred Presentment and Small Loan Act; to remove certain outdated information collection and reporting requirements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Murray
Adley Erdey Nevers
Allain Gallot Peacock
Amedee Guillory Perry
Appel Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.

Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 605—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:1261(A)(1)(m) and to repeal R.S. 32:1270.1(1)(j) and 1270.11(1)(i), relative to the Louisiana Motor Vehicle Commission; to provide relative to unauthorized acts of a manufacturer, a distributor, a wholesaler, distributor branch, or factory branch of motor vehicles, marine products, and motorcycles and all-terrain vehicles or any officer, agent or representative thereof; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 605 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:1261(A)(1)(m)" insert "and 1270.20(1)(m)"

AMENDMENT NO. 2

On page 1, line 5, delete "and"

AMENDMENT NO. 3

On page 1, line 6, after "vehicles" insert ", and recreational vehicles"

AMENDMENT NO. 4

On page 1, line 9, after "R.S. 32:1261(A)(1)(m)" delete "is" and insert "and 1270.20(1)(m) are"

AMENDMENT NO. 5

On page 2, between lines 3 and 4 insert:
"§1270.20. Unauthorized acts; recreational vehicles
It shall be a violation of this Chapter:
(1) For a manufacturer, a distributor, a wholesaler, factory branch, or officer, agent, or other representative thereof:
* * *

(m) To fail to compensate its recreational vehicle dealers for the work and services they are required to perform in connection with the recreational vehicle dealer's delivery and preparation obligations according to the terms of compensation ~~that shall be filed with the commission on or before October first of each year.~~ The commission shall find the compensation to be reasonable or the manufacturer shall remedy any deficiencies.
* * *

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

NAYS

Total - 0

ABSENT

Long
Total - 2

Nevers

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

SENATE BILL NO. 637—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 37:571(A) and 595(B), (C), and (D), relative to the Louisiana State Board of Cosmetology; to provide for requirements of registered cosmetology schools; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 637 by Senator White

AMENDMENT NO. 1

On page 2, line 1, change "Offer a" to "A"

AMENDMENT NO. 2

On page 2, line 6, change "Offer a" to "A"

AMENDMENT NO. 3

On page 2, line 13, change "Provide for a" to "A"

AMENDMENT NO. 4

On page 2, line 16, change "Offer a" to "A"

AMENDMENT NO. 5

On page 2, line 23, change "Provide for a" to "A"

AMENDMENT NO. 6

On page 3, line 2, change "Offer a" to "A"

On motion of Senator Martiny, the amendments were adopted.

April 23, 2014

Floor Amendments

Senator Brown proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Brown to Engrossed Senate Bill No. 637 by Senator White

AMENDMENT NO. 1

On page 3, after line 17 insert the following:

"Section 2. The provisions of this Act shall not apply to schools that do not provide federal financial assistance to its students and do not require a high school diploma or the passage of a high school equivalency exam for admission.

Section 3. The provisions of this Act shall not apply to schools that are not accredited and do not provide federal financial assistance to its students."

On motion of Senator Brown, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 79—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 38:330.1(G), relative to flood protection authorities; to provide for removal of commissioners under certain circumstances; and to provide for related matters.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 79 by Senator Adley

AMENDMENT NO. 1

On page 1, line 14, after "law" delete "or public" and insert "in performance of his duties" and on line 15, at the beginning of the line delete "policy"

On motion of Senator Adley, the amendments were adopted.

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

SENATE BILL NO. 312—

BY SENATOR CROWE

AN ACT

To enact R.S. 17:406.9, relative to the rights of parents of public school children; to establish the "Parents' Bill of Rights for Public Schools"; to provide for legislative intent; to provide for the disclosure of certain student records to parents; to provide for the disclosure of curriculum and instructional materials; to provide for parental notification; to restrict the use of certain surveys and types of classroom instruction; and to provide for related matters.

Floor Amendments

Senator Crowe proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 312 by Senator Crowe

AMENDMENT NO. 1

On page 2, line 18, after "(7)" delete the rest of the line and insert, in lieu thereof, the following: "That the school shall not discriminate against their child based upon the sincerely held religious beliefs of the child's family."

On motion of Senator Crowe, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 316—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 38:2191(B) and (D), relative to public contracts; to provide with respect to progressive stage payments made under public contracts; to provide with respect to payment of change orders made under public contracts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 359—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 23:632, relative to employers' failure to pay wages; to provide for penalties; to provide for limitation of penalties; to provide for good faith exception; and to provide for related matters.

Floor Amendments

Senator Donahue proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 359 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 14, after "**When**" delete the rest of the line and insert "**the court finds that an employers dispute over the amount of wages due was in good faith.**"

AMENDMENT NO. 2

On page 1, line 15, delete "**pursuant to Subsection A of this Section, and**" and insert "**but**"

AMENDMENT NO. 3

On page 2, line 1, after the period insert "**If the court determines that the employer's failure or refusal to pay the amount of wages owed was not in good faith, then the employer shall be subject to the penalty provided for in Subsection A of this Section.**"

On motion of Senator Donahue, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 366—
BY SENATOR CROWE

AN ACT

To enact R.S. 17:6(C), relative to the general powers of the State Board of Elementary and Secondary Education; to provide for a master plan for elementary and secondary education; to provide for reports; 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	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

April 23, 2014

SENATE BILL NO. 372—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 23:1660(C), (D), (E), (F), and (G) and to enact R.S. 23:1660(H), relative to unemployment insurance; to provide for audits; to provide for administrative penalties for noncompliance with audits; to provide for reimbursement of administrative penalties; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 372 by Senator Martiny

AMENDMENT NO. 1

On page 3, line 5, following "Subsection" change "C" to "D"

AMENDMENT NO. 2

On page 3, line 10, following "Paragraph" and before "of this Section" change "(2) of Subsection C" to "(D)(2)"

AMENDMENT NO. 3

On page 3, line 18, following "Subsection" change "E" to "F"

AMENDMENT NO. 4

On page 3, line 19, following "Paragraph" and before "of this Section" change "(2) of Subsection C" to "(D)(2)"

AMENDMENT NO. 5

On page 3, line 20, following "The" and before "Workforce" change "Governor's Office of" to "Louisiana"

AMENDMENT NO. 6

On page 3, line 25, following "as" delete "it"

AMENDMENT NO. 7

On page 3, line 26, delete "relates" and insert "they relate"

AMENDMENT NO. 8

On page 4, line 4, following "may" insert "do either of the following"

AMENDMENT NO. 9

On page 4, line 18, change "Governor's Office of" to "Louisiana"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 38		

NAYS

Claitor
Total - 1

ABSENT

Total - 0

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

SENATE BILL NO. 412—
BY SENATORS MORRELL AND MURRAY
AN ACT

To amend and reenact R.S. 51:2231(C), 2232(12) and (13), the introductory paragraph of 2235 and (9), 2237(1), and 2256 and to enact R.S. 23:304, relative to employer retaliation; to provide with respect to the Louisiana Commission on Human Rights; to provide with respect to whistle blower protection in discrimination cases; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 412 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 5, change "whistle blower" to "whistle-blower"

AMENDMENT NO. 2

On page 2, line 2, following "institute" and before "action" change "and" to "an"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 412 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, delete "and to enact R.S. 23:304"

AMENDMENT NO. 2

On page 1, at the end of line 3, change "employer" to "employment"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, change "retaliation" to "discrimination"

AMENDMENT NO. 4

On page 1, delete line 5, and insert "and to"

AMENDMENT NO. 5

On page 1, delete lines 8 through 17

AMENDMENT NO. 6

On page 2, delete lines 1 through 6

AMENDMENT NO. 7

On page 2, line 7, change "Section 2." to "Section 1."

On motion of Senator Morrell, 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

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

NAYS

Kostelka
Total - 1

ABSENT

Total - 0

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

SENATE BILL NO. 425—

BY SENATORS CORTEZ, BROOME, DORSEY-COLOMB, JOHNS AND MILLS

AN ACT

To enact R.S. 33:42, relative to water and sewer systems; to provide relative to the operation and maintenance of certain water and sewer systems; to provide relative to required standards, including but not limited to chlorination and other standards; to provide for the failure to satisfy such standards and the effects of such failure; to authorize certain actions by a political subdivision; to provide certain definitions, terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Engrossed Senate Bill No. 425 by Senator Cortez

AMENDMENT NO. 1

On page 1, delete line 12 and insert

"A. The provisions of this Section shall apply to any political"

AMENDMENT NO. 2

On page 1, line 13, change "of" to "within"

On motion of Senator Cortez, the amendments were adopted.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Engrossed Senate Bill No. 425 by Senator Cortez

AMENDMENT NO. 1

On page 2, line 2, after "chlorination" insert "of such private water supply or sewer system provider and disinfection of waste water discharged in compliance with such sewer system provider's permit, rules, regulations, and laws governing the operation of such sewer system provider,"

AMENDMENT NO. 2

On page 2, line 18, after "penalty," insert "Such a forfeiture shall be subject to current rules, regulations, and laws governing the transfer of a permit, license, and certificate for a private water supply or sewer system provider"

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, Dorsey-Colomb, Murray. Lists names of senators voting 'YEAS'.

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 593—

BY SENATOR CROWE

AN ACT

To enact R.S. 33:383.3, relative to municipal governing authorities; to provide for limitation of terms of elected officials; to provide for an election; 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.

April 23, 2014

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Table with 2 columns: Dorsey-Colomb, Murray. Total - 2

ABSENT

Table with 2 columns: Perry. Total - 1

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.

SENATE BILL NO. 598— BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 39:1701(4), relative to cooperative purchasing; to authorize certain early childhood learning centers to conduct cooperative purchasing; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 599— BY SENATOR ERDEY

AN ACT

To enact R.S. 17:3048.3(B)(7), (8) and (9), (D), and (E), relative to the Taylor Opportunity Program for Students; to provide relative to the program's information reporting system; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 599 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 16, change "American College Test" to "ACT"

AMENDMENT NO. 2

On page 2, line 2, change "American College Test" to "ACT"

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 Engrossed Senate Bill No. 599 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 2, change ", (8) and (9)" to "and (8)"

AMENDMENT NO. 2

On page 1, line 6, change ", (8) and (9)" to "and (8)"

AMENDMENT NO. 3

On page 1, delete lines 14 and 15

AMENDMENT NO. 4

On page 1, line 16, change "(8)" to "(7)"

AMENDMENT NO. 5

On page 2, line 2, change "(9)" and "(8)"

Senator Claitor moved the adoption of the amendments.

Senator Erdey objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Allain, Amedee, Chabert, Claitor, Crowe, Donahue, Peacock, Perry, Smith, J., Walsworth, White. Total - 12

NAYS

Table with 3 columns of names: Mr. President, Appel, Broome, Brown, Buffington, Cortez, Dorsey-Colomb, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Murray, Nevers, Peterson, Riser, Smith, G., Tarver, Thompson.

Erdey Mills Ward
Gallot Morrell
Total - 26

ABSENT

Morrish
Total - 1

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Chabert Claitor Peacock
Total - 3

ABSENT

Total - 0

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

SENATE BILL NO. 635— BY SENATOR LAFLEUR

AN ACT

To enact R.S. 15:905.1 and to repeal R.S. 17:24.3, relative to the Cecil J. Picard Educational and Recreational Center; to establish the Cecil J. Picard Educational and Recreational Center in the office of juvenile justice; to provide for the operations of the facility; to provide for transferring the property between agencies; to repeal certain provisions governing the facility in the Department of Education; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 635 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 13, change "tangible" to "corporeal"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 635 by Senator LaFleur

AMENDMENT NO. 1

On page 2, delete lines 12 through 16 and insert:

"Section 3. This Act shall become effective on January 1, 2015."

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Murray
Adley Erdey Nevers
Allain Gallot Peacock
Amedee Guillory Perry
Appel Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Smith, J.
Chabert Long Tarver
Claitor Martiny Thompson
Cortez Mills Walsworth
Crowe Morrell Ward
Donahue Morrish White
Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 674— BY SENATOR NEVERS

AN ACT

To enact R.S. 33:7.1, relative to incorporation of unincorporated areas; to provide for a moratorium on incorporation of unincorporated areas; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 674 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 15, change "said" to "the"

April 23, 2014

AMENDMENT NO. 2

On page 2, line 15, change "Sheriff's" to "Sheriffs"

AMENDMENT NO. 3

On page 2, line 15, change "Chiefs" to "Chiefs"

AMENDMENT NO. 4

On page 2, line 16, change "Board" to "Boards"

On motion of Senator Martiny, the amendments were adopted.

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

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

Called from the Calendar

Senator Martiny asked that Senate Bill No. 575 be called from the Calendar.

SENATE BILL NO. 575— (Substitute of Senate Bill No. 263 by Senator Martiny)

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 37:3415.21, relative to the Louisiana Real Estate Appraisers Board; to provide relative to the rulemaking authority of the board; to provide relative to legislative review of administrative rules proposed by the board; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 575 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact R.S. 37:3415.21," to "repeal R.S. 37:3415.21(B),"

AMENDMENT NO. 2

On page 1, delete line 3 and insert "Board; to repeal certain provisions"

AMENDMENT NO. 3

On page 1, delete lines 7 through 17 and on page 2, delete lines 1 through 4 and insert:

"Section 1. R.S. 37:3415.21(B) is hereby repealed.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Martiny, 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

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

NAYS

Total - 0

ABSENT

Kostelka Total - 1

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Martiny 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 Senate Bill No. 518 be called from the Calendar.

SENATE BILL NO. 518—

BY SENATOR MARTINY

AN ACT

To enact R.S. 9:2780.1(J), relative to motor carrier transportation contracts and construction contracts; to provide relative to certain provisions of motor carrier transportation contracts and construction contracts concerning indemnification; to provide relative to the effect of such provisions; to provide for certain claims as frivolous; to provide for attorney fees, court costs, and other reasonable costs; to provide for terms and conditions; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 518 by Senator Martiny

AMENDMENT NO. 1

On page 1, delete lines 13 through 16 and insert:

"J. A claim or defense that an indemnity provision, covenant, or clause is null, void, and unenforceable under the provisions of this Section, if contested, shall be decided by the court prior to the trial of the case, and the prevailing party shall be entitled to attorney fees and costs incurred in connection with such determination. Any claim for indemnity based upon a provision, covenant, or clause that is null, void, and unenforceable under the provisions of this Section shall be deemed frivolous."

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

Total - 37

NAYS

Kostelka Peacock

Total - 2

ABSENT

Total - 0

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

Called from the Calendar

Senator Donahue asked that Senate Bill No. 315 be called from the Calendar.

SENATE BILL NO. 315—
BY SENATOR DONAHUE

AN ACT

To enact R.S. 39:196(C) and 1554(J), relative to procurement; to provide relative to group purchasing and cooperative purchasing provisions by certain public postsecondary education institutions; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Donahue proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 315 by Senator Donahue

AMENDMENT NO. 1

On page 1, at the beginning of line 16, change "(2)" to "(2)(a)"

AMENDMENT NO. 2

On page 2, at the end of line 2, insert the following:

"Notwithstanding the provisions of R.S. 49:968(B)(19), the rules and regulations promulgated pursuant to this Subsection shall be submitted to the Senate Committee on Finance and the House Committee on Appropriations for review.

(b) Such rules shall include provisions for adequate public notice in the procurement process.

(3) Authority of an institution to participate in its own group purchasing and cooperative purchasing procurement provisions shall be for an initial term of three years. After the initial term, the institution may be authorized to participate in its own

procurement provisions under this Section for an additional term of five years upon approval of the Joint Legislative Committee on the Budget.

(4) A report of all group purchasing or cooperative purchasing contracts by each institution authorized under these provisions shall be provided to the Joint Legislative Committee on the Budget no later than ninety days after the end of each fiscal year. Such report shall, at a minimum, include a measurement of the savings derived from the utilization of the group purchasing or cooperative purchasing process."

AMENDMENT NO. 3

On page 2, at the beginning of line 9, change "(a)" to "(1)"

AMENDMENT NO. 4

On page 2, at the beginning of line 12, change "(b)" to "(2)(a)"

AMENDMENT NO. 5

On page 2, at the end of line 15, insert the following:
"Notwithstanding the provisions of R.S. 49:968(B)(19), the rules and regulations promulgated pursuant to this Subsection shall be submitted to the Senate Committee on Finance and the House Committee on Appropriations for review.

(b) Such rules shall include provisions for adequate public notice in the procurement process.

(3) Authority of an institution to participate in its own group purchasing and cooperative purchasing procurement provisions shall be for an initial term of three years. After the initial term, the institution may be authorized to participate in its own procurement provisions under this Section for an additional term of five years upon approval of the Joint Legislative Committee on the Budget.

(4) A report of all group purchasing or cooperative purchasing contracts by each institution authorized under these provisions shall be provided to the Joint Legislative Committee on the Budget no later than ninety days after the end of each fiscal year. Such report shall, at a minimum, include a measurement of the savings derived from the utilization of the group purchasing or cooperative purchasing process."

On motion of Senator Donahue, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Donahue moved to

reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 500 be called from the Calendar.

SENATE BILL NO. 500—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:7019.2, relative to collection of tolls and fees; to provide for the refund of monies paid by certain persons for a toll violation during the amnesty period to the Department of Transportation and Development; to provide with respect to such refunds; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 500 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 2, change "less" to "fewer"

AMENDMENT NO. 2

On page 2, line 25, following "payment" change "account, but" to "account but."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed Senate Bill No. 500 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 19, change "department" to "Department of Transportation and Development"

On motion of Senator Heitmeier, the amendments were adopted.

Floor Amendments

Senator Heitmeier proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed Senate Bill No. 500 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "R.S. 47:7019.2" insert "R.S. 9:154.3 and"

AMENDMENT NO. 2

On page 1, line 5, after "refunds;" and before "and to" insert the following: "to declare certain funds as abandoned unclaimed property; to provide for the disposition of certain abandoned unclaimed funds; to create the Crescent City Amnesty Refund Fund as a special fund in the state treasury and provide for the disposition of monies in the fund;"

AMENDMENT NO. 3

On page 1, between lines 6 and 7 insert the following:

"Section 1. R.S. 9:154.3 is hereby enacted to read as follows:

§154.3. Crescent City Connection amnesty program; Crescent City Amnesty Refund Fund; disposition

A. Notwithstanding the provisions of R.S. 9:154 or any other provision of law to the contrary, the provisions of this Section shall apply to monies collected as a result of the amnesty program provided for in R.S. 47:7019.1 for those persons who failed to pay a toll to cross the Crescent City Connection Bridge, prior to January 1, 2013.

B. Notwithstanding the provisions of R.S. 48:1161.2(D)(c), and prior to appropriation of any monies to the New Orleans Regional Planning Commission, on July 1, 2014, one hundred twenty-eight thousand six hundred eighty one dollars of monies on deposit in the Crescent City Transition Fund shall be deemed abandoned funds for the purposes of treatment as unclaimed property in accordance with the provisions of this Section.

C. Funds that are deemed abandoned funds pursuant to this Section shall be immediately transferred from the Crescent City Transition Fund by the state treasurer in his capacity as administrator of the Uniform Unclaimed Property Act. The state treasurer shall deposit these funds into the Crescent City Amnesty Refund Fund as provided in this Section, and shall provide for the return of such funds to their owners in accordance with the Uniform Unclaimed Property Act during the term set forth in R.S. 47:7019.2. The state treasurer shall further provide for the payment of all unexpended and unencumbered funds remaining in the Crescent City Amnesty Refund Fund as of July 1, 2015, in accordance with the provisions of this Section.

D. (1) There is hereby created the Crescent City Amnesty Refund Fund as a special fund in the state treasury, hereinafter referred to as the "fund". The source of monies for the fund shall be the monies transferred from the Crescent City Transition Fund as provided for this Section.

(2) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond Security and Redemption Fund, an amount equal to that deposited into the state treasury from the foregoing sources shall be deposited in and credited to the fund. The monies in the fund shall be invested by the treasurer in the same manner as the state general fund, and interest earnings shall be deposited into the fund.

(3) All unexpended and unencumbered monies remaining in the fund on July 1, 2015, shall be appropriated as follows:

(a) An amount not to exceed thirty percent of the monies in the fund shall be appropriated to the Department of Transportation and Development for operational and maintenance costs for the New Orleans ferries, formerly operated by its Crescent City Connection Division.

(b) The balance of the monies in the fund as of July 1, 2015, shall be appropriated to the New Orleans Regional Planning Commission for lighting of the eastbank and westbank approaches to the Crescent City Connection Bridge, including General DeGaulle and the Westbank Expressway approach through ground level, improvements to ingress and egress points, lighting, maintenance, grass cutting, and landscaping of the Westbank Expressway and its connecting arteries.

(4) The state treasurer shall be relieved of all liability which may arise with respect to such distribution of funds.

E. All data associated with monies deposited into the Crescent City Transition Fund that was collected by the Department of Transportation and Development pursuant to R.S. 47:7013.1 shall be transferred by such department to the state treasurer pursuant to this Section and shall be provided by such department to the Unclaimed Property Division in an electronic format as designated by such division.

F. For the purposes of this Section, holder requirements under R.S. 9:159 shall be deemed waived.

G. The state treasurer in his capacity as administrator of the Uniform Unclaimed Property Act may establish policies and procedures as necessary to implement the provisions of this Section.

H. All books, papers, and records transferred to the state treasurer pursuant to this Section shall be retained for a period of no less than five years following such transfer.

I. The provisions of this Section shall supersede and control to the extent of conflict with any other provision of law."

AMENDMENT NO. 4

On page 1, line 7, change "Section 1" to Section 2"

AMENDMENT NO. 5

On page 1, line 14, after "treasurer" and before "for the" insert ", as administrator of the Uniform Unclaimed Property Act,"

AMENDMENT NO. 6

On page 2, line 3, after "treasurer" and before "shall" insert ", as administrator of the Uniform Unclaimed Property Act."

AMENDMENT NO. 7

On page 2, line 8, after "Section," insert "Any refund payment shall be made by the treasurer from the Crescent City Amnesty Refund Fund as provided in R.S. 9:154.3."

AMENDMENT NO. 8

On page 2, line 10, change "December 31," to "June 30."

AMENDMENT NO. 9

On page 2, line 13, change "December 31," to "June 30," and after "treasurer" and before "shall" insert ", as administrator of the Uniform Unclaimed Property Act,"

AMENDMENT NO. 10

On page 2, delete lines 16 through 20 in their entirety.

AMENDMENT NO. 11

On page 2, line 21, at the beginning of the line change "D." to "C." and change "A through C" to "A and B"

AMENDMENT NO. 12

On page 2, line 22, change "January 1, 2016" to "June 30, 2015"

AMENDMENT NO. 13

On page 2, line 23, at the beginning of the line change "E." to "D."

AMENDMENT NO. 14

On page 2, line 27, at the beginning of the line change "F." to "E."

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Brown

Total - 1

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

Called from the Calendar

Senator Allain asked that Senate Bill No. 651 be called from the Calendar for reconsideration.

SENATE BILL NO. 651—

BY SENATOR ALLAIN

AN ACT

To enact R.S. 14:95(L), relative to carrying of weapons; to provide that members and officers of the legislature may carry weapons; and to provide for related matters.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Engrossed Senate Bill No. 651 by Senator Allain

AMENDMENT NO. 1

Delete Senate Floor Amendments proposed by Senator Martiny on behalf of the Legislative Bureau and adopted by the Senate on April 15, 2014.

AMENDMENT NO. 2

Delete Senate Floor Amendments proposed by Senator Allain and adopted by the Senate on April 15, 2014.

AMENDMENT NO. 3

On page 1, line 2, change "enact R.S. 14:95(L)" to "amend and reenact R.S. 14:95(H)"

AMENDMENT NO. 4

On page 1, line 5, change "R.S. 14:95(L) is hereby enacted" to "R.S. 14:95(H) is hereby amended and reenacted"

AMENDMENT NO. 5

On page 1, delete lines 8 through 14 and insert the following:

"H. ~~The~~ **(1) Except as provided in Paragraph (2) of this Subsection, the** provisions of this Section shall not prohibit active justices or judges of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, city courts, federal courts domiciled in the state of Louisiana, and traffic courts, **members of either house of the legislature, officers of either house of the legislature,** constables, coroners, district attorneys and designated assistant district attorneys, United States attorneys and assistant United States attorneys and investigators, and justices of the peace from possessing and concealing a handgun on their person when the justice or judge, **legislator or officer of the legislature,** constable, coroner, district attorneys and designated assistant district attorneys, United States attorneys and assistant United States attorneys and investigators, or justices of the peace are certified by the Council on Peace Officer Standards and Training.

(2) Nothing in this Subsection shall permit the carrying of a weapon in the state capitol building.

* * *

On motion of Senator Allain, the amendments were adopted.

April 23, 2014

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 651 by Senator Allain

AMENDMENT NO. 1

Delete Senate Floor Amendments No. 3 and 4 proposed by Senator Allain and adopted by the Senate on April 23, 2014.

AMENDMENT NO. 2

On page 1, line 2, change "enact R.S. 14:95(L)" to "amend and reenact R.S. 14:95(G), (H), and (K)"

AMENDMENT NO. 3

On page 1, line 5, change "R.S. 14:95(L) is hereby enacted" to "R.S. 14:95(G), (H), and (K) are hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"G.(1) The provisions of this Section except Paragraph (4) of Subsection A shall not apply to sheriffs and their deputies, state and city police, constables and town marshals, or persons vested with police power when in the actual discharge of official duties. These provisions, except Paragraph (5) of Subsection A, shall not apply to sheriffs and their deputies and state and city police who are not actually discharging their official duties, provided that such persons are full time, active, and certified by the Council on Peace Officer Standards and Training and have on their persons valid identification as duly commissioned law enforcement officers.

(2) The provisions of this Section, except Paragraphs (4) and (5) of Subsection A, shall not apply to any law enforcement officer who is retired from full-time active law enforcement service with at least twelve years service upon retirement, nor shall it apply to any enforcement officer of the office of state parks, in the Department of Culture, Recreation and Tourism who is retired from active duty as an enforcement officer, provided that such retired officers have on their persons valid identification as retired law enforcement officers, which identification shall be provided by the entity which employed the officer prior to his or her public retirement. The retired law enforcement officer must be qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and have proof of such qualification. This exception shall not apply to such officers who are medically retired based upon any mental impairment.

(3)(a)(i) The provisions of this Section, except Paragraph (4) of Subsection A, shall not apply to active or retired reserve or auxiliary law enforcement officers in the actual discharge of official duties who are qualified annually by the Council on Peace Officer Standards and Training and who have on their person valid identification as active or retired reserve law or auxiliary municipal police officers. The active or retired reserve or auxiliary municipal police officer shall be qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and have proof of such certification.

(ii) The provisions of this Section, except Paragraphs (4) and (5) of Subsection A, shall not apply to retired reserve or auxiliary law enforcement officers qualified annually by the Council on Peace Officer Standards and Training and who have on their person valid identification as retired reserve law or auxiliary municipal police officers. The retired reserve or auxiliary municipal police officer shall be qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and have proof of such certification."

AMENDMENT NO. 5

In Senate Floor Amendment No. 5 proposed by Senator Allain and adopted by the Senate on April 23, 2014, on page 1, line 14 thereof, between "in" and "Paragraph" insert "Paragraph (A)(5) of this Section and in"

AMENDMENT NO. 6

On page 1, between lines 14 and 15 insert the following:

"K.(1) The provisions of this Section, except Paragraph (5) of Subsection A, shall not prohibit a retired justice or judge of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, and city courts from possessing and concealing a handgun on their person provided that such retired justice or judge is certified by the Council on Peace Officer Standards and Training and has on their person valid identification showing proof of their status as a retired justice or judge.

* * *

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Guillery, Nevers. Lists names of members present for yeas.

Total - 32

NAYS

Table with 3 columns: Name, Broome, Erdey. Lists names of members present for nays.

Total - 6

ABSENT

Smith, J. Total - 1

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

Called from the Calendar

Senator Nevers asked that Senate Bill No. 674 be called from the Calendar.

SENATE BILL NO. 674— BY SENATOR NEVERS

AN ACT

To enact R.S. 33:7.1, relative to incorporation of unincorporated areas; to provide for a moratorium on incorporation of unincorporated areas; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Dorsey-Colomb proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey-Colomb to Engrossed Senate Bill No. 674 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 13, after "B." insert "(1)"

AMENDMENT NO. 2

On page 2, between lines 2 and 3, insert the following:

"(2) If, prior to January 1, 2014, the residents of an unincorporated area initiated a petition for incorporation under this Subpart and despite complying with all other requirements and deadlines, an election on the petition is not held on or before November 4, 2014, due to a court order or court action, the petition for incorporation shall not be suspended during the moratorium and may be continued. However, no signatures shall be collected for the petition after July 23, 2014."

On motion of Senator Dorsey-Colomb, the amendments were adopted.

Floor Amendments

Senator Thompson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 674 by Senator Nevers

AMENDMENT NO. 1

On page 2, after line 18, insert:

"E. The provisions of this Section shall not apply in the parishes of Richland, Madison, East Carroll, Concordia, Tensas, Morehouse, and Ouachita."

On motion of Senator Thompson, the amendments were adopted.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 674 by Senator Nevers

AMENDMENT NO. 1

On page 2, after line 18, insert:

"F. The provisions of this Section shall not apply in the parishes of Claiborne, Lincoln, Morehouse, Ouachita, Union, and West Carroll."

On motion of Senator Walsworth, the amendments were adopted.

Floor Amendments

Senator Peacock proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peacock to Engrossed Senate Bill No. 674 by Senator Nevers

AMENDMENT NO. 1

On page 2, after line 18, insert

"D. The provisions of this Section shall not apply in the parishes of Bossier and Caddo."

On motion of Senator Peacock, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Appel	Erdey	Riser
Claitor	Long	Smith, J.
Total - 6		

ABSENT

Guillory
Total - 1

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 84—

BY SENATOR DORSEY-COLOMB
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Francis Grayson Jr. of Baton Rouge.

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

Introduction of
Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 102—

BY SENATOR LONG
A CONCURRENT RESOLUTION

To commend Dr. Randall J. Webb for his commitment, service, singular contributions, and outstanding accomplishments upon his retirement as president of Northwestern State University and to express gratitude for his exemplary term of dedicated and highly productive public service.

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

April 23, 2014

Message from the House
ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

April 23, 2014

To the Honorable President and Members of the Senate:

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

- HB No. 228 HB No. 294 HB No. 311
HB No. 318 HB No. 389 HB No. 396
HB No. 488 HB No. 546 HB No. 614
HB No. 638 HB No. 639 HB No. 684
HB No. 782 HB No. 1114 HB No. 338
HB No. 196 HB No. 1037

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

House Bills and Joint Resolutions
on First Reading

HOUSE BILL NO. 196—
BY REPRESENTATIVE SMITH
AN ACT
To amend and reenact R.S. 15:1111(I), relative to work release; to provide for the eligibility to participate in the Department of Public Safety and Corrections work release program; to extend the length of time certain offenders may participate in work release programs; and to provide for related matters.

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

HOUSE BILL NO. 228—
BY REPRESENTATIVE JEFFERSON
AN ACT
To amend and reenact R.S. 46:51.2(C), relative to criminal history; to provide for consideration of criminal history of certain persons living in a foster home; to limit consideration of certain drug-related convictions of adults living in a foster home to those committed within the past five years; to provide for drug testing; and to provide for related matters.

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

HOUSE BILL NO. 294—
BY REPRESENTATIVE STUART BISHOP
AN ACT
To amend and reenact R.S. 40:4.9(A)(1)(a) and (B), relative to certain food products prepared in the home for public consumption; to provide for application of the state Sanitary Code; to provide for preparation of cane syrup in the traditional manner for sale; and to provide for related matters.

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

HOUSE BILL NO. 311—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 41:1217(A), relative to the lease of state lands; to exempt leases on lands located between the guide levees of the Atchafalaya Basin from the lease extension

requirement that the lessee construct improvements; to provide for the extension of such leases; and to provide for related matters.

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

HOUSE BILL NO. 318—
BY REPRESENTATIVE DANAHAY
AN ACT
To enact R.S. 44:4(48), relative to public records; to exempt certain records of or in the possession of the Board of Tax Appeals; and to provide for related matters.

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

HOUSE BILL NO. 338—
BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT
To amend and reenact Code of Civil Procedure Article 3606, relative to temporary restraining orders; to provide relative to the effectiveness of temporary restraining orders; to extend the effective period of temporary restraining orders when a hearing is continued due to declared states of emergency; and to provide for related matters.

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

HOUSE BILL NO. 389—
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 funding for such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for deposits into the fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 396—
BY REPRESENTATIVE WILLMOTT
AN ACT
To amend and reenact R.S. 37:1007(A)(2)(a)(xvi) and to repeal R.S. 37:1007(A)(2)(a)(xi) and (xiv), relative to the membership of the Nursing Supply and Demand Council; to provide for corrections in names of and to remove references to certain organizations comprising the membership of the council; and to provide for related matters.

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

HOUSE BILL NO. 488—
BY REPRESENTATIVE BERTHELOT
A JOINT RESOLUTION
Proposing to amend Article VII, Section 25(A)(1) and (E) of the Constitution of Louisiana, relative to tax sales; to provide relative to authorized agents of a tax collector; to provide relative to the costs recoverable in tax sales; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 546—
BY REPRESENTATIVE BARROW
AN ACT
To enact Code of Criminal Procedure Article 883.2(D), relative to restitution payable to victims; to provide for a periodic payment plan for defendants who are indigent; and to provide for related matters.

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

HOUSE BILL NO. 614—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 42:17(A)(1) and 19(A)(1)(b)(i) and (ii)(aa) and (2)(a), relative to the Open Meetings Law; to clarify that certain time periods are exclusive of legal holidays; and to provide for related matters.

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

HOUSE BILL NO. 638—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 15:542.1.4(A)(1), relative to sex offender registration and notification requirements; to provide relative to the crime of failure to register and notify as a sex offender or child predator; to amend the crime of failure to register and notify as a sex offender or child predator to include untimely actions; and to provide for related matters.

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

HOUSE BILL NO. 639—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 15:541(12)(d) and to enact R.S. 15:541(12)(e), relative to registration and notification requirements of sex offenders and child predators; to amend the definition of criminal offense against a victim who is a minor; to require persons convicted of certain stalking offenses to register and provide notification; to provide for application; and to provide for related matters.

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

HOUSE BILL NO. 684—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 33:9099.2, relative to applicability of certain laws to crime prevention and security districts, improvement districts, and certain other districts; to provide that certain requirements for notice of meetings of a political subdivision and for recording or broadcast of board or commission meetings shall not apply to certain such districts; and to provide for related matters.

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

HOUSE BILL NO. 782—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 30:961(B) and R.S. 56:10.1(B) and to enact R.S. 30:961(J) and (K), relative to the proceeds of surface water owned by the state; to provide for reimbursement to the state for withdrawal and use of water from certain bodies of water; to provide for the deposit of monies collected by the state from the withdrawal or use of surface water; and to provide for related matters.

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

HOUSE BILL NO. 1037—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 14:284, relative to offenses affecting public morals; to amend the criminal penalty provisions in the statute regarding Peeping Toms; and to provide for related matters.

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

HOUSE BILL NO. 1114—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Civil Code Articles 1495 and 1522 and Code of Civil Procedure Article 3396.9, and to repeal Civil Code Article 1493(E), relative to successions and donations; to provide for forced heirs and the amount of the forced portion and disposable portion; to provide for separate donations of usufruct and naked ownership; to provide for concurrence of successors who are interdicts or unemancipated minors; to provide for an effective date; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

April 23, 2014

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR THOMPSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Economic Development to study the feasibility and advisability of creating an official "Made in Louisiana" certification, brand, or label and to report its findings on or before February 1, 2015, to the House of Representatives Committee on Agriculture, Forestry, Aquaculture, and Rural Development, the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development, the House of Representatives Committee on Commerce, and the Senate Committee on Commerce, Consumer Protection and International Affairs.

Reported favorably.

HOUSE BILL NO. 183—
BY REPRESENTATIVE HARRIS
AN ACT

To amend and reenact R.S. 6:969.18(A)(2) and to repeal R.S. 6:969.18(G), relative to the Louisiana Motor Vehicle Sales Finance Act; to increase the documentation and compliance fee authorized to be collected by a motor vehicle seller, who may be an extender of credit, for certain transactions; to provide relative to the requirement of disclosure of the documentation and compliance fee; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 340—
BY REPRESENTATIVE JAMES
AN ACT

To enact Chapter 28 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1951 through 1955, relative to Internet privacy; to prohibit employers and educational

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institutions from requesting or requiring certain individuals to disclose information that allows access to or observation of personal online accounts; to prohibit employers and educational institutions from taking certain actions for failure to disclose information that allows access to personal online accounts; to provide for certain individuals to self-disclose information that allows access to or observation of personal online accounts; to limit liability for failure to search or monitor the activity of an individual's personal online account; to provide for exceptions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 448—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 8:75(C) and (D) and to enact R.S. 8:75(E), relative to the powers of the Louisiana Cemetery Board; to authorize the board to impose fines upon natural or juridical persons; to provide the amount of such fines; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 621—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 12:1333, relative to limited liability companies; to provide for the authority to act on behalf of a limited liability company upon the death or adjudged incompetency of a last remaining member; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 766—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 9:3557(B), 3560(A)(8), 3561(A), 3561.1(G)(1), 3578.4(A)(2), and 3578.7, to enact R.S. 9:3518.4, 3561.2, and 3578.4.1, and to repeal R.S. 9:3560(A)(9), relative to record maintenance for and licensees of consumer credit transactions; to nullify certain consumer transactions and deferred presentment transactions; to provide relative to the location of offices of makers of consumer loans; to provide relative to records retention of makers of consumer loans; to provide relative to makers of consumer loans registration with the secretary of state; to permit certain licensees to offer extended payment plans prior to default of certain consumer credit or deferred presentment transactions; to provide relative to notice requirements for certain consumer credit or deferred presentment transactions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 771—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 8:203, 456(B), and 505(B), relative to cemetery authorities; to provide for the requirement of such authorities; to provide for a final accounting of cemetery trusts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1002—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 37:831(60) and (84), 842, 845(introductory paragraph) and (8), 846(A)(introductory paragraph) and (11)(a), 854(B)(5), and 877(B)(1)(a)(xi) and (b)(ii), to enact R.S. 37:831(88) and 854(B)(6), and to repeal R.S. 37:831(81), relative to embalmers and funeral directors; to define certain terms; to provide for qualifications for a funeral director license; to provide for qualifications for an embalmer

and funeral director license; to provide for licensure by endorsement; to provide for qualifications for certain temporary licenses; to provide for the licensure of a funeral directing and embalming establishment; to provide for certain fees; to provide for grounds for suspension or revocation of licenses; to provide for exemptions from continuing education requirements; to require funeral directors to sign and witness signatures for cremations; to repeal the definition of "student intern"; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator David R. Heitmeier, O.D., Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

April 23, 2014

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR MORRISH
A CONCURRENT RESOLUTION

To create the Task Force on the Prevention of Sexual Abuse of Children within the Department of Children and Family Services.

Reported with amendments.

SENATE BILL NO. 432—
BY SENATORS BUFFINGTON AND ADLEY
AN ACT

To amend and reenact Chapter 23 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1951 through 1959, relative to assistance dogs for disabled persons; to provide for definitions; to provide relative to the full and equal use of public and commercial facilities by disabled persons and their assistance dogs; to provide relative to full and equal use of housing accommodations by disabled persons and their assistance dogs; to provide relative to assistance dog trainers and their rights and liabilities; to provide relative to penalties for the injury or interference with an assistance dog; to provide relative to unlawful representation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 568—
BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 37:1041(C)(2)(a), (3), (4)(a), and (5), to enact R.S. 37:1041(C)(6) and (D), 1048(15) and (16), and 1049(8), and to repeal R.S. 37:1041(C)(2)(b) and (d) and 1061(A)(29), relative to the practice of optometry; to provide definitions; to provide for the powers of the board in the control and regulation of the practice of optometry; to provide for the qualifications and requirements of applicants desiring to become licensed to practice optometry; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DAVID R. HEITMEIER, O.D.
Chairman

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 23, 2014

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. 88— BY SENATOR CHABERT

A CONCURRENT RESOLUTION

To commend Christopher Everette Cenac Sr., MD, for his contribution to memorializing Louisiana history in his book Livestock Brands and Marks.

Respectfully submitted, "JODY" AMEDEE Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 23, 2014

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 86—

BY REPRESENTATIVES PIERRE, BARRAS, STUART BISHOP, NANCY LANDRY, TERRY LANDRY, MONTOUCE, ORTEGO, AND ROBIDEAUX AND SENATORS CORTEZ, GUILLORY, MILLS, AND PERRY

A CONCURRENT RESOLUTION

To commend the St. Thomas More High School volleyball team upon winning the 2013 Division II state championship.

HOUSE CONCURRENT RESOLUTION NO. 87—

BY REPRESENTATIVE JAMES

A CONCURRENT RESOLUTION

To commend the Louisiana chapter of the Alzheimer's Association for its efforts in Louisiana to eliminate Alzheimer's disease through the advancement of research, provide and enhance care and support for all affected, and reduce the risk of dementia through the promotion of brain health, and to recognize Wednesday, April 23, 2014, as Alzheimer's Awareness Day at the state capitol.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To recognize Wednesday, April 23, 2014, as YMCA Day in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To commend the surgeon general of the United States upon the fiftieth anniversary of the issuance of the Surgeon General's Report on Smoking and Health.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Name, Name. Lists present members including Mr. President, Dorsey-Colomb, Murray, etc.

ABSENT

Total - 0

Announcements

The following committee meetings for April 24, 2014, were announced:

Table with 3 columns: Committee Name, Location, Room. Lists meetings for Education, Labor & Industrial Relations, etc.

Adjournment

On motion of Senator Adley, at 7:30 o'clock P.M. the Senate adjourned until Thursday, April 24, 2014, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP Secretary of the Senate

DIANE O' QUIN Journal Clerk

