

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

THIRD DAY'S PROCEEDINGS

**Forty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, March 16, 2016

The Senate was called to order at 9:10 o'clock A.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Cortez	Morrish
Allain	Fannin	Peacock
Appel	Gatti	Perry
Barrow	Johns	Riser
Bishop	Long	Tarver
Boudreaux	Luneau	Walsworth
Brown	Milkovich	White
Carter	Mills	
Claitor	Mizell	
Total - 25		

ABSENT

Chabert	LaFleur	Smith, G.
Colomb	Lambert	Smith, J.
Donahue	Martiny	Thompson
Erdey	Morrell	Ward
Hewitt	Peterson	
Total - 14		

The President of the Senate announced there were 25 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Oren Conners, 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 Brown, the reading of the Journal was dispensed with and the Journal of March 15, 2016, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

March 15, 2016

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. 7—
BY SENATOR JOHNS AND REPRESENTATIVE DWIGHT
A CONCURRENT RESOLUTION

To commend Alexis Bauer upon being chosen as a recipient of the 2016 Young Heroes Award.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR JOHNS AND REPRESENTATIVE DANAHAY
A CONCURRENT RESOLUTION

To commend Dylan Alvarez upon being chosen as a recipient of the 2016 Young Heroes Award.

Reported without amendments.

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

**Introduction of Senate Bills
and Joint Resolutions**

SENATE BILL NO. 361—
BY SENATOR MORRISH
AN ACT

To amend and reenact R.S. 17:4013(2)(a) and (b), 4015(3)(b) and (7)(b), and 4021(C), relative to the Student Scholarships for Educational Excellence Program; to provide with respect to eligibility of students to participate in the scholarship program; and to provide for related matters.

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

SENATE BILL NO. 362—
BY SENATOR JOHNS
AN ACT

To amend and reenact R.S. 46:460.52, relative to the Medical Assistance Program; to provide for exemptions; and to provide for related matters.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 16—
BY SENATOR BARROW
A RESOLUTION

To commend and congratulate Coach Harvey Adger on his 800th win as a head basketball coach.

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

SENATE RESOLUTION NO. 17—
BY SENATOR BARROW
A RESOLUTION

To commend and congratulate Dr. Rochelle Head-Dunham for her dedicated public service with the Department of Health and Hospitals, office of behavioral health.

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

SENATE RESOLUTION NO. 18—
BY SENATOR JOHNS
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Grace B. Savoie.

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

SENATE RESOLUTION NO. 19—
BY SENATOR CLAITOR

A RESOLUTION

To amend and readopt Senate Rule No. 12.12(A) and (C)(1) and to adopt Senate Rule No. 7.9.1 of the Rules of Order of the Senate, relative to unofficial enrollment of a bill or joint resolution which is the subject of a conference committee report submitted to the Senate and consideration of the report.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR WARD

A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study and make recommendations regarding state adult guardianship and ascendant laws relative to duties arising under "Peter Falk" statutes adopted in other states.

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

SENATE CONCURRENT RESOLUTION NO. 13—

BY SENATOR BISHOP

A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study the feasibility of revising state law to specifically authorize a right of action and legal standing for private associations to seek injunctive relief for a zoning violation when a municipality fails or refuses to do so and a person is harmed thereby, and also to study whether present penalties for zoning violations should be revised to be comparable with those in other states.

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

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR BISHOP

A CONCURRENT RESOLUTION

To urge and request the New Orleans East Hospital to become an American Diabetes Association Education Recognition Program.

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

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 19.1 of the Joint Rules of Order of the Senate and House of Representatives to provide relative to conference committee reports and unofficial enrollment of certain legislative instruments.

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

SENATE CONCURRENT RESOLUTION NO. 16—

BY SENATORS MORRISH AND JOHNS AND REPRESENTATIVE GUINN

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana to the family of Senior Trooper Steven James Vincent, Unit Number D-57 of the Louisiana State Police.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 10—

BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate Nicole Vasquez on being selected as the 2016 Louisiana High School Teacher of the Year.

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

SENATE RESOLUTION NO. 11—

BY SENATOR PEACOCK

A RESOLUTION

To commend outstanding educator, Sandra McCalla, EdD, of Shreveport, Louisiana, for her many contributions made on behalf of public education and to congratulate Dr. McCalla upon her well-deserved retirement after fifty-five years in the education profession.

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

SENATE RESOLUTION NO. 12—

BY SENATOR PEACOCK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States District Court Judge Thomas Eaton Stagg Jr.

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

SENATE RESOLUTION NO. 13—

BY SENATOR PEACOCK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of businesswoman and former Louisiana State Senator, the Honorable Virginia Ruth Kilpatrick Shehee, and to commend the legacy of public service she leaves to the people of her community, state, and nation.

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

SENATE RESOLUTION NO. 14—

BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate Sharon L. Dunn, PT, PhD, OCS, for her many activities and accomplishments involving physical therapy.

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

SENATE RESOLUTION NO. 15—

BY SENATOR PEACOCK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Shreveport Police Officer Thomas LaValley.

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

**Senate Concurrent Resolutions on
Second Reading**

SENATE CONCURRENT RESOLUTION NO. 11—
BY SENATOR BOUDREAU

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to evaluate and report on access to vital records at parish health units.

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

Rules Suspended

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

SENATE BILL NO. 208—
BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 37:2801(3)(a), relative to the practice of chiropractic; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

Without objection, so ordered.

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

ENROLLMENTS

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

March 16, 2016

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 Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 3—

BY SENATORS ALARIO, ALLAIN, APPEL, BISHOP, BOUDREAU, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAMBERT, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To commend former Senator David R. Heitmeier on being named the 2015 Optometrist of the Year by the American Optometric Association.

SENATE RESOLUTION NO. 5—
BY SENATOR MILLS

A RESOLUTION

To commend Luke Corona of New Iberia on being named a top youth volunteer in Louisiana at the twenty-first annual Prudential Spirit of Community Awards.

SENATE RESOLUTION NO. 7—
BY SENATOR PETERSON

A RESOLUTION

To commend the graduating parent and student leaders of the 2016 Family Leadership Training Institute of New Orleans (FLTI NOLA) on their amazing accomplishment in becoming trained civic advocates in New Orleans.

SENATE RESOLUTION NO. 8—

BY SENATOR JOHNS

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Russell J. Stutes Sr.

SENATE RESOLUTION NO. 9—

BY SENATOR MILLS

A RESOLUTION

To commend the Louisiana Physical Therapy Association for its outstanding achievements and to recognize March 14 through 18, 2016, as Louisiana Physical Therapy Association Week.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate.

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

ENROLLMENTS

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

March 16, 2016

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. 10—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To invite Madame Chief Justice Bernette Johnson of the Louisiana Supreme Court to address a joint session of the legislature.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

March 16, 2016

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. 6—

BY REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To designate Tuesday, April 5, 2016, as Ponchatoula Strawberry Festival Day in the state of Louisiana.

March 16, 2016

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To designate Wednesday, May 4, 2016, as Elmer's Candy Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE HOWARD

A CONCURRENT RESOLUTION

To commend John Wallace Curtis upon his induction into the Sabine Hall of Fame.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Erdey	Peacock
Allain	Fannin	Perry
Appel	Gatti	Peterson
Barrow	Johns	Riser
Bishop	Lambert	Tarver
Boudreaux	Long	Thompson
Brown	Luneau	Walsworth
Carter	Milkovich	Ward
Chabert	Mills	White
Claitor	Mizell	
Cortez	Morrish	
Total - 31		

ABSENT

Colomb	LaFleur	Smith, G.
Donahue	Martiny	Smith, J.
Hewitt	Morrell	
Total - 8		

Leaves of Absence

The following leaves of absence were asked for and granted:

Colomb	1 Day	Donahue	1 Day
Hewitt	1 Day	LaFleur	1 Day
Martiny	1 Day	Morrell	1 Day
Smith, G.	1 Day	Smith, J.	1 Day

Announcements

The following committee meetings for March 21, 2016, were announced:

Finance	TBA	Room A
Retirement	9:30 A.M.	Room E
Revenue and Fiscal Affairs	TBA	Hainkel Room

Adjournment

On motion of Senator Thompson, at 9:45 o'clock A.M. the Senate adjourned until Monday, March 21, 2016, at 5:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk