

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

SECOND DAY'S PROCEEDINGS

**Thirty-Third Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, November 7, 2005

The Senate was called to order at 5:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

ABSENT

Cain	Chaisson
Total - 2	

The President of the Senate announced there were 37 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Dale Flowers, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Introduction of Senate Bills
and Joint Resolutions**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 49—

BY SENATORS DUPLESSIS AND SCHEDLER AND REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:1990(A), (B)(1), (2)(a), and (4), (C)(1)(a), (2)(a), and (3), 3973(2)(b)(v)(aa), and 3982(A)(1) and to enact R.S. 17:10.7, 1990(F)(3), 3983(A)(1)(g) and (2)(ii), relative to the Recovery School District; to provide for the transference of certain schools to the district; to provide for the operation and management of such schools; to require the development and approval of a plan for the operation of all schools transferred and to specify the contents of such plan; to provide for the duration of the transfer and to provide for the continuation of the transfer; to require the state superintendent of education of report to the state board and to provide for the contents of that report; to provide relative to the Recovery School District; to subject the administration of the district to the approval of the State Board of Elementary and Secondary Education; to authorize the recovery district to manage and retain certain funding, including the authorization for retaining fund balances; to specify that the expenditure of certain funds by the recovery district is subject to the requirements of the approved Minimum Foundation Program formula; to provide with regard to the authority of the district to contract with for-profit providers; to provide for the exercise of limited rights of ownership over property of transferred schools by the recovery district; to provide for the transfer of certain funding to the recovery district; to provide for the process for the transference of such funds and for a limitation on the transference of such funds; to provide for the expenditure of certain retained funds by certain city, parish, or other local public school systems; provides for the eligibility of a student to attend school operated under the jurisdiction of the Recovery School District; provides for the obligations of the recovery district in providing services to students; to expand the definition of type 5 charters to include charters involving certain schools transferred to the recovery district; to prohibit certain local school boards from considering or acting on type 1 charter applications under certain circumstances; to authorize the state Department of Education to enter into a charter to operate a charter school under certain circumstances; to provide for effectiveness; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

SENATE BILL NO. 50—

BY SENATOR JONES

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:2212(A)(1)(d) and to enact R.S. 38:2212(A)(1)(d)(iv), relative to certain contract limits for public works projects administered by the office of facility planning and control, division of administration, necessitated as a result of a gubernatorially declared disaster or emergency; to provide for certain contract limits; to provide for certain qualifications of contractors; to provide for certain goals relative to contract awards; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 51—

BY SENATOR JONES

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:2212(A)(1)(d) and to enact R.S. 38:2212(A)(1)(d)(iv), relative to certain contract limits for public works projects administered by the office of facility planning and control, division of administration, necessitated as a result of a gubernatorially declared disaster or emergency; to provide for certain contract limits; to provide for certain qualifications of contractors; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 52—
BY SENATORS MURRAY AND CHAISSON
AN ACT

To enact R.S. 29:725.1, relative to the issuance of cease and desist orders by the attorney general during an emergency or disaster; to provide for the power of the attorney general to issue cease and desist orders during a state of emergency or disaster in the absence of the regular administration of justice; to provide for proper venue to request a hearing; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

SENATE BILL NO. 53—
BY SENATORS MURRAY AND CHAISSON
AN ACT

To enact R.S. 15:87.1, relative to criminal bail; to provide that certain bail bonds in certain parishes are void based upon destruction of property and records by hurricanes Katrina and Rita; to provide for applicability; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

SENATE BILL NO. 54—
BY SENATOR ELLINGTON
AN ACT

To enact R.S. 47:301(3)(j) and (13)(l), relative to state sales and use tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to provide for a limitation on the sale price and cost price of natural gas; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 55—
BY SENATOR ADLEY
AN ACT

To enact R.S. 22:667.1, relative to requiring property insurers to offer property insurance throughout the state; to require property insurers to offer statewide coverage; to prohibit application of specific deductibles on damage claims except under certain circumstances; to provide for retroactive application; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

SENATE BILL NO. 56—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact amend and reenact R.S. 48:250.2(A) and (C), relative to contracts let by the Department of Transportation and Development; to authorize the Department of Transportation and Development to utilize the design-build method to construct transportation projects in certain areas; to remove certain limitations of the design-build program; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 57—
BY SENATOR ELLINGTON
AN ACT

To enact R.S. 47:301(10)(dd) and (18)(o), relative to sales tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to limit the tax paid on natural gas purchased by Louisiana pulp and paper mills; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 58—
BY SENATOR ELLINGTON
AN ACT

To enact R.S. 47:301(10)(dd) and (18)(o) relative to sales tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to grant a certain exclusion for paper mill process chemicals; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 59—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:715.1(A), 802.3(F), 818.15(A)(1), and 818.102(D), relative to fuel taxes; to provide for a refund or an exemption of all gasoline, special fuel, or flat rate and variable rate taxes paid by school bus owners; and to provide for related matters.

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

SENATE BILL NO. 60—
BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 27:353(4) and to enact R.S. 4:157.2, relative to horse racing; to authorize the Louisiana State Racing Commission to award additional racing days or transfer racing dates to another track in a time of disaster or emergency; to provide for the suspension of the minimum number of live racing days necessary to conduct off-track or other wagering in the state; to include in the definition of eligible facility a facility not racing because of certain hurricane damage in order to preserve the revenues derived from the conduct of slot machine gaming; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

SENATE BILL NO. 61—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 47:293(3), relative to income tax of individuals; to provide that the Louisiana federal income tax deduction shall not be reduced by the amount of certain federal disaster relief tax credits; to define such credits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 62—
BY SENATOR DARDENNE
AN ACT

To enact Subpart A of Part II-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.31 and 100.32, relative to state funds; to establish the Restoration Fund as a special fund in the state treasury; to provide for accounts within the fund; to provide for the deposit

of monies into the fund; to provide for appropriation and use of monies in the fund; to provide for limitations on appropriations; to require the development of an annual prioritized program for projects and expenditures recommended for funding through appropriations from the fund; to authorize the Joint Legislative Committee on the Budget to provide by resolution for the content and schedule for submission and consideration of the program; to provide for the consideration, amendment, and approval of such program by the Joint Legislative Committee on the Budget; to authorize rulemaking; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

SENATE BILL NO. 63—

BY SENATORS DARDENNE, BARHAM, BOASSO, CAIN, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, SCHEDLER AND THEUNISSEN AND REPRESENTATIVES ALEXANDER, BEARD, BRUNEAU, BURNS, CROWE, DOVE, DOWNS, ERDEY, GEYMANN, GREENE, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, MARTINY, MCVEA, MORRISH, PITRE, T. POWELL, M. POWELL, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, STRAIN, TOOMY, TRAHAN, TUCKER, WADDELL, WALSWORTH, WHITE AND WINSTON

AN ACT

To enact R.S. 42:1113(E), relative to the Code of Governmental Ethics; to prohibit any elected official, any member of the immediate family of an elected official, or any entity in which the official or family member has a substantial economic interest from seeking, entering into, or otherwise participating in any remunerative contract to provide any goods, supplies, or services that arise from certain declared emergencies or disasters; and to provide for related matters.

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

SENATE BILL NO. 64—

BY SENATOR HINES

AN ACT

To provide for a special statewide election on the first Saturday in February of 2006 for the purpose of submitting constitutional amendments to the electors of the state; to provide for the conduct of such election; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 65—

BY SENATOR HEITMEIER AND REPRESENTATIVE ALARIO

AN ACT

To suspend and otherwise make of no effect certain provisions of law relating to the comprehensive annual financial report and the narrative report of the state for the fiscal year ending June 30, 2005, and to provide for an extension of certain deadlines for completion and distribution; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 3—

BY SENATOR JONES

A RESOLUTION

To urge and request the Department of Military Affairs' office of homeland security and emergency preparedness and the division of administration's office of facility planning and control to use Louisiana businesses and to establish a goal for awarding contracts to women and minorities in the rebuilding of the city of New Orleans and surrounding areas and for the other disaster stricken areas following Hurricanes Katrina and Rita.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATORS JONES, BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, MURRAY AND SHEPHERD AND REPRESENTATIVES BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE AND RICHMOND

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of civil rights pioneer Rosa Parks.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names of senators and their counts for yeas and nays.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names of senators and their counts for absent and present.

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

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to add East Carroll Parish to the areas that are part of the Northern Louisiana Renewal Community which is part of the Renewal Louisiana program.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To direct the legislative auditor to make semi-monthly reports to the legislature as to the federal funds received, allocated, and expended in Louisiana relative to damages caused by hurricanes Katrina and Rita.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Finance.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To direct the State Bond Commission to rescind certain lines of credit granted at its October 2005 meeting.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 66—

BY SENATORS CHAISSON AND AMEDEE

AN ACT

To enact Title XXXIII of the Louisiana Code of Criminal Procedure, to be comprised of Louisiana Code of Criminal Procedure Articles 941 through 956, relative to criminal procedure; to provide for emergency sessions of criminal court; to provide for definitions; to provide for applicability; to provide for criminal jurisdiction and venue in emergency sessions of court; to provide for venue for habeas corpus proceedings in certain circumstances; to provide for criteria for emergency sessions of court; to provide for the power and authority of the court conducting emergency sessions; to provide for legislative findings; to provide for powers, duties, and authority of the sheriff operating in emergency sessions of court; to provide for the powers, duties, and authority of the clerk of court of an affected court conducting emergency sessions; to provide for the authority of the indigent defender board of the affected court conducting emergency sessions of court; to provide with respect to the summoning of a criminal jury pool; to provide for the suspension of certain time periods, limitations, and delays in the affected court; to provide for exceptions; to provide for appeals and the application of supervisory writs from a judgment or ruling of an affected court conducting emergency sessions of court; to provide for preemption of conflicting provisions of law; to provide for the court costs, fees, and fines assessed or taxed and collected by the affected court conducting emergency sessions of court; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

SENATE BILL NO. 67—

BY SENATOR CHAISSON

AN ACT

To enact R.S. 15:171, relative to legal deadlines suspended by Executive Orders; to provide for the suspension of time limitations, prescription, and legal deadlines issued by an Executive Order during an emergency or disaster; to provide for

the ratification of Executive Orders KBB 2005-32, KBB 2005-48, and KBB 2005-67 and subsequent Executive Orders; to provide for effective dates; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

SENATE BILL NO. 68—

BY SENATORS CHAISSON AND AMEDEE

AN ACT

To enact R.S. 29:732.1, relative to the crime of conducting business without required licenses and permits; to provide for exceptions; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

SENATE BILL NO. 69—

BY SENATOR FIELDS

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:2212(A)(1)(d) and to enact R.S. 38:2212(A)(1)(d)(iv), relative to the contract limit for public works projects administered by the office of facility planning and control, division of administration, necessitated as a result of a gubernatorially declared disaster or emergency; to provide with respect to the contract limit; to provide with respect to employment requirements; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:

SENATE BILL NO. 22—

BY SENATOR JONES

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:2212(A)(1)(d) and to enact R.S. 38:2212(A)(1)(d)(iv), relative to letting contracts for public works; to provide for certain contract limits for public works as a result of a gubernatorially declared disaster or emergency; to provide for certain qualifications of contractors; to provide for certain goals relative to contract awards; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 23—

BY SENATOR JONES

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:2212(A)(1)(d) and to enact R.S. 38:2212(A)(1)(d)(iv), relative to letting contracts for public works; to provide for certain contract limits for public works as a result of a gubernatorially declared disaster or emergency; to provide for certain qualifications of contractors; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 24—
BY SENATOR JONES

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:2212(A)(1)(d) and to enact R.S. 38:2212(A)(1)(d)(iv), relative to letting contracts for public works; to provide for certain contract limits for public works as a result of a gubernatorially declared disaster or emergency; to provide for a study for evidence of past discrimination in certain construction industries against women or minority contractors, subcontractors, or employment practices; to provide for recommendations to dismantle, eradicate, and remedy any findings of past discrimination; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 25—
BY SENATOR ADLEY

AN ACT

To enact R.S. 22:667.1, relative to insurers offering property insurance; to prohibit application of specific deductibles on damage claims except under certain circumstances; to provide for retroactive application; and to provide for related matters.

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

SENATE BILL NO. 26—
BY SENATOR ADLEY

AN ACT

To enact R.S. 22:667.1, relative to insurers providing coverage for flood or wind damage; to prohibit application of certain special deductibles on claims for damages under certain circumstances; to provide for application of the prohibition; and to provide for related matters.

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

SENATE BILL NO. 27—
BY SENATOR DUPRE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.2 of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to deposits and uses of the fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the fund, and for the uses of such federal revenues; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

SENATE BILL NO. 28—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:213.7(A)(1) and (2)(introductory paragraph), (B)(1) and (2) (introductory paragraph), (C), (D), (E)(introductory paragraph) and (F), and to enact R.S. 49:213.7(B)(3) and (E)(7), relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to certain federal revenues to be credited and deposited to the fund; to provide relative to certain fund uses; to repeal Act 300 of the 2005 Regular Session; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

SENATE BILL NO. 29—

BY SENATORS N. GAUTREAUX AND CHAISSON AND REPRESENTATIVE CRAVINS

AN ACT

To amend and reenact R.S. 15:542(C)(2) and (F)(1), relative to penalties for failure to register as a sex offender; to provide that penalties for failure to register as a sex offender shall apply to sex offenders who fail to notify appropriate law enforcement officials when they are temporarily displaced from their residence due to an evacuation order or declaration of an emergency; to amend the criminal penalties for a first conviction of failure to register as a sex offender; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

SENATE BILL NO. 30—

BY SENATOR HEITMEIER AND REPRESENTATIVE ALARIO

AN ACT

To amend and reenact the introductory paragraph of R.S. 42:851(E)(1) and to enact R.S. 42:851(D)(4), relative to Office of Group Benefits programs; to prohibit any reduction in the minimum state contribution for premium payments for certain employees affected by hurricanes Katrina and Rita under certain circumstances; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

SENATE BILL NO. 31—

BY SENATOR HEITMEIER AND REPRESENTATIVE ALARIO

AN ACT

To suspend and otherwise make of no effect, for purposes of Fiscal Year 2006-2007, the preparation of the continuation budget by the division of administration budget office as required by R.S. 39:29(A)(2); and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

SENATE BILL NO. 32—

BY SENATOR HEITMEIER AND REPRESENTATIVE ALARIO

AN ACT

To suspend and otherwise make of no effect, for purposes of Fiscal Year 2006-2007, certain provisions of law relating to the submission of budget requests by state agencies and submission of the executive budget and supporting document by the governor to the legislature and to provide for an extension of certain deadlines for submission; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

SENATE BILL NO. 33—

BY SENATOR HEITMEIER AND REPRESENTATIVE ALARIO

AN ACT

To suspend and otherwise make of no effect, for purposes of Fiscal Year 2004-2005, the preparation of an annual report by an undersecretary with respect to activities of his office as provided in R.S. 36:8(B); and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

SENATE BILL NO. 34—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 47:293(3), relative to income tax of individuals; to provide that the Louisiana federal income tax deduction shall not be reduced by the amount of certain federal disaster relief tax credits; to define such credits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 35—

BY SENATORS FONTENOT AND CHAISSON

AN ACT

To amend and reenact R.S. 15:542(A), relative to registration of sex offender; to provide for registration of sex offenders after a declaration of emergency; and to provide for related matters.

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

SENATE BILL NO. 36—

BY SENATOR MICHOT

AN ACT

To enact Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.21 through 1730.39, relative to state building codes; to provide for public policy of codes; to provide for enforcement; to provide for appointment of building official; to provide for adoption of codes; to provide for the creation of the Louisiana Building Codes Council; to provide for construction of farm structures; to provide for mandamus and injunctive relief; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE BILL NO. 37—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:1978 and to enact R.S. 47:1703(E), 1989.2, and 1992.1, relative to ad valorem taxation; to provide for an extension of the homestead exemption when property is damaged by public calamity or disaster; to provide for the listing and assessing of property damaged by public calamity or disaster; to provide for review of appeals by the Louisiana Tax Commission of property assessed as a result of a public calamity or disaster; to provide relative to the inspection of assessment lists compiled as a result of a public calamity or disaster; to provide relative to notification and review of assessments by board of review as a result of such listing; to provide relative to hearing officers; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 38—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:331(P)(2), relative to the sales and use tax of the state and political subdivisions whose boundaries are coterminous with those of the state; to limit the sales tax paid on sales of natural gas and electricity; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 39—

BY SENATOR MOUNT

AN ACT

To enact R.S. 47:305.54, relative to the sales and use tax of the state and political subdivisions whose boundaries are coterminous with those of the state; to provide that the state sales or use tax shall not apply to manufacturing machinery and equipment purchased, leased, or rented by manufacturers, or repair services or parts, for use in the repair or replacement of hurricane-damaged equipment; to provide for the applicability of certain definitions; to provide an effective date and termination date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 40—

BY SENATOR MOUNT

AN ACT

To enact R.S. 47:305.54, relative to the state sales and use tax; to enact the 2005 Louisiana Sales Tax Holiday Act; to provide that the state sales and use tax shall not apply to consumer purchases of tangible personal property for non-business use on a certain date from selling dealers; to provide restrictions on the types and cost of purchases that are eligible for exemption; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 41—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:609(A), relative to providing an exemption from the corporation franchise tax for extraordinary debt by corporations directly affected by Hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 42—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:287.85(C)(2) and R.S. 47:293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the Louisiana federal income tax deduction shall not be reduced by the amount of certain federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 43—

BY SENATOR FIELDS

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to letting contracts for public works; to provide with regard to the contract limit for public works provided for projects administered by the office of facility planning and control, division of administration, necessitated as a result of a gubernatorially declared disaster or emergency; to provide with respect to certain preferences; to provide with respect to employment; and to provide for related matters.

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

SENATE BILL NO. 44—
BY SENATOR HOLLIS

AN ACT

To enact Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.21 through 1730.39, relative to state building codes; to provide for public policy of codes; to provide for enforcement; to provide for appointment of building official; to provide for adoption of codes; to provide for the creation of the Louisiana Building Codes Council; to provide for construction of farm structures; to provide for mandamus and injunctive relief; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE BILL NO. 45—
BY SENATOR FIELDS

AN ACT

To enact Part VII of Chapter 8 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:450.11 through 450.14, relative to public employees; to provide for displaced public employees; to allow a displaced public employee to remain on the state payroll under certain circumstances; to provide a penalty for certain situations; and to provide for related matters.

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

SENATE BILL NO. 46—
BY SENATOR CAIN

AN ACT

To enact R. S. 47:301(3)(j) and (13)(l), relative to the state sales and use tax; to provide for a limitation on the sales price and cost price of natural gas; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 47—
BY SENATOR B. GAUTREUX

AN ACT

To enact Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.21 through 1730.39, relative to state building codes; to provide for public policy of codes; to provide for enforcement; to provide for appointment of building official; to provide for adoption of codes; to provide for the creation of the Louisiana Building Codes Council; to provide for construction of farm structures; to provide for mandamus and injunctive relief; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE BILL NO. 48—
BY SENATOR MURRAY

AN ACT

To enact R.S. 22:696, relative to insurance coverage for property damage due to flooding; to require insurers to include coverage for damage to property due to flooding unless specifically rejected by the insured; to require that itemized coverage limits be disclosed to the insured; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**Introduction of Senate Bills
and Joint Resolutions, Subject to Call**

The following Senate Bills and Joint Resolutions, subject to call were read a first time by their titles and placed on the Calendar for their second reading:

Called from the Calendar

Senator Jones asked that Senate Bill No. 6 be called from the Calendar at this time.

SENATE BILL NO. 6—
BY SENATOR JONES

AN ACT

To enact R.S. 18:115(F)(2)(d), relative to the registration of voters; to provide for the authority of a voter who has registered by mail who has not previously voted in the parish in which he is registered during certain emergencies; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

November 7, 2005

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 3—
BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Dr. Andrew Samuel Ranier of Lake Charles.

HOUSE CONCURRENT RESOLUTION NO. 5—
BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To commend Commissioner of Administration Jerry Luke LeBlanc upon the occasion of being named one of the 2005 Public Officials of the Year by Governing magazine.

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend first responders and volunteers for their outstanding response to Hurricanes Katrina and Rita.

HOUSE CONCURRENT RESOLUTION NO. 7—
BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend the members and leaders of churches, synagogues, mosques, and other faith communities for their response to Hurricanes Katrina and Rita.

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE BRUNEAU
A CONCURRENT RESOLUTION

To commend Naval Mobile Construction Battalion (NMCB) 40 for its singular contributions to the greater New Orleans area in the aftermath of Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE BRUNEAU
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of H. Eustis Reily of Metairie and to recognize his singular contributions and achievements.

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE BRUNEAU
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Wallace Moll of Metairie.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVES BRUNEAU AND LANCASTER AND SENATOR HOLLIS
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of the Honorable Walter Fox McKeithen, Louisiana's secretary of state, and to record the appreciation of the citizens of Louisiana for his extraordinary contributions and achievements.

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION

To commend the many volunteers of Zanesville, Ohio, for their contributions to the Hurricane Katrina recovery effort in Slidell.

HOUSE CONCURRENT RESOLUTION NO. 28—

BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to allow the Stafford Act to provide for payment of regular pay to essential personnel.

HOUSE CONCURRENT RESOLUTION NO. 18—

BY REPRESENTATIVES BURNS AND STRAIN
A CONCURRENT RESOLUTION

To commend Friends of the Frontline for their dedication to the police officers and firefighters impacted by Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the agencies of the state and its political subdivisions to utilize the services of Louisiana vendors, contractors, and workers in the repair, rebuilding, and construction of the public infrastructure of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 20—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GAL LOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Austin Leslie of New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Rosa Parks and to celebrate her legacy of courage and integrity.

HOUSE CONCURRENT RESOLUTION NO. 22—

BY REPRESENTATIVES GREENE, BARROW, BEARD, CRANE, DANIEL, DORSEY, HONEY, JACKSON, AND KENNARD AND SENATOR DARDENNE
A CONCURRENT RESOLUTION

To commend Robert Yarborough upon his receipt of the 2005 Golden Deeds Award.

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

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVE KLECKLEY
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Dr. Andrew Samuel Ranier of Lake Charles.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Cain	Chaisson
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION

To commend Commissioner of Administration Jerry Luke LeBlanc upon the occasion of being named one of the 2005 Public Officials of the Year by Governing magazine.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fontenot	Michot
Amedee	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cheek	Jones	Schedler
Cravins	Kostelka	Shepherd
Dardenne	Lentini	Smith
Duplessis	Malone	Theunissen
Dupre	Marionneaux	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Cain	Chaisson	Fields
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Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend first responders and volunteers for their outstanding response to Hurricanes Katrina and Rita.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Cain	Chaisson	Marionneaux
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Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend the members and leaders of churches, synagogues, mosques, and other faith communities for their response to Hurricanes Katrina and Rita.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Cain	Chaisson
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Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To commend Naval Mobile Construction Battalion (NMCB) 40 for its singular contributions to the greater New Orleans area in the aftermath of Hurricane Katrina.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	

Total - 37

NAYS

November 7, 2005

Total - 0

ABSENT

Cain Chaisson

Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of H. Eustis Reily of Metairie and to recognize his singular contributions and achievements.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain Chaisson

Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Wallace Moll of Metairie.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler

Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain Chaisson

Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVES BRUNEAU AND LANCASTER AND SENATOR HOLLIS

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of the Honorable Walter Fox McKeithen, Louisiana's secretary of state, and to record the appreciation of the citizens of Louisiana for his extraordinary contributions and achievements.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain Chaisson

Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To commend the many volunteers of Zanesville, Ohio, for their contributions to the Hurricane Katrina recovery effort in Slidell.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain	Chaisson
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVES BURNS AND STRAIN
A CONCURRENT RESOLUTION

To commend Friends of the Frontline for their dedication to the police officers and firefighters impacted by Hurricane Katrina.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain	Chaisson
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the agencies of the state and its political subdivisions to utilize the services of Louisiana vendors, contractors, and workers in the repair, rebuilding, and construction of the public infrastructure of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain	Chaisson
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 20—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Austin Leslie of New Orleans.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

November 7, 2005

Dupre Marionneaux
Ellington McPherson
Total - 37

NAYS

Total - 0
ABSENT

Cain Chaisson
Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 21—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GULLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, AND QUEZAIRES AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Rosa Parks and to celebrate her legacy of courage and integrity.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Michot
Adley Fontenot Mount
Amedee Gautreaux B Murray
Bajoie Gautreaux N Nevers
Barham Heitmeier Quinn
Boasso Hollis Romero
Broome Jackson Schedler
Cheek Jones Shepherd
Cravins Kostelka Smith
Dardenne Lentini Theunissen
Duplessis Malone Ullo
Dupre Marionneaux
Ellington McPherson
Total - 37

NAYS

Total - 0
ABSENT

Cain Chaisson
Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 22—
BY REPRESENTATIVES GREENE, BARROW, BEARD, CRANE, DANIEL, DORSEY, HONEY, JACKSON, AND KENNARD AND SENATOR DARDENNE
A CONCURRENT RESOLUTION

To commend Robert Yarborough upon his receipt of the 2005 Golden Deeds Award.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Michot
Adley Fontenot Mount
Amedee Gautreaux B Murray
Bajoie Gautreaux N Nevers
Barham Heitmeier Quinn
Boasso Hollis Romero
Broome Jackson Schedler
Cheek Jones Shepherd
Cravins Kostelka Smith
Dardenne Lentini Theunissen
Duplessis Malone Ullo
Dupre Marionneaux
Ellington McPherson
Total - 37

NAYS

Total - 0
ABSENT

Cain Chaisson
Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 28—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to allow the Stafford Act to provide for payment of regular pay to essential personnel.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Michot
Adley Fontenot Mount
Amedee Gautreaux B Murray
Bajoie Gautreaux N Nevers
Barham Heitmeier Quinn
Boasso Hollis Romero
Broome Jackson Schedler
Cheek Jones Shepherd
Cravins Kostelka Smith
Dardenne Lentini Theunissen
Duplessis Malone Ullo
Dupre Marionneaux
Ellington McPherson
Total - 37

NAYS

Total - 0
ABSENT

Cain Chaisson
Total - 2

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

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to extend Louisiana's seaward boundary in the Gulf of Mexico to twelve geographical miles.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain	Chaisson
Total - 2	

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

Motion to Recommit

Senator Jones asked for and obtained a suspension of the rules and recommitment Senate Bill No. 17 from the Committee on Revenue and Fiscal Affairs to the Committee on Finance.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 4—

BY SENATORS HINES, CHEEK, JACKSON, MALONE AND ADLEY
A RESOLUTION

To commend Billy Andrews of Shreveport, Louisiana for being recognized as an outstanding volunteer and cooperative weather observer for the National Weather Service for over twenty-seven years and on being honored with the prestigious John Campanius Holm Award.

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

November 7, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 2—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To commend and congratulate Richard M. "Mark" Newton upon the occasion of his retirement as assessor of Grant Parish.

Reported without amendments.

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Cain	1 Day	Chaisson	1 Day
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Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, November 8, 2005, at 5:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 5:00 o'clock P.M. on Tuesday, November 8, 2005.

GLENN A. KOEPP
Secretary of the Senate
GAYE F. HAMILTON
Journal Clerk