THE OFFICIAL JOURNAL OF THE

SENATE

STATE OF LOUISIANA

THIRTY-FOURTH DAY'S PROCEEDINGS

Thirty-Fifth Regular Session of the Legislature Under the Adoption of the Constitution of 1974

> Senate Chamber State Capitol
> Baton Rouge, Louisiana

> > Tuesday, June 23, 2009

The Senate was called to order at 10:15 o'clock A.M. by Hon. Joel T. Chaisson II. President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Guillory	Mount
Appel	Heitmeier	Murray
Broome	Kostelka	Nevers
Claitor	Long	Riser
Crowe	Marionneaux	Shaw
Dorsey	Martiny	Smith
Dupre	Michot	

Total - 26

ABSENT

Adley	Gray Evans	Quinn
Cheek	Hebert	Thompson
Donahue	Jackson	Walsworth
Duplessis	LaFleur	
Gautreaux N	McPherson	

Total - 13

The President of the Senate announced there were 26 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Katie McKay, 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 Long, the reading of the Journal was dispensed with and the Journal of June 22, 2009, was adopted.

Message from the House

HOUSE CONFEREES APPOINTED

June 22, 2009

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 143 by Senator Amedee:

Representatives Lambert, Wooton and White.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 123

BY SENATORS MOUNT AND MORRISH A RESOLUTION

To memorialize the Congress of the United States to establish an additional classification for airports.

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

SENATE RESOLUTION NO. 124— BY SENATOR GRAY EVANS

A RESOLUTION

To recognize and commend Nathaniel Burton for his commitment and effective representation of the interests and voices of the youth in New Orleans as an active member of the Legislative Youth Advisory Council.

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

SENATE RESOLUTION NO. 125—

BY SENATOR BROOME

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Connel Lee "Papa" Sullivan.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 146—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To urge and request the State Mineral Board to consider the depth of drilling when evaluating bids for any future mineral lease.

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

ROLL CALL

The roll was called with the following result:

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Appel	Guillory	Murray
Broome	Heitmeier	Nevers
Claitor	Kostelka	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Walsworth
Total - 30	•	

Page 2 SENATE

June 23, 2009

NAYS

Total - 0

ABSENT

Cheek Hebert McPherson **Duplessis** Jackson Quinn Gray Evans LaFleur Thompson Total - 9

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

SENATE CONCURRENT RESOLUTION NO. 147— BY SENATOR CROWE AND REPRESENTATIVE CROMER A CONCURRENT RESOLUTION

To establish and provide for the Committee on Revenue Evaluation to study and evaluate current sources of revenue of state government and to develop recommendations to improve the financial future of the state and the general quality of life of its

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 22, 2009

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. 232— BY REPRESENTATIVE ROSALIND JONES

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of developing policies and procedures for revoking a teacher's certificate upon allegations of sexual misconduct with a student and to submit a written report to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 233—

A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to strictly enforce zoning laws for restaurants, bars, and nightclubs.

HOUSE CONCURRENT RESOLUTION NO. 234—

BY REPRESENTATIVE WADDELL
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Edwin Laurine Blewer, Jr., of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 235— BY REPRESENTATIVES CHAMPAGNE, LANDRY, AND PERRY A CONCURRENT RESOLUTION

To commend Lee Bernard of Erath upon his receipt of the French Legion of Honor medal for his military service during World

HOUSE CONCURRENT RESOLUTION NO. 236—
BY REPRESENTATIVES FANNIN, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, BURRELL, CARTER, CHANDLER, DIXON, DOWNS, ELLINGTON, FOIL, GISCLAIR, HARDY, HAZEL, HENDERSON, HINES, HOFFMANN, HONEY, GIROD JACKSON,

34th DAY'S PROCEEDINGS

MICHAEL JACKSON, SAM JONES, KATZ, LAFONTA, LEBAS, LIGI, LITTLE, MONICA, MONTOUCET, NOWLIN, PEARSON, PETERSON, POPE, PUGH, RICHARDSON, ROY, SCHRODER, GARY SMITH, JANE SMITH, PATRICIA SMITH, STIAES, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010.

HOUSE CONCURRENT RESOLUTION NO. 238—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

2010, and the twenty-five public and private not-for-profit organizations participating in the PCASG in meeting essential primary medical and behavioral health care needs in the Greater New Orleans region (Jefferson, Orleans, St. Bernard, and Plaquemines parishes).

HOUSE CONCURRENT RESOLUTION NO. 239— BY REPRESENTATIVE RICHMOND A CONCURRENT RESOLUTION

To welcome the 2009 International Legislative Drafting Institute participants to the state capitol and to commend the participants and their respective governments for their investment in the program and to further commend the Institute upon its return to Louisiana.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 232— BY REPRESENTATIVE ROSALIND JONES A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of developing policies and procedures for revoking a teacher's certificate upon allegations of sexual misconduct with a student and to submit a written report to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Guillory	Mount
Appel	Heitmeier	Murray
Broome	Kostelka	Nevers
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	

Total - 29

NAYS

Total - 0

Page 3 SENATE

June 23, 2009

ABSENT

Cheek Hebert Riser **Duplessis** Jackson Thompson Gautreaux N McPherson Gray Evans Quinn

Total - 10

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

HOUSE CONCURRENT RESOLUTION NO. 233—

BY REPRESENTATIVES RICHMOND AND LEGER A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to strictly enforce zoning laws for restaurants, bars, and nightclubs.

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 Adley Alario Amedee Appel Broome Crowe Donahue Dorsey Duplessis Dupre	Erdey Gautreaux B Gautreaux N Guillory Heitmeier Jackson LaFleur Long Marionneaux Martiny McPherson	Michot Morrell Morrish Mount Murray Nevers Shaw Smith Walsworth
Dupre Total - 31	McPherson	
10tai - 51		

Total - 0

ABSENT

NAYS

Cheek Hebert Riser Claitor Kostelka Thompson Gray Evans Quinn Total - 8

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

HOUSE CONCURRENT RESOLUTION NO. 234— BY REPRESENTATIVE WADDELL A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Edwin Laurine Blewer, Jr., of

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley	Dupre Erdey	Martiny McPherson
Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Heitmeier	Murray

Claitor	Jackson	Nevers
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Hebert Quinn Thompson 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. 235— BY REPRESENTATIVES CHAMPAGNE, LANDRY, AND PERRY

A CONCURRENT RESOLUTION

To commend Lee Bernard of Erath upon his receipt of the French Legion of Honor medal for his military service during World War II.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Martiny
Adley	Erdey	McPherson
Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Heitmeier	Murray
Claitor	Jackson	Nevers
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Walsworth
Total - 36		

Total - 0

ABSENT

NAYS

Quinn Thompson Hebert 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. 236-

USE CONCURRENT RESOLUTION NO. 236—
BY REPRESENTATIVES FANNIN, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, BURRELL, CARTER, CHANDLER, DIXON, DOWNS, ELLINGTON, FOIL, GISCLAIR, HARDY, HAZEL, HENDERSON, HINES, HOFFMANN, HONEY, GIROD JACKSON, MICHAEL JACKSON, SAM JONES, KATZ, LAFONTA, LEBAS, LIGI, LITTLE, MONICA, MONTOUCET, NOWLIN, PEARSON, PETERSON, POPE, PUGH, RICHARDSON, ROY, SCHRODER, GARY SMITH, JANE SMITH, PATRICIA SMITH, STIAES, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

A CONCURRENT RESOLUTION

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010.

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

Page 4 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

HOUSE CONCURRENT RESOLUTION NO. 238— BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To support the progress of the Department of Health and Hospitals (DHH), the Louisiana Public Health Institute (LPHI) as DHH's local partner in administering the Primary Care Access and Stabilization Grant (PCASG) which expires on September 30, 2010, and the twenty-five public and private not-for-profit organizations participating in the PCASG in meeting essential primary medical and behavioral health care needs in the Greater New Orleans region (Jefferson, Orleans, St. Bernard, and Plaquemines parishes).

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	Dupre	Morrell
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Guillory Heitmeier	Riser
Cheek	Jackson	Shaw
Claitor	LaFleur	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	
Total 24	1.101 11010011	

NAYS

Total - 0

ABSENT

Gautreaux N	Kostelka	Quinn
Hebert	Michot	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 239— BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To welcome the 2009 International Legislative Drafting Institute participants to the state capitol and to commend the participants and their respective governments for their investment in the program and to further commend the Institute upon its return to Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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ınt
ray
ers
n
r
V
:h
mpson

Dupre	McPherson	Walsworth
Dupre Erdey	Morrell	

Total - 32

NAYS

Total - 0

ABSENT

Michot Claitor Gautreaux N Crowe Hebert

Dorsey Kostelka

Totál - 7

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

Rules Suspended

Senator Broome asked for and obtained a suspension of the rules to recall Senate Concurrent Resolution No. 12 from the Committee

SENATE CONCURRENT RESOLUTION NO. 12—BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to provide new action plans to spend Community Development Block Grant funds allowing nonprofit organizations to perform cost, construction and case management and emergency rental assistance and to use unallocated Community Development Block Grant or other identified funds to fill discrepancies for Louisiana recipients receiving housing grants.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		

Total - 37

NAYS

Total - 0

ABSENT

Gautreaux N Michot Total - 2

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

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 91 on Third Reading and Final Passage, after the 57th calendar day.

Page 5 SENATE

June 23, 2009

ROLL CALL

The roll was called with the following result:

YEAS

Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur	Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith
Long	Thompson
Marionneaux	Walsworth
Martiny	
McPherson	
	Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny

Erdey Total - 37

NAYS

Total - 0

ABSENT

Amedee Michot

Total - 2

The Chair declared that the motion to allow the House to consider Senate Bill No. 91 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Marionneaux moved the adoption of a motion to allow the House to consider Senate Bill No. 113 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
T-4-1 26	-	

Total - 36

NAYS

Total - 0

ABSENT

Gautreaux N LaFleur Michot Total - 3

The Chair declared that the motion to allow the House to consider Senate Bill No. 113 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 139 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		
	NAYS	

Total - 0

ABSENT

Gautreaux N Total - 2

Michot

The Chair declared that the motion to allow the House to consider Senate Bill No. 139 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 159 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	
Total - 37		
	NAYS	

Total - 0

ABSENT

Gautreaux N Michot Total - 2

Page 6 SENATE

June 23, 2009

The Chair declared that the motion to allow the House to consider Senate Bill No. 159 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 194 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey Duplessis Dupre	Erdey Gautreaux B Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny McPherson	Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
Dupre	McPherson	
Total - 37		

Total - 0

ABSENT

NAYS

Gautreaux N Michot Total - 2

The Chair declared that the motion to allow the House to consider Senate Bill No. 194 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 206 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 0

Total - 37

34th DAY'S PROCEEDINGS

ABSENT

Gautreaux N Michot Total - 2

The Chair declared that the motion to allow the House to consider Senate Bill No. 206 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 221 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey Duplessis	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux	McPherson Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
Duplessis	Marionneaux	Walsworth
Dupre Total - 38	Martiny	
	NAYS	

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 221 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 228 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

Page 7 SENATE

June 23, 2009

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 228 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 245 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 245 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 246 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelle	McPherson Morrell Morrish Mount Murray Nevers Quinn Riser

Duplessis Marionneaux Walsworth
Dupre Martiny
Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 246 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 252 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey Duplessis Dupre	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny	McPherson Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
Total - 38	NAYS	

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 252 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 267 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser

Page 8 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 267 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 287 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 287 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 316 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers

Broome Cheek Crowe Donahue Dorsey Duplessis	Heitmeier Jackson Kostelka LaFleur Long Marionneaux	Quinn Riser Shaw Smith Thompson Walsworth
Duplessis	Marionneaux	
Dupre Erdey	Martiny McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Claitor Total - 2 Michot

The Chair declared that the motion to allow the House to consider Senate Bill No. 316 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Murray moved the adoption of a motion to allow the House to consider Senate Bill No. 150 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny	McPherson Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
NAYS	
	Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 150 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 75 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell

Page 9 SENATE

June 23, 2009

Alario Amedee	Gautreaux N Gray Evans	Morrish Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Dupre Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 75 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 167 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier	McPherson Morrell Morrish Mount Murray Nevers Ouinn
Claitor Crowe Donahue	Jackson Kostelka LaFleur	Riser Shaw Smith
Dorsey Duplessis Dupre	Long Marionneaux Martiny	Thompson Walsworth

Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 167 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 34 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Michot Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 34 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 52 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
T-4-1 20	,	

Total - 38

NAYS

Total - 0

ABSENT

Michot

Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 52 after the 57th calendar day was adopted and the bill may be considered.

Page 10 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 108 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 38	•	

Total - 0

ABSENT

NAYS

Michot Total - 1

Total - 0

Total - 1

Michot

The Chair declared that the motion to allow the House to consider Senate Bill No. 108 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 109 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

ABSENT

11110	Crowe Kostelka Donahue LaFleur Dorsey Long Duplessis Marionneaux Dupre Martiny Total - 38 NAYS	Shaw Smith Thompson Walsworth
-------	---	--

The Chair declared that the motion to allow the House to consider Senate Bill No. 109 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 123 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey Duplessis Dupre Total - 37	Erdey Gautreaux B Gautreaux N Gray Evans Hebert Heitmeier Jackson LaFleur Long Marionneaux Martiny McPherson Michot	Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
	INAID	

Total - 0

ABSENT

Guillory Kostelka Total - 2

The Chair declared that the motion to allow the House to consider Senate Bill No. 123 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 163 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39	,	

Total - 0

Page 11 SENATE

June 23, 2009

ABSENT

Total - 0

The Chair declared that the motion to allow the House to consider Senate Bill No. 163 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 199 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdev	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Donahue Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 199 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Chaisson moved the adoption of a motion to allow the House to consider Senate Bill No. 313 on Third Reading and Final Passage, after the 57^{th} calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared that the motion to allow the House to consider Senate Bill No. 313 after the 57th calendar day was adopted and the bill may be considered.

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 194 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 91 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 113 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Page 12 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 159 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 206 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the

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

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules to pass over Reconsideration.

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

SENATE BILL NO. 119-

BY SENATOR ERDEY

AN ACT

To enact R.S. 33:4564.7, relative to the Livingston Parish Recreation
District No. 3; to increase the per diem of the board of
commissioners; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 119 by Senator Erdey

AMENDMENT NO. 1 On page 1, line 14, change "Such per" to "Per"

AMENDMENT NO. 2

On page 1, line 14, following "pursuant" and before "this" insert

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

ROLL CALL

The roll was called with the following result:

YEAS

McPherson
Michot
Morrell
Morrish
Mount
Murray
Nevers
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Erdey moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 240-

BY SENATOR MOUNT

AN ACT To enact R.S. 33:3811.2 and 3812(H), relative to Calcasieu Parish; to provide for the creation of waterworks districts and subdistricts; to provide for the expansion of the board of waterworks districts and subdistricts; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 240 by Senator Mount

AMENDMENT NO. 1

On page 1, line 10, following "to the" and before "R.S. 33:3811" change "provisions of" to "powers granted by"

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

ROLL CALL

The roll was called with the following result:

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson

Page 13 SENATE

June 23, 2009

Dorsey Martiny Walsworth Duplessis McPherson Michot

Dupre Total - 37

NAYS

Total - 0

ABSENT

Gray Evans LaFleur Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 9— BY SENATOR LONG

AN ACT To amend and reenact R.S. 47:303(D)(1) and 305(D)(1)(i) and (H) and to enact R.S. 47:321(H)(3), relative to the sales and use tax of the state and its political subdivisions; to provide for an exemption for certain property used as demonstrators; and to provide for related matters.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 9 by Senator Long

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 1,\ line\ 15,\ following\ "board"}\ and\ before\ "parish"\ change$ "and/or" to "and"

AMENDMENT NO. 2

On page 2, line 2, following "board" and before "parish" change "and/or" to "and"

AMENDMENT NO. 3

On page 2, line 27, following "craft" and before "which" change "(hereafter, "boats")" to ", hereafter, "boats,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 9 by Senator Long

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:303(D)(1)" delete the remainder of the line and insert a comma "," and insert the following: "305(D)(1)(i) and (H), and 337.9(D)(25), and to enact R.S."

AMENDMENT NO. 2

On page 1, at the beginning of line 3, insert "47:305.50(F) and"

AMENDMENT NO. 3

On page 1, at the beginning of line 5, insert "to provide an exemption for certain railroad ties;

AMENDMENT NO. 4

On page I, line 7, after "R.S. 47:303(D)(1)" delete the remainder of the line and insert a comma "," and insert the following: "305(D)(1)(i) and (H), and 337.9(D)(25) are hereby amended and"

AMENDMENT NO. 5

On page 1, delete line 8 in its entirety and insert the following: "reenacted, and R.S. 47:305.50(F) and 321(H)(3) are hereby enacted to read as follows:

AMENDMENT NO. 6

On page 3, between lines 12 and 13, insert the following: "§305.50. Exemption; vehicles used in interstate commerce; rail rolling stock; railroad ties

F. The sales and use tax imposed by the state, its statewide taxing authorities, or any of its political subdivisions shall not apply to the "sales price" or "cost price" of railroad ties that a railroad purchases prior to long-term preservative treatment and installs into the railroad's track system outside the taxing jurisdiction of the respective taxing authority, whether it be the state, a statewide taxing authority, or a political subdivision.

AMENDMENT NO. 7

On page 3, between lines 21 and 22, insert the following: '\$337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable

(25) R.S. 47:305.50, "key words": vehicles used in interstate commerce; rail rolling stock sold or leased in this state; railroad ties.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed Senate Bill No. 9 by Senator Long

AMENDMENT NO. 1

On page 1, at the beginning of line 3, insert "47:301(16)(q) and"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, insert the following: "to provide an exclusion for certain component parts of immovable property; to provide with respect to the legislative intent of Act No. 632 of the 2008 Regular Session of the Legislature as it relates to sales and use tax; to establish a collaborative working group to develop certain proposals and make certain reports regarding component parts of immovable property for purposes of sales and use tax; to provide for applicability and retroactivity;

AMENDMENT NO. 3

On page 3, between lines 21 and 22, insert the following:
"Section 2. R.S. 47:301(16)(q) is hereby enacted to read as follows:

§301. Definitions

(16)

(q) For purposes of sales and use taxes imposed by the state, any statewide taxing authority, or any political subdivision, the term "tangible personal property" shall not include any property that would have been considered immovable property prior to the enactment on July 1, 2008, of Act No. 632 of the 2008 Regular Session of the Legislature.

Section 3.A. The purpose of Sections 2 and 3 of this Act are to restore the prior definition of a component part for sales tax purposes consistent with Act No. 301 of the 2005 Regular Session of the Louisiana Legislature and Act No. 594 of the 2006 Regular Session of the Louisiana Legislature.

B. Act No. 632 of the 2008 Regular Session of the Legislature was enacted to define component parts of immovable property within the Louisiana Civil Code. Such instrument was introduced, considered, and enacted in accordance with the provisions of Article III, Section 2(A)(3) of the Constitution of Louisiana. The amendment of Civil Code Articles 466 and 508 as contained in Act No. 632 of the 2008 Regular Session of the Legislature shall not be interpreted or in any way construed to change the characterization of component parts of immovable property for proposes of any tax imposed by the state or any of its political subdivisions.

Section 4.A. There is hereby established the following

collaborative working group of state and local tax administrators and industry representatives for the purpose of assisting in developing policy regarding the determination of which items should be considered as moveable or immovable property for the purposes of state and local sales and use tax. Representatives of each of the

following shall serve as members of the group:

Page 14 SENATE

June 23, 2009

- The Louisiana Association of Business and Industry
- The Louisiana Hospital Association.
- The Louisiana Chemical Association.
- The Louisiana Pulp and Paper Association.
 The Louisiana Mid-Continent Oil and Gas Association.
- The Society of Louisiana Certified Public Accountants.
- The tax section of the Louisiana State Bar Association. The Louisiana Association of Tax Administrators.
- The Police Jury Association of Louisiana.
- (10) The Louisiana Municipal Association.
- (11) The Louisiana School Boards Association.
- (12) Three persons designated by the Louisiana Department of Revenue.
- The Department of Revenue shall call an organizational meeting of the group no later than August 15, 2009, at which the group shall elect a chairman who shall be responsible for calling future meetings and organizing the work of the group. The group shall meet at least once each calendar quarter thereafter. The members of the group shall serve without compensation.
- C. The group shall study and develop specific proposals on the definition of tangible personal property under Chapters 2, 2-A, 2-B and 2-D of Title 47 of the Louisiana Revised Statutes of 1950. The group shall report its policy recommendations to the chairmen of the House Committee on Ways and Means and Senate Committee on

Revenue and Fiscal Affairs no later than January 31, 2011.

D. The group shall cease to exist on June 30, 2011.

Section 5. The provisions of Sections 2 and 3 of this Act are declared to be remedial, curative, and procedural and therefore shall be applied retroactively as well as prospectively, and shall apply to all transactions occurring on or after the enactment on July 1, 2008, of Act No. 632 of the 2008 Regular Session of the Legislature."

AMENDMENT NO. 4

On page 3, at the beginning of line 22, delete "Section 2." and insert

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Guillory	Mount
Alario	Hebert	Murray
Amedee	Heitmeier	Nevers
Appel	Jackson	Ouinn
Broome	Kostelka	Riser
Cheek	LaFleur	Shaw
Crowe	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Frdey	Michot	

Total - 34

NAYS

Claitor

Total - 1

ABSENT

Gray Evans Donahue Gautreaux N Morrish

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Long moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

34th DAY'S PROCEEDINGS

SENATE BILL NO. 10—

BY SENATORS DUPRE, ADLEY AND SHAW AND REPRESENTATIVES BOBBY BADON, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, CORTEZ, GISCLAIR, SAM JONES, KLECKLEY, LAMBERT, LANDRY, LITTLE, MILLS, MONICA, MONTOUCET, MORRIS, PUGH, SIMON AND WHITE

AN ACT To enact R.S. 47:301(10)(ff) and (18)(p), relative to sales and use tax imposed by the state or any political subdivision of the state; to grant an exclusion for certain tertiary recovery projects; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 10 by Senator Dupre

AMENDMENT NO. 1

On page 1, delete line 2 through 4 in their entirety and insert the

"To amend and reenact R.S. 47:633.4(B)(2), and to enact R.S. 47:301(10)(ff) and (18)(p), relative to taxation related to oil production from certain crude oil tertiary recovery projects; to provide an exclusion from state and local sales and use taxes for certain tertiary recovery projects; to reduce the severance tax on oil production for certain tertiary recovery projects; and to provide for related matters.'

 $\frac{\text{AMENDMENT NO. 2}}{\text{On page 1, line 6, after "Section 1." and before "R.S. 47:301(10)(ff)" insert "R.S. 47:633.4(B)(2) is hereby amended and reenacted and"}$

AMENDMENT NO. 3

On page 2, between lines 9 and 10, insert the following: "\$633.4. Tertiary recovery incentive

(2) Payout shall be determined at a public hearing held before the assistant secretary of the office of conservation. Once payout has been achieved severance tax shall be due in regard to all future production within the qualified tertiary recovery project as provided by law, with the exception of production within a carbon dioxide (CO²) tertiary recovery project which is permitted on or after July 1, 2009. For all taxable periods beginning on and after July 1, 2010, the severance tax on future production within a carbon dioxide (CO²) tertiary recovery project using anthropogenic carbon dioxide which is permitted after July 1, 2009, shall be reduced by fifty percent of the tax that otherwise would be due.

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

ROLL CALL

The roll was called with the following result:

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith

Page 15 SENATE

June 23, 2009

Dorsey Marionneaux Thompson Duplessis Martiny Walsworth

Total - 36

NAYS

Total - 0

ABSENT

McPherson Gray Evans Kostelka

Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 20—
BY SENATORS CHAISSON AND THOMPSON AN ACT

To repeal R.S. 11:1601(3)(b), relative to district attorneys; to provide for eligibility into the District Attorneys' Retirement System; to remove certain prohibitions; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Reengrossed Senate Bill No. 20 by Senator Chaisson

AMENDMENT NO. 1 On page 1, line 10, after "system" and before "contributions" change "the" to "any"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were rejected. Senator Chaisson moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 33— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 47:305.51, relative to the sales tax exemption for purchases of utilities used by certain steelworks and blast furnaces; to change the business classification required for eligibility for the exemption from Standard Industrial Classification (SIC) Sector 3312 to North American Industry Classification System (NAICS) Sector 331111, as it existed in 2002; to provide relative to terms and definitions; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed Senate Bill No. 33 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:305.51," and before "relative" insert "and to enact R.S. 47:301(10)(ff),"

MENDMENT NO. 2

On page 1, at the beginning of line 7, after "definitions;" and before "to" insert the following: "to provide for a state and local sales and use tax exemption for certain purchases of items of tangible personal property by the Military Department;'

AMENDMENT NO. 3

On page 1, line 9, after "reenacted" and before "to" insert "and R.S. 47:301(10)(ff) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following: §301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

(ff) For purposes of sales taxes imposed by the state or any political subdivision of the state, the term "retail sale" or "sale at retail" shall not include sales of tangible personal property by the Military Department, state of Louisiana, which occur on an installation or other property owned or operated by the Military Department.

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

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Total - 0

ABSENT

Total - 0

Page 16 SENATE

June 23, 2009

The Chair declared the amendments proposed by the House were rejected. Senator Chaisson moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 55—
BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN

To amend and reenact R.S. 56:699.1, 699.2 and 699.8(B), relative to issuance of hunting licenses; to require completion of a firearm and hunter education course by certain persons; to provide for a firearm and hunter safety card; to provide with respect to persons authorized to issue hunting licenses; to prohibit certain actions; to provide for temporary firearm hunter education deferral license; to provide for nonresident temporary firearm and hunter education deferral license; to provide an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 55 by Senator

AMENDMENT NO. 1

On page 1, line 4, delete "to provide for a firearm and hunter safety

AMENDMENT NO. 2

On page 1, at the end of line 12, delete the semi-colon ";" and delete line 13 in its entirety

AMENDMENT NO. 3

On page 1, line 14, delete "A."

AMENDMENT NO. 4

On page 2, delete lines 3 through 7 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erđey	Michot
Alario	Gautreaux B	Morrell
Amedee	Gautreaux N	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Total - 36	•	

NAYS

Marionneaux

Total - 1

ABSENT

Gray Evans Morrish

Total - 2

34th DAY'S PROCEEDINGS

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 57—
BY SENATORS B. GAUTREAUX AND NEVERS
AN ACT
AN ACT
11.62(10) 1307(

To amend and reenact R.S. 11:62(10), 1307(E), and 1335(B), to enact R.S. 11:1312.1, and to repeal R.S. 11:1307(C) and 1312, relative to the State Police Pension and Retirement System; to create the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for effective dates; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 57 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1312.1" delete the comma "," and insert "and Part XVII of Chapter 2 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:3480"

AMENDMENT NO. 2

On page 1, line 6, after "program;" insert "relative to retirement systems serving firefighters in certain municipalities; to provide for a ten year participation period in the Deferred Retirement Option Plan for members of such systems;

AMENDMENT NO. 3

On page 5, line 6, after "provisions of" insert "Sections 1 and 2 of"

On page 5, line 9, after "provisions of" insert "Sections 1 and 2 of"

<u>AMENDMENT NO. 5</u>

On page 5, between lines 19 and 20 insert the following:

"Section 5. Part XVII of Chapter 2 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:3480, is hereby enacted to read as follows:

Part XVII. Fireman's Pension and Relief Funds in Municipalities of 425,000 or more

§3480. Deferred Retirement Option Plan
Notwithstanding any other provision of law to the contrary, the board of trustees of any Louisiana public retirement system, plan, or fund for firefighters of any municipality having a population in excess of four hundred and twenty-five thousand according to the most recent federal decennial census, may elect, by a majority vote of all trustees, to increase the maximum participation period of the Deferred Retirement Option Plan of such system up to one hundred and twenty months for all members of such system entering the Deferred Retirement Option Plan on or after the effective date of this Any member participating in the system's Deferred Retirement Option Plan on the effective date of this Section may elect to extend his participation period such that the total participation period is not more than one hundred and twenty months. Such election shall be made within sixty days of the effective date of this Section. The provisions of this Section shall not apply to any person participating in a Back-Deferred Retirement Option Plan or Program or to any person who has participated in a Deferred Retirement Option Plan on a retroactive basis."

AMENDMENT NO. 6

On page 5, at the beginning of line 20, change "Section 5." to "Section 6."

Page 17 SENATE

June 23, 2009

AMENDMENT NO. 7

On page 5, at the end of the page, insert the following:

'Section 7. The provisions of this Section and Section 5 of this Act shall become effective on July 1, 2009; if vetoed by the governor and subsequently approved by the legislature, this Section and Section 5 of this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later."

Senator B. Gautreaux moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Quinn
Cheek	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	

Total - 37

NAYS

Claitor Total - 1

ABSENT

Gray Evans Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator B. Gautreaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 95—

BY SENATORS MARTINY AND MORRELL AND REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LIGI, LOPINTO, TALBOT AND WILLMOTT

33:2476.4, relative to Jefferson Parish; to provide for a secretary for any municipal fire and police civil service board in Jefferson Parish; to provide for the assignment of secretarial duties for the Jefferson Parish Fire Civil Service Board; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 95 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 17, delete "and civil service classification,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome	Erdey Gautreaux B Gautreaux N Guillory Hebert Heitmeier	Michot Morrell Morrish Mount Murray Nevers
Cheek	Jackson	Ouinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Gray Evans Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Martiny moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 102-

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 33:9100.1, 9100.3(A), 9100.4(B), 9100.5, 9100.6(A), 9100.7(A) and (C), and 9100.11, to enact R.S. 33:9100.9(E), to repeal R.S. 33:9100.10, relative to the East New Orleans Neighborhood Advisory Commission; to provide for commission membership; to provide for commission jurisdiction; to provide for terms; to provide for officers and meetings; to provide for staff; to require notice from governing authority regarding zoning and building permits; to require that views of the commission to be presented only by their officers; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 102 by Senator Duplessis

AMENDMENT NO. 1 On page 2, line 19, delete "area"

AMENDMENT NO. 2

On page 3, line 11, after "or organization" insert "within the commission area

AMENDMENT NO. 3

On page 5, line 19, change "an existing zoning" to "any existing

Page 18 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 102 by Senator Duplessis

AMENDMENT NO. 1

On page 3, line 2, change "organization" to "organizations"

AMENDMENT NO. 2

On page 4, line 7, change "commissioner" to "member"

AMENDMENT NO. 3 On page 4, line 27, change "commissioners" to "commission members"

AMENDMENT NO. 4

On page 5, line 1, change "commissioners" to "commission members"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Appel	Guillory	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Gray Evans Hebert Long Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 103-

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:9091.15, a bill relative to Orleans Parish; to create the Oak Island Neighborhood Improvement District; to provide for district boundaries, purpose, governance, and funding, including the levy of a parcel fee; to provide relative to the powers and duties of the district and its governing board; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 103 by Senator **Duplessis**

AMENDMENT NO. 1

On page 2, line 9, change the period "." to a comma "." and on line 10 change "They" to "which"

AMENDMENT NO. 2

On page 2, line 13, delete "of the board"

AMENDMENT NO. 3
On page 2, line 14, change "Commission members" to "Commissioners"

AMENDMENT NO. 4 On page 2, line 26, change "rules and regulations" to "rules, regulations, and bylaws"

AMENDMENT NO. 5

On page 2, line 29, after "including" delete the comma "," and delete "if applicable,"

AMENDMENT NO. 6

On page 4, line 8, change "commission member" 'commissioner'

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henderson to Engrossed Senate Bill No. 103 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 17, change "Commission members" to 'Commissioners'

AMENDMENT NO. 2 On page 7, line 4, "commission members" change 'commissioners'

AMEN<u>DMENT NO. 3</u>

On page 7, line "commissioner" 7, "commission member" change

AMENDMENT NO. 4 On page 7, line 10, change "commission member" "commissioner"

AMENDMENT NO. 5 On page 7, line "commissioner" 11, change "commission member" to

<u>AMENDMENT NO. 6</u>

On page 7, line 17, change "commission member" "commissioner"

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

ROLL CALL

The roll was called with the following result:

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe	Erdey Gautreaux B Gautreaux N Guillory Hebert Heitmeier Jackson Kostelka	Michot Morrell Morrish Mount Murray Nevers Quinn Riser Shaw
Crowe Donahue	Long	Shaw Smith

Page 19 SENATE

June 23, 2009

Dorsey Marionneaux Thompson Duplessis Martiny Walsworth Dupre McPherson

Total - 38

NAYS

Total - 0

ABSENT

Gray Evans Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 104— BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:9080.3, relative to improvement districts in Orleans Parish; to create the Lakewood East Security and Neighborhood Improvement District; to provide that the Lakewood East Homeowners Association shall govern the district; to provide for the purpose, boundaries, parcel fee, budget, powers and duties of the district; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 104 by Senator **Duplessis**

AMENDMENT NO. 1

On page 1, line 12, change "hereinafter referred to" to "referred to in this Section'

AMENDMENT NO. 2

On page 2, line 11, change "hereinafter referred to" to "referred to in this Section'

AMENDMENT NO. 3

On page 2, delete line 12 and insert ""board"."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 104 by Senator Duplessis

AMENDMENT NO.

On page 3, line 17, following "by" insert "a"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw

Donahue Dorsey Duplessis Dupre	Long Marionneaux Martiny McPherson	Smith Thompson Walsworth
Total - 38		

NAYS

Total - 0

ABSENT

Gray Evans Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Duplessis moved to reconsider the vote by which the amendments were rejected and laid the motion on the

SENATE BILL NO. 179-

BY SENATORS CROWE AND THOMPSON

AN ACT To amend and reenact R.S. 34:3494(A) and (B)(5) and (9), 3495(A) and (B), and 3504(F), to enact R.S. 34:3494(B)(10) and (11), and 3506(D), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide relative to the jurisdiction of the authority; to increase the membership of the board of commissioners; to provide for the terms of office for the board of commissioners; to remove legislative oversight of rules and regulations for maintenance and operation of the authority; to provide for budgets and financial reports of the authority; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 179 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 2, after "and (9)", insert ", and"

AMENDMENT NO. 2

On page 1, line 2, after "3495", delete "(A) and" and "and 3504(F),"

AMENDMENT NO. 3

On page 1, at the end of line 6, delete "to", delete line 7 in its entirety, and on line 8, remove "of the authority;"

AMENDMENT NO. 4

On page 1, line 11, after "and (9)" insert ", and"

 $\frac{AMENDMENT\ NO.\ 5}{On\ page\ 1,\ line\ 11,\ after}\ "3495",\ delete\ "(A)\ and"\ and\ "and\ 3504(F)"$

AMENDMENT NO. 6
On page 1, line 15, change "fifteen" to "sixteen"

AMENDMENT NO. 7

On page 2, line 2, change "eleven" to "twelve"

AMENDMENT NO. 8

On page 2, between lines 15 and 16, insert the following:

"(11) One member selected by the New Orleans Public Belt
Railway, and appointed by the governor, who shall be a nonvoting member.

AMENDMENT NO. 9

On page 2, line 16, change "(11)" to "(12)"

Page 20 SENATE

June 23, 2009

AMENDMENT NO. 10

On page 2, delete lines 22 through 27 in their entirety and insert the following in lieu thereof:

AMENDMENT NO. 11

On page 3, delete lines 6 through 10 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 179 by Senator Crowe

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on Transportation, Highways, and Public Works, on line 2, following "and (9)", delete the remainder of the line and insert "change the "," to "and""

AMENDMENT NO. 2

In House Committee Amendment No. 4, proposed by the House Committee on Transportation, Highways, and Public Works, on line 9, following ""and(9)" delete the remainder of the line and insert "change the "," to "and""

AMENDMENT NO. 3

On page 1, line 3, change "and (11)" to ", (11), and (12)"

AMENDMENT NO. 4

On page 1 line 12, change "and (11)" to ", (11), and (12)"

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

ROLL CALL

The roll was called with the following result:

YEAS

3.6 15 11 .	E 1	3.51.1
Mr. President	Erdey	Michot
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Appel	Guillory	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 34

NAYS

Amedee

Marionneaux

Total - 2

ABSENT

Gray Evans

Morrell

Total - 3

Morrish

The Chair declared the amendments proposed by the House were concurred in. Senator Crowe moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 208-

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 38:334(A), relative to levee districts; to provide relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

34th DAY'S PROCEEDINGS

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Reengrossed Senate Bill No. 208 by Senator Amedee

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 1,\ line\ 2,\ after\ "R.S."\ delete\ "38:334(A)"\ and\ insert\ "38:291(F)(2)(introductory\ paragraph)\ and\ (f)\ and\ 334(A)"$

AMENDMENT NO. 2

On page 1, line 3, after "District;" insert "to increase the number of levee commissioners;'

AMENDMENT NO. 3

On page 1, line 7, after "R.S." delete "38:334(A) is" and insert "38:291(F)(2)(introductory paragraph) and (f) and 334(A) are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following: "\$291. Naming; limits of districts; composition of boards

- F. Lafourche Basin Levee District.
- (2) In accordance with the provisions of R.S. 38:304, the governor shall appoint nine eleven persons from each parish or part of a parish in the district to serve as levee commissioners as follows:
- (f) Three Five members to be appointed from the district at

AMENDMENT NO. 5

On page 1, line 11, change "fifty" to "fifty-seven"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
T-4-1 27		

Total - 37

NAYS

Total - 0

ABSENT

Total - 2

Gray Evans Kostelka

The Chair declared the amendments proposed by the House were concurred in. Senator Amedee moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

Page 21 SENATE

June 23, 2009

SENATE BILL NO. 222—

BY SENATORS ADLEY, JACKSON, MCPHERSON AND SHAW AND REPRESENTATIVES BILLIOT, HENRY BURNS, DIXON, DOERGE, DOWNS, GUINN, HOWARD, MORRIS, NORTON AND ST. GERMAIN AN ACT

To amend and reenact R.S. 34:2309(9), relative to powers and an artifaction of the Park Pivar Waterway Commission; to adjust the

authority of the Red River Waterway Commission; to adjust the uses to which the commission's ad valorem property tax is allocated; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 222 by Senator Adley

AMENDMENT NO. 1

On page 1, line 16, delete "three tenths" and insert in lieu thereof 'fifty-two hundredths'

<u>AMENDMENT NO. 2</u>

On page 2, line 2, delete "seven tenths" and insert in lieu thereof "eighty-two hundredths"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 222 by Senator Adley

AMENDMENT NO. 1

On page 2, line 3, following "district" delete the remainder of the line and insert "." and delete lines 4 and 5 in their entirety.

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

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Total - 0

ABSENT

Gray Evans Morrish Nevers Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 281— BY SENATOR APPEL AND REPRESENTATIVE ELLINGTON

AN ACT To enact Chapter 5-S of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.161 through 167, and R.S. 36:744(CC) and 801.23, relative to state museums; to create the Schepis Museum advisory board in the Department of State; to provide for powers and duties of the board; to provide for funding; to provide for the disposition of property; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 281 by Senator

<u>AMENDMENT NO. 1</u> On page 2, line 17, between "<u>the</u>" and "<u>Senate</u>" insert "<u>Louisiana</u>"

AMENDMENT NO. 2 On page 3, line 29, change "operations of the museum" to "museum operations"

AMENDMENT NO. 3
On page 7, delete lines 9 and 10 and insert the following:
"B. If the transfer provided for in this Act is not made within four years of July 1, 2009, this Act shall be null and void and of no

Section 4. This Act shall become effective on the effective date of an appropriation of funds by the legislature to fund the provisions of this Act.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 281 by Senator Appel

AMENDMENT NO. 1

On page 3, line 7, following "executive committee" change "and/or" to "and"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 36	•	

NAYS

Total - 0

Page 22 SENATE

June 23, 2009

ABSENT

Amedee Gray Evans Morrish

Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Appel moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 296—

BY SENATOR B. GAUTREAUX AND REPRESENTATIVE ROBIDEAUX AN ACT

To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i) and (ii) and (c), (3)(b) and (c), and (5), 542(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (5)(a)(i) and (b), and (E), and 883.1(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (E), and (F), to enact R.S. 11:102.1, 102.2, 542(C)(4)(d) and (e) and (F), and 883.1(C)(4)(d) and (e) and (G), and to repeal R.S. 11:542(D) and 883.1(D), relative to the liabilities of the state retirement systems; to provide for payment of such liabilities; to provide for employer contributions; to limit creation of certain additional liabilities through benefit increases; to provide for an effective date; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 296 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 5, lines 15 and 16, change "Items (i) through (iv) of Paragraph (3)" to "Items (3)(d)(i) through (iv)"

Senator B. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Martiny
Adley	Gautreaux B	McPherson
Alario	Gautreaux N	Michot
Appel	Gray Evans	Morrell
Broome	Guillory	Morrish
Cheek	Hebert	Mount
Claitor	Heitmeier	Murray
Crowe	Jackson	Nevers
Dorsey	Kostelka	Quinn
Duplessis	Long	Riser
Dupre	Marionneaux	Shaw
Total - 33		

NAYS

Walsworth Donahue

Total - 2 ABSENT

Smith Amedee LaFleur Thompson Total - 4

34th DAY'S PROCEEDINGS

The Chair declared the amendments proposed by the House were concurred in. Senator B. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 302– BY SENATOR BROOME

AN ACT To amend and reenact R.S. 15:902.3(A) and 902.4(A), (B) and (D), relative to the Department of Corrections; to provide relative to juvenile placement; to provide relative to the conversion of Jetson Center for Youth; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 302 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, after "902.4(A), (B), and (D)" and before the comma "," insert "and to enact R.S. 15:902.5"

AMENDMENT NO. 2

On page 1, line 4, after "Youth;" and before "and to" insert "to provide for standards for juvenile facilities; to provide for definitions; to provide for development of a comprehensive plan for implementation of evidence-based programs; to require a report and submission to specified entities;"

AMENDMENT NO. 3

On page 1, line 8, after "reenacted" and before "to" insert "and R.S. 15:902.5 is hereby enacted"

AMENDMENT NO. 4

On page 2, line 3, after "applicable." delete the remainder of the line

AMENDMENT NO. 5

On page 2, delete line 4 in its entirety

AMENDMENT NO. 6

On page 4, delete lines 28 and 29 in their entirety and insert the following:

§902.5. Standards for juvenile facilities

- A. The Department of Public Safety and Corrections, office juvenile justice shall submit to the Juvenile Justice Implementation Commission, House Judiciary Committee, and Senate Judiciary Committee B on biannual basis the Performance-based Standards (PbS) reports along with the Facility Improvement Plans, for Bridge City Center for Youth, Capital Area Center for Youth, and Swanson Center for Youth. These reports shall be provided to each committee by June 15 and December 15 of each year. PbS is a set of national standards establishing the highest quality practices and most effective research-based services for juvenile facilities.

 B. The following words shall have the following meanings.

 (1) "Agency" means: The Department of Public Safety and Corrections, office of juvenile justice.

 (2) "Cost effective" means that cost savings realized over a
- reasonable period of time are greater than costs.
 (3) "Evidence-based program" means a program that:
- (a) Incorporates significant and relevant practices based on scientifically based research; and
- (b) Is cost effective.
 (4) "Program" means a treatment or intervention program or service that is intended to:
- (a) Reduce the propensity of a person to commit crimes;
 (b) Improve the mental health of a person with the result of reducing the likelihood that the person will commit a crime or need emergency mental health services; or

Page 23 SENATE

June 23, 2009

(c) Reduce the propensity of a person who is less than eighteen years of age to engage in antisocial behavior with the result of reducing the likelihood that the person will become a juvenile offender.
(5) "Program" does not include an educational program or

service that an agency is required to provide to meet educational requirements imposed by state law or a program that provides

basic medical services.

(6) "Scientifically based research" means research that obtains reliable and valid knowledge by:

(a) Employing systematic, empirical methods that draw on

observation or experiment;
(b) Involving rigorous data analyses that are adequate to test the stated hypotheses and justify the general conclusions drawn; and

(c) Relying on measurements or observational methods that provide reliable and valid data across evaluators and observers, across multiple measurements and observations and across

studies by the same or different investigators.

C. Development of a Comprehensive Plan for the Implementation of Evidence-Based Programs and Practices for Secure Care Facilities and Community-Based Programs.

- (1) The Department of Public Safety and Corrections, office of juvenile justice shall develop a comprehensive plan for the implementation of evidence-based programs and practices within secure care facilities and community-based programs. This report should identify the types of evidence-based programs to be implemented in the secure care facilities. This report shall be provided to Justice Implementation Commission, House Judiciary Committee, and Senate Judiciary Committee B by December 30, 2009. This plan shall address and incorporate the <u>following:</u>
- (a) Assess risk. Offender risk/need assessments drive effective programs. Objective, standardized, and validated assessment of youth risk and need factors shall be used.
- Target treatment to risk level of youth offenders. Proven treatment interventions that target known predictors of crime and recidivism to prepare youth offenders for success in the community shall be used.

(c) Develop and implement evidence-based programs. Programs that are based upon scientifically designed research and have demonstrated to be effective in reducing recidivism

shall be used.

(d) Cognitive behavioral and social learning approaches in treatment services shall be used. Systematic use of behavioral contingencies including rewards and/or incentives is an integral component of all treatment services. Training skills with guided practice such as modeling, behavioral rehearsal, and performance feedback.

(e) Conduct interventions in an appropriate setting,

matching youth and interventions based on an assessment of risk, need, and responsivity.

(f) Ensure fidelity of program to evidence-based model. Well-trained staff implement programs. Staff shall deliver services as designed, beginning with assessment and continuing through aftercare. Staff shall receive ongoing training and clinical supervision.

(g) Address youth responsivity. Treatment services and staff shall be matched to the needs and abilities of the youth, including motivation, personality characteristics, identity characteristics such as age, gender, race, and ethnicity, and

cognitive/intellectual abilities.

(h) Plan for reintegration. Support youth offenders toward completion of treatment. Involve families, provide continuity in programming, and structured support during transitions in treatment, placement, and/or supervision level. Ensure youth receive specific aftercare services such as relapse prevention and safety plans and ongoing support in home communities.

(i) Evaluate programs and control quality. Measure relevant practices and provide feedback to ensure quality. Conduct evaluations to establish evidence of reduced recidivism

and replicate programs that produce the desired outcomes.

(j) Make certain programs are supported by qualified and involve leadership, staff, and community."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 302 by Senator Broome

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 1, line 22, following "on" and before "biannual" insert "a"

AMENDMENT NO. 2 In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 1, line 36, following "research" change "; and" to ".'

AMENDMENT NO. 3

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 2, following "to" insert "do any of the following"

AMENDMENT NO. 4

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 3, following "crimes" change ";" to ".

AMENDMENT NO. 5

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 6, following "services" change "; or" to ".'

AMENDMENT NO. 6

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 16, following "experiment" change ";" to ".

AMENDMENT NO. 7

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 18, following "drawn' change "; and" to "."

AMENDMENT NO. 8

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 27, following "justice" insert ","

AMENDMENT NO. 9

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 45, change "and/or" to "or"

AMENDMENT NO. 10

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 2, line 51, insert "shall" following

AMENDMENT NO. 11

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 3, line 3, change "and/or" to "and'

AMENDMENT NO. 12

In House Committee Amendment No. 6 proposed by the House Committee on Judiciary, on page 3, line 10, following "qualified" insert "personnel"

AMENDMENT NO. 13

On page 2, line 14, following "twelve" change "youth" to "youths"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Reengrossed Senate Bill No. 302 by Senator Broome

AMENDMENT NO. 1

On page 2, line 10, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth

Page 24 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

AMENDMENT NO. 2 On page 2, lines 24 and 25, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth"

AMENDMENT NO. 3

On page 3, line 29, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth

AMENDMENT NO. 4

On page 4, line 12, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth'

AMENDMENT NO. 5

In Amendment No. 6 proposed by the House Committee on Judiciary and adopted by the House on June 3, 2009, on page 1, lines 24 and 25, change "Capital Area Center for Youth" to "Louis Jetson Center

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37 NAYS

Total - 0

ABSENT

LaFleur Smith

Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Broome moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senator Michot in the Chair

SENATE BILL NO. 303-

BY SENATORS RISER, THOMPSON AND WALSWORTH AND REPRESENTATIVE PONTI

AN ACT

To enact R.S. 23:1203.1, relative to medical treatment in workers' compensation matters; to provide for definitions; to provide a process for adoption of a medical treatment schedule for use in making medical treatment decisions in workers' compensation matters; to provide for the promulgation of rules; to provide that the schedule shall be based on certain guidelines; to provide for appointment of a medical advisory council to be chosen by the director of the office of workers' compensation administration; to provide regarding the membership of such a council; to provide with respect to time frame for authorization of medical services; to provide relative to disputes as to recommended care that varies from the medical treatment schedule; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Reengrossed Senate Bill No. 303 by Senator Riser

AMENDMENT NO. 1 On page 6, after line 8, insert the following: "Section 2. If House Bill No. 841 of this 2009 Regular Session of the legislature is enacted and becomes law, the provisions of that Act amending R.S. 23:1472(4) and enacting R.S. 23:1600.1 and 1602(4) are hereby declared null and shall not be given effect. Any official upon whom the referenced provisions of law as contained in that Act impose any duty is hereby directed and instructed to give no effect to the provisions thereof and perform no act with regard thereto. This Section supersedes the referenced provisions notwithstanding the timing of final passage of this Act and that Act.

Section 3. 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. legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Tetal 20	•	

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were rejected. Senator Riser moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 308— BY SENATOR MCPHERSON

AN ACT
To amend and reenact R.S. 48:285, 286(A)(1) and (B), 287, 288, 289(B), the introductory paragraph of 290(B), the introductory paragraph of 290(C), and (D), 291, the introductory paragraph of 292(B), 292.1(B), 293, and 294, relative to employment of consultants; to provide relative to the requirements for employment of consultants by the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Page 25 SENATE

June 23, 2009

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 308 by Senator McPherson

AMENDMENT NO. 1

On page 3, line 11, after "department" and before "send" delete "may" and insert in lieu thereof "shall"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38

NAYS

Gray Evans

Total - 1

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 1—
BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHOT, MURRAY, SMITH, THOMPSON AND WALSWORTH

A JOINT RESOLUTION
Proposing to amend Article VII, Section 10(F)(2)(a) and (b) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 1 by Senator Chaisson

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 1,\ line\ 2,\ after}\ "(b)"\ and\ before\ "of\ the"\ insert\ "and\ to\ enact$ Article VII, Section 10(F)(4)(g)'

AMENDMENT NO. 2

On page 1, at the end of line 6, insert "to prohibit the limited redirection and transfer of certain funds;

AMENDMENT NO. 3

On page 1, line 12, after "(b)" and before "of the" insert "and to enact Article VII, Section 10(F)(4)(g)"

AMENDMENT NO. 4

On page 2, line 3, after "(2)(a)" and before "Notwithstanding" insert

AMENDMENT NO. 5

On page 2, line 18, after the period "." and before "Any" insert "(ii)"

AMENDMENT NO. 6

On page 2, between lines 22 and 23, insert the following:

"(iii) Any adjustments pursuant to this Subsubparagraph which are in excess of five percent shall not be applicable to any fund established by law or this constitution to the extent such dedication or appropriation is derived from the imposition, assessment, or collection of a fee. Any such adjustments pursuant to this Subsubparagraph which are in excess of five percent shall not exceed five percent for any line item appropriation from only fund established by low or this appropriation from any fund established by law or this constitution.

AMENDMENT NO. 7

On page 2, line 23, after "(b)" and before "Notwithstanding" insert

On page 3, line 13, after the period "." and before "Any" insert "(ii)"

AMENDMENT NO. 9

On page 3, at the end of line 17, insert the following:

'(iii) Any adjustments pursuant to this Subsubparagraph which are in excess of five percent shall not be applicable to any fund established by law or this constitution to the extent such dedication or appropriation is derived from the imposition, assessment, or collection of a fee. Any such adjustments pursuant to this Subsubparagraph which are in excess of five percent shall not exceed five percent for any line item appropriation from any fund established by law or this constitution.

(iv) For the purpose of this Subparagraph, and for the determination if monies are available for appropriation pursuant to Article VII, Section 10.3(C)(1), the Revenue Estimating Conference may include federal funds available as a result of the American Recovery and Reinvestment Act of 2009 in the official forecast.'

AMENDMENT NO. 10

On page 3, between lines 18 and 19, insert the following:

"(4) The provisions of Subparagraphs (1) and (2) of this Paragraph shall not be applicable to, nor affect:

(g) The Transportation Trust Fund as provided in Article VII, Section 27 of this constitution.

AMENDMENT NO. 11

On page 4, line 6, after "constitution" change the period "." to a semicolon ";" and insert the following: "to limit the amount to not more than five percent available for appropriation from a fund which is derived from the imposition, assessment, or collection of a fee; to authorize the incorporation of certain federal funds into the official revenue forecast for adjustments of allocations and appropriations and for use of the Budget Stabilization Fund. To prohibit adjustments of allocations and appropriations from the Transportation Trust Fund.'

Page 26 SENATE

June 23, 2009

AMENDMENT NO. 12

On page 4, at the end of line 7, delete "(b))" and insert "(b); adds Article VII, Section 10(F)(4)(g))"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 1 by Senator Chaisson

On page 3, delete lines 26 through 29 in their entirety and on page 4, delete lines 1 through 7 in their entirety and insert the following: "To increase from 5% to 10% the amount of reductions of appropriations or allocations from state funds in any fiscal year in which a deficit is projected; to require that any adjustment in excess of 5% shall only be effective if approved by a majority of the elected members of each house of the legislature; to provide that any adjustment in excess of 5% shall not be applicable to any fund to the extent the dedication or appropriation is derived from a fee; to provide that any adjustment in excess of 5% shall not exceed 5% for any line item appropriation from any fund; to authorize the inclusion of federal funds from the American Recovery and Reinvestment Act of 2009 in the official forecast; to prohibit adjustments of allocations and appropriations from the Transportation Trust Fund. (Amends Article VII, Section 10(F)(2)(a) and (b); Adds Article VII, Section 10(F)(4)(g))"

AMENDMENT NO. 2

Delete House Committee Amendments Nos. 11 and 12 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Reengrossed Senate Bill No. 1 by Senator Chaisson

On page House Committee Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, delete line 3 and insert "10(F)(4)(g) and (h)""

AMENDMENT NO. 2 In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, delete line 9 and insert "10(F)(4)(g) and (h)""

<u>AMENDMENT NO. 3</u>

In House Committee Amendment No. 10 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 2, between lines 19 and 20, insert the following:

"(h) The Conservation Fund as provided in Article VII, Section 10-A of this constitution."

AMENDMENT NO. 4

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, line 14, after "Fund" and before the period "." insert "and Conservation Fund"

AMENDMENT NO. 5

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, line 15, delete "(10)(F)(4)(g)" and insert "10(F)(4)(g) and (h)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Reengrossed Senate Bill No. 1 by Senator Chaisson

34th DAY'S PROCEEDINGS

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, line 17, delete "which are in excess of five percent"

AMENDMENT NO. 2 In House Committee Amendment No. 9 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, line 32, delete "which are in excess of five percent"

AMENDMENT NO. 3

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, line 8, delete "in excess of 5%"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Erdev	McPherson	
Total - 37		

Total - 0

ABSENT

NAYS

Amedee Morrish Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Chaisson moved to reconsider the vote by which the amendments were rejected and laid the motion on the

SENATE BILL NO. 26—
BY SENATORS N. GAUTREAUX, ADLEY, ALARIO, CHEEK, DUPRE, HEBERT, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MICHOT, MORRISH, MURRAY, RISER, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES JANE SMITH, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, ELLINGTON, GISCLAIR, GUINN, MONTOUCET AND SIMON AND SENATORS AMEDEE, DORSEY, DUPLESSIS, B. GAUTREAUX, GRAY EVANS, MCPHERSON, MORRELL, NEVERS AND THOMPSON

To enact R.S. 47:6035 and to repeal R.S. 47:38 and 287.757 and R.S. 51:2458(2), relative to individual income and corporate income tax credits; to increase the tax credit for the cost of qualified clean-burning motor vehicle fuel property; to increase the tax credit for the purchase of a motor vehicle with qualified cleanburning motor vehicle property installed by the vehicle's manufacturer; to provide relative to certain definitions; to provide for the refund of the tax credit under certain circumstances; to authorize the promulgation of rules and

Page 27 SENATE

June 23, 2009

regulations under certain circumstances; to authorize a qualified employer who receives a rebate in the Louisiana Quality Jobs Program to also claim the tax credit for the conversion of vehicles to alternative fuel usage; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Engrossed Senate Bill No. 26 by Senator N. Gautreaux

On page 1, delete lines 2 through 11 and insert the following:

"To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Program Act; to expand the definition of "new direct job" to include employees of a contract labor provider in certain instances; to provide for definitions; to provide for an effective date; and to provide for related matters.

AMENDMENT NO. 2

On page 1, delete lines 13 through 17 and delete pages 2 through 4 and insert the following:
"Section 1. R.S. 51:2453(4) is hereby amended and reenacted

to read as follows:

§2453. Definitions

The following words or terms as used in this Chapter shall have the following meaning, unless a different meaning appears from the

(4)(a) "New direct job" means employment in this state of an employee working at the average hours per week provided for in R.S. 51:2455(E)(2), who was not previously on an employer's payroll in Louisiana, nor previously on the payroll of such employer's parent entity, subsidiary, or affiliate in Louisiana, or previously on the payroll of any business whose physical plant and employees are substantially the same as those of the employer in Louisiana. Such job shall be with an employer that has qualified to receive a rebate pursuant to the provisions of this Chapter, which job did not exist in this state prior to the effective date the application was filed by the employer with the Department of Economic Development pursuant to the provisions of R.S. 51:2455 and which job is filled by an

individual domiciled in the state of Louisiana.

(b) "New direct job" may also mean employment in the state of Louisiana of an employee under contract at an eligible company to perform duties in connection with the operation of the employer for the average hours per week provided for in R.S.

51:2455(E)(2).

(i) New direct jobs under this definition shall fulfill all obligations for incentives under the Quality Jobs Program if all of the following criteria are met:

(aa) The eligible company's wages and benefits are consistent with Paragraphs (1) and (3) of this Section and is not an exempted profession or service industry in those Paragraphs.

(bb) The employer under this Section is classified as a

manufacturer as specified by Item (2)(b)(ii) of this Section.

(ii) Any new direct job filled by a contract laborer shall be counted towards fulfilling the employer's direct job and salary requirement provisions of any contractual obligation between the employer and the state of Louisiana provided the wages and benefits paid to the contract laborer meet the requirements defined under the Quality Jobs Program consistent with Paragraphs (1) and (3) of this Section. Provisions for this Item shall apply to all contracts in effect as of July 1, 2009, and any

contracts thereafter.
(iii) Beginning July 1, 2010, employers may claim eighty percent of the total amount paid to the contracting company for wages and benefits for contract laborers for rebates under the provision defined in this Section, provided the wages and benefits paid to the contract laborer are consistent with Paragraphs (1) and (2) of this Section.

(iv) The provisions of this Subparagraph shall be effective through June 30, 2014, at which time they shall become null and void. An employer which prior to June 30, 2014, has been approved by the Department of Economic Development to receive incentive tax rebates under the provisions of this Subparagraph shall continue to receive tax rebates pursuant to the terms of its agreement with the state of Louisiana provided the employer retains eligibility.

(c) "New direct job" shall not mean any job that is a result of

job shifts due to the gain or loss of an in-state contract to supply

goods and services.

(d) "New direct job" shall not mean any employees who were retained following the acquisition of all or part of an in-state business by an employer.

Section 2. This Act shall become effective on July 1, 2009;if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later.'

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
	Gautreaux B	Michot
Adley		
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39	-	
	NIAVC	

NAYS

Total - 0 ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 32-

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 15:1098.7(D), relative to the authority of the governing authority of the parish of St. John the Baptist; to expend an annual tax of one mill for a period of twenty years to fund the cost of housing juveniles; to permit the expenditure of such funds on hand and to be received for operation and maintenance cost and for construction and/or renovation of a facility to house the juvenile probation officers, judges, counselors, and other personnel associated with juvenile services; to provide for an effective date; and to provide for related matters.

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

Page 28 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 32 by Senator Chaisson

AMENDMENT NO. 1

On page 2, line 2, after "received" delete "at" and insert "for"

AMENDMENT NO. 2

On page 2, line 6, after "counselors" insert a comma ","

Senator Chaisson moved to concur in the amendments proposed

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Chaisson moved to reconsider the vote by which the amendments were concurred in and laid the motion on

SENATE BILL NO. 67—

BY SENATORS MCPHERSON, DUPRE, N. GAUTREAUX, HEITMEIER, LONG, RISER AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, DIXON, HINES, LEGER, PEARSON, RICHARD AND ROY

A JOINT RESOLUTION

Proposing to amend Article IV, Section 4 and to add Article III, Section 4(G) and Article IV, Section 21(F) of the Constitution of Louisiana, relative to state elected officials; to provide for the implementation of any salary increase enacted by law for certain state elected officials; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 67 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 4, delete "enacted by law"

AMENDMENT NO. 2

On page 1, line 15, change "Compensation" to "Salary"

AMENDMENT NO. 3

On page 1, line 17, after "(G)" and before "Any" insert "Salary limitation.

AMENDMENT NO. 4

On page 1, line 17, delete "**provided by law**" and insert "of the legislature

AMENDMENT NO. 5

On page 2, line 1, after "office" and before the period "." insert "following the adoption or enactment of the increase"

AMENDMENT NO. 6

On page 2, line 7, after "by law." delete the remainder of the line and insert "An increase in the salary"

AMENDMENT NO. 7

On page 2, line 8, change "any such officer" to "a statewide elected official"

AMENDMENT NO. 8

On page 2, line 9, after "office" and before the period "." insert "following the adoption or enactment of the increase"

AMENDMENT NO. 9

On page 2, line 13, after "(F)" and before "Any" insert "Salary limitation."

AMENDMENT NO. 10

On page 2, line 13, delete "any member of"

AMENDMENT NO. 11

On page 2, line 14, after "effective" insert "for a member of the commission'

AMENDMENT NO. 12

On page 2, delete lines 15 and 16, and insert "term of office for the member of the commission following the enactment of the increase.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 67 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 27, after the period "." delete the remainder of the line and delete line 28 in its entirety and insert the following: "(Amends Article IV, Section 4; Adds Article III, Section 4(G) and Article IV, Section 21(F))"

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

ROLL CALL

The roll was called with the following result:

YEAS

Erdey	Michot
Gautreaux B	Morrell
Gautreaux N	Morrish
Gray Evans	Mount
Guillory	Murray
Hebert	Nevers
Heitmeier	Quinn
Jackson	Riser
Kostelka	Smith
Long	Walsworth
Martiny	
McPherson	
	Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka Long Martiny

Total - 34

Page 29 SENATE

June 23, 2009

NAYS

Shaw Thompson

Total - 2 **ABSENT**

Claitor LaFleur Marionneaux

Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 82-

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 40:1472.1, the introductory paragraph of 1472.2(7), 1472.6(A), 1472.7(A), and 1472.12(A), and to enact R.S. 40:1472.3(L), 1472.4(B)(2), and 1472.5(I), relative to public health and safety; to provide with respect to the regulation of explosives; to provide for the purchase and storage of commercially manufactured black powder; to provide for use in antique devices; to provide exceptions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 82 by Senator LaFleur

AMENDMENT NO. 1 On page 1, line 2, after "1472.2(7)," and before "1472.6(A)" insert "1472.3(C)(1) and (D),"

AMENDMENT NO. 2 On page 1, line 3, change "R.S. 40:1472.3(L)," to "R.S. 40:1472.3(E)(2)(p) and (3)(c) and (L),"

AMENDMENT NO. 3

On page 1, line 5, after "regulation" and before "of" insert "and licensing"

<u>AMENDMENT NO. 4</u> On page 1, line 9, "1472.2(7)," and before "1472.6(A)" insert "1472.3(C)(1) and (D),"

AMENDMENT NO. 5

On page 1, line 10, change "R.S. 40:1472.3(L)," to "R.S. 40:1472.3(E)(2)(p) and (3)(c) and (L),"

AMENDMENT NO. 6

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

C.(1) Licenses shall be required for the following and the fees therefor are as follows:

	1 yr.	2 yr.	3 yr.	4yr.
(a) Manufacturer	\$ 2 00	\$400	\$550	\$700
(b) Dealer-distributor	\$200	\$400	\$550	\$700
(c) User	\$100	\$200	\$250	\$300
(d) Magazine	\$50	\$100	\$150	\$200
(e) Blaster	\$50	\$125	\$200	\$250
(f) Handler	\$50	\$100	\$125	\$150
	ste.	ste.		

D. Such licenses shall be issued by the deputy secretary for a period not to exceed three <u>four</u> years from the date of issuance; excluding magazines which shall be licensed solely on an annual basis . The department may issue blaster and handler licenses to qualified individuals who seek such a license and who are not, at the time of application, employed by a licensed manufacturer, dealer-distributor, or user.

E.

(2) To qualify for a license, an applicant shall:

(p) Not have been determined by a judge of this state or any other state to be a credible threat to the physical safety of another, nor a person who is subjected to the provisions of an active protective order, or prohibited from possessing or receiving a firearm by law.

(c) Cost incurred by the department for processing Louisiana State Police and Federal Bureau of Investigation fingerprint cards shall be borne by the applicant.

AMENDMENT NO. 7

On page 3, between lines 9 and 10 insert the following:

"(3) Black powder in excess of five pounds that is stored at a private residence shall be reported in writing by the homeowner, occupant, or resident, as the case may be, to the chief of a fire district or department of competent jurisdiction.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johnson to Reengrossed Senate Bill No. 82 by Senator LaFleur

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 2, 2009, on page 1, line 22, delete "\$125" and insert "\$100", delete "\$200" and insert "\$150", and change "\$250" to "\$200"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 82 by Senator LaFleur

AMENDMENT NO.

On page 2, line 16, following "primary" and before "common" change "of" to "or"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Reengrossed Senate Bill No. 82 by Senator LaFleur

AMENDMENT NO. 1 On page 1, line 2, after "1472.2(7)," and before "1472.6(A)" insert "1472.3(A)(1) and (E)(1) and (3)(b),"

AMENDMENT NO. 2 On page 1, line 9, "1472.2(7)," and before "1472.6(A)" insert "1472.3(A)(1) and (E)(1) and (3)(b),"

AMENDMENT NO. 3

On page 2, between lines 23 and 24 insert the following:

'A.(1) It shall be unlawful for any person or business to acquire, sell, possess, store, engage in the use of, or otherwise handle explosives in this state, except in conformity with the provisions of this Part. Each manufacturer, dealer-distributor, user, blaster, or handler, as such words are defined in R.S. 40:1472.2, shall possess a valid and subsisting license issued by the deputy secretary. An applicant employed by a licensed manufacturer, shall be permitted to work and to perform duties that would otherwise require a license pursuant to this Part provided the following conditions are all met:

(a) The applicant has submitted a complete application for

a <u>handler license.</u>

(b) The applicant has successfully completed the required training.

Page 30 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

(c) The applicant has been drug screened and found free of controlled dangerous substances.

(d) The applicant is found to meet the suitability requirements for licensing as provided for in this Chapter.

(e) When the conditions in Paragraphs (a), (b) and (c) of this

- Subsection have been fulfilled and the department has preliminarily determined the applicant to be suitable for licensing, the department shall, within five days from receipt of application unless exigent circumstances dictate otherwise, inform the applicant as to his provisional status to begin work.
- (f) During the period as provided for in Paragraph (e), of this Subsection, a currently licensed manufacturer shall be responsible to ensure the applicant performs all activities regulated by this Chapter under their direct supervision or the supervision of a licensed designee in their employ. Such licensee shall direct, coordinate and control all activities of the applicant at all times while at work and shall not permit the applicant to work independently with explosives until fully licensed by the Department of Public Safety and Corrections.
- E.(1) The forms of such licenses and applications shall be prescribed by the deputy secretary and shall require a photo and fingerprint of the applicant as well as such other information and data as the deputy secretary deems appropriate.

(b) The department shall execute a thorough background investigation, including a criminal history check, of every applicant for the purpose of verifying the qualifications of the applicant pursuant to the requirements of this Section. For purposes of this Subparagraph, a background check shall be defined as a computer check of available online state records, as well as national records including but not limited to the federal Interstate Identification Index and fingerprints which shall be forwarded to the Federal Bureau of Investigation for a national identification and criminal history records check and which may include fingerprints of the applicant, if so requested by the department.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Dorsey Duplessis Dupre	Erdey Gautreaux B Gautreaux N Gray Evans Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny	McPherson Michot Morrell Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
Dupre Total - 36	Martiny	Walsworth
10tai - 36		

NAYS

Total - 0

ABSENT

Donahue Guillory Morrish

The Chair declared the amendments proposed by the House were concurred in. Senator LaFleur moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 94—
BY SENATORS DONAHUE, APPEL, CROWE, DORSEY, DUPLESSIS, MORRELL, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT

AN ACT

17.15(E) and to enact R.S. 14:81.2(F),

To amend and reenact R.S. 17:15(E) and to enact R.S. 14:81.2(F), relative to molestation of a juvenile; to provide for the crime of molestation of a juvenile involving an educator; to provide for penalties; to provide for definitions; to provide for reporting of criminal history; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 94 by Senator Donahue

AMENDMENT NO. 1

On page 2, line 13, after "offense" and before "shall" insert a comma and "excluding traffic offenses,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Engrossed Senate Bill No. 94 by Senator Donahue

On page 2, line 16, after "report" and before "shall" delete "as required by this Subsection" and insert "a conviction or plea of guilty or nolo contendere of any criminal offense listed in the provisions of R.S. 15:587.1(C)(1)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39	•	
	NAVC	

NAYS

Total - 0 ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Donahue moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 107—

BY SENATOR CHEEK

AN ACT

To enact Chapter 10 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:781 through 792, and to repeal R.S. 29:735.2(A), relative to emergency volunteer health practitioners; to provide for definitions; to provide for the

Page 31 SENATE

June 23, 2009

regulation of health services during a declared emergency; to provide for volunteer health practitioner registration systems; to provide for administrative sanctions; to provide for a limitation of liability for volunteer health practitioners; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mills to Reengrossed Senate Bill No. 107 by Senator Cheek

On page 5, line 24, after "<u>immediately</u>" delete the comma "," and delete the remainder of the line and delete line 25, and insert "<u>and</u> shall be promulgated as an emergency rule as provided in R.S.

AMENDMENT NO. 2

On page 13, between lines 18 and 19, insert the following:

F. The limitations on liability provided in this Section shall only be effective during the time period set forth in the initial declaration and shall be retroactive to the precipitating event requiring the declaration of disaster or public emergency and for a period of thirty days following the end of the initial declared state of emergency. However, if prior to the expiration of thirty days following the end of the initial declared state of emergency, the governor specifically declares that a public health emergency continues to exist as defined in R.S. 29:762, the limitations on liability shall continue to remain in effect during the time period established by the governor in a declaration issued pursuant to R.S. 29:766.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edwards to Reengrossed Senate Bill No. 107 by Senator Cheek

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 5,\ line\ 2\ after}"\underline{services}"\ and\ before\ the\ period\ \underline{"}"\ insert\ "\underline{so}$ long as the person who receives the health services does not pay and is not asked to pay directly or indirectly for the health services'

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

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey Duplessis Dupre	Erdey Gautreaux B Gautreaux N Gray Evans Hebert Heitmeier Jackson Kostelka Long Marionneaux Martiny McPherson Michot	Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
Dupre Total - 37	Michot	
10tai - 57		

Total - 0

ABSENT

Guillory Total - 2 LaFleur

The Chair declared the amendments proposed by the House were concurred in. Senator Cheek moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 130— BY SENATORS HEBERT, DUPRE, N. GAUTREAUX, MORRELL AND MORRISH AND REPRESENTATIVE KLECKLEY

AN ACT
To amend and reenact R.S. 22:2303(A)(1) and (2) and (D)(1), relative to the Louisiana Citizens Property Insurance Corporation; to provide with respect to the powers, duties, functions and responsibilities of the corporation; to provide for the determination of rates charged by the corporation; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kleckley to Engrossed Senate Bill No. 130 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:2303" delete "(1) and (2)"

AMENDMENT NO. 2 On page 1, line 7, after "R.S. 22:2303" delete "(1) and (2)"

AMENDMENT NO. 3 On page 3, between lines 14 and 15, insert the following:

(3) Prior to determining any such rates, the governing board shall adopt such formulas as may be necessary for determining the rates. The board may establish rating territories as it deems appropriate.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFonta to Engrossed Senate Bill No. 130 by Senator Hebert

AMENDMENT NO. 1

In House Floor Amendment No. 3 proposed by Representative Kleckley and adopted by the House on June 21, 2009, on page 1, at the end of line 9, insert "Any changes to the rating territories shall be approved by House and Senate committees on insurance, acting jointly.

Senator Hebert moved to concur in the amendments proposed by

ROLL CALL

The roll was called with the following result:

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw

Page 32 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Donahue Long Smith Marionneaux Thompson Dorsey **Duplessis** Martiny Walsworth Dupre McPherson

Total - 38 NAYS

Total - 0

ABSENT

Gautreaux N Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Hebert moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

Mr. President in the Chair

SENATE BILL NO. 136-

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 26:73, 272, and 583(C), relative to alcoholic beverage permits; to provide for legal sales characteristics in certain parishes; to provide for restaurant "R" permits, applications and fees; to provide for definitions; to provide for qualifications; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1 On page 2, at the end of line 18, immediately after "premises" insert a period "." and delete "when" and delete line 19 in its entirety

AMENDMENT NO. 2

On page 5, at the end of line 12, immediately after "premises" insert a period "." and delete "when" and delete line 13 in its entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1

On page 3, line 13, following "in" change "Paragraph B(4)" to "Subparagraph (C)(1)(a)"

AMENDMENT NO. 2

On page 6, line 7, following "in" change "Paragraph B(4)" to "Subparagraph (C)(1)(a)"

AMENDMENT NO. 3

On page 7, line 3, following "R.S." and before "," change "26:73(B)" to "26:73(C)"

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

Senator Amedee moved as a substitute motion to reject the amendments proposed by the House.

Senator Jackson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee Kostelka Smith Long Marionneaux Claitor Thompson Duplessis Walsworth Murray Erdey Gautreaux N Ouinn Total - 13

NAYS

McPherson Mr. President Dupre Adley Gautreaux B Michot Alario Gray Evans Morrish Hebert Mount Appel Cheek Heitmeier Nevers Crowe Jackson Riser Donahue LaFleur Shaw Martiny Dorsey

Totál - 23

ABSENT

Broome Guillory Morrell

Total - 3

The Chair declared the substitute motion failed to pass.

ROLL CALL

The roll was called on the original motion to concur in the amendments proposed by the House with the following result:

YEAS

Mr. President Gautreaux B McPherson Adley Guillory Michot Alario Hebert Morrish Heitmeier Mount Appel Cheek Jackson Nevers Donahue LaFleur Shaw Marionneaux Dorsey Dupre Total - 22 Martiny

NAYS

Gautreaux N Amedee Riser Claitor Gray Evans Smith Crowe Kostelka Thompson **Duplessis** Murray Walsworth Quinn Erdey

Total - 14

table.

ABSENT

Broome Morrell Long Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

Recess

On motion of Senator Thompson, the Senate took a recess at 12:10 o'clock P.M. until 1:30 o'clock P.M.

Page 33 SENATE

June 23, 2009

After Recess

The Senate was called to order at 1:55 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dupre	Michot
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Appel	Gautreaux N	Murray
Broome	Gray Evans	Nevers
Cheek	Guillory	Quinn
Claitor	Heitmeier	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis Total - 33	Marionneaux	Walsworth
Total - 33		

ABSENT

Amedee Jackson McPherson Hebert Martiny Morrell Total - 6

The President of the Senate announced there were 33 Senators present and a quorum.

Senate Business Resumed After Recess Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 820 by Representative Guillory, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 782 by Representative Ellington, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 381 by Representative Hoffmann, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 123 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 199 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a

Page 34 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

motion to consider Senate Bill No. 313 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 109 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 163 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 167 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 52 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 75 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 108 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a

Page 35 SENATE

June 23, 2009

motion to consider Senate Bill No. 34 on Third Reading and Final Passage after the $57^{\rm th}$ calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 150 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 245 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 246 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 221 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 228 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 252 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57TH CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a

Page 36 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

motion to consider Senate Bill No. 267 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 287 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 316 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 5 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 172 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 268 on Third Reading and Final Passage after the 57^{th} calendar day and ask the Senate to concur in the same.

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

Message from the House

RELATIVE TO CONSIDERATION AFTER 57^{TH} CALENDAR DAY

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 338 on Third Reading and Final Passage after the 57th calendar day and ask the Senate to concur in the same.

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

Motion to Consider

Senator Riser moved the adoption of a motion to allow the House to consider Senate Bill No. 5 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

Mr. President	Erdev	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsev	Long	Thompson

Page 37 SENATE

June 23, 2009

Duplessis Marionneaux Walsworth Dupre Total - 38 Martiny

NAYS

Total - 0

ABSENT

McPherson Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 5 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Quinn moved the adoption of a motion to allow the House to consider Senate Bill No. 172 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Erdey	Michot	
Total - 37		

Total - 0

ABSENT

NAYS

Claitor McPherson

Total - 2

The Chair declared that the motion to allow the House to consider Senate Bill No. 172 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Gray Evans moved the adoption of a motion to allow the House to consider Senate Bill No. 338 on Third Reading and Final Passage, after the 57th calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser

Crowe Donahue Dorsey Duplessis Dupre Total - 38	Kostelka LaFleur Long Marionneaux Martiny	Shaw Smith Thompson Walsworth
10111 - 30	NAYS	

Total - 0

ABSENT

McPherson Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 338 after the 57th calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Donahue moved the adoption of a motion to allow the House to consider Senate Bill No. 268 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 38	•	
	374370	

NAYS

Total - 0

ABSENT

McPherson Total - 1

The Chair declared that the motion to allow the House to consider Senate Bill No. 268 after the 57^{th} calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Appel moved the adoption of a motion to allow the House to consider Senate Bill No. 183 on Third Reading and Final Passage, after the $57^{\rm th}$ calendar day.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey Gautreaux B	McPherson Michot
Adley		
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount

Page 38 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared that the motion to allow the House to consider Senate Bill No. 183 after the $57^{\rm th}$ calendar day was adopted and the bill may be considered.

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

SENATE BILL NO. 137– BY SENATOR JACKSON

AN ACT To amend and reenact R.S. 36:477(C)(1) and R.S. 46:1404 and to repeal R.S. 36:474(A)(10), relative to child care facilities and child-placing agencies; to provide for the transfer of functions related to the licensure of child care facilities and child- placing agencies from the secretary of the Department of Social Services to the office of community services within the Department of Social Services; to provide for the functions of the office of community services with the Department of Social Services; to provide for the licensure of child care facilities and childplacing agencies; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Willmott to Reengrossed Senate Bill No. 137 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 10, after "agencies," delete "except the office of"

AMENDMENT NO. 2

On page 2, line 11, before "including" delete "**community services** within the Department of Social Services,

On page 2, line 16, after "shall" and before "perform" insert "be licensed by the office of family support within the Department of Social Services and shall

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers

Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 149-

BY SENATOR MORRELL

AN ACT To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 149 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 9, after "for" and before "the" delete "filing the certificate," and insert "preparation and filing of redemption certificates." certificates,

AMENDMENT NO. 2

On page 1, line 11, after "notification." and before "The" insert the following: "However, the actual cost of preparation and filing of redemption certificates shall not exceed two hundred dollars."

AMENDMENT NO. 3

On page 1, at the beginning of line 13, after "payment." delete the remainder of the line and delete line 14 in its entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Donahue Dorsey Duplessis	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long	Martiny McPherson Michot Morrell Morrish Mount Murray Nevers Quinn Shaw Smith
Duplessis	Long	Smith
Dupre Total - 36	Marionneaux	Thompson
10tai - 30		

Page 39 SENATE

June 23, 2009

NAYS

Riser Walsworth

Total - 2 ABSENT

Crowe Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Morrell moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 156-

BY SENATOR LAFLEUR

AN ACT

AN AC1
To amend and reenact R.S. 22:1545(C), 1546(D), 1547(A), the introductory paragraph of R.S. 22:1547(I), R.S. 22:1551(C), 1571(A)(1), (B), (C)(4), and (E), and 1573(B), (C), (D), (E) and the introductory paragraph of R.S. 22:1573(I)(1)(a) and R.S. 44:4.1(B)(10) and to repeal R.S. 22:1545(F), 1546(B)(3), 1553(C), 1572, and 1573(F)(2), relative to insurance producers; to provide for exemptions to prelicensing education requirements; to provide for the fingerprinting and criminal history check of applicants; to provide for confidentiality; to provide for application for license; to provide for lines of authority for licenses; to provide for exemptions from licensing examinations; to provide for prelicensing requirements; to provide for prelicensing and continuing education programs; to abolish the Insurance Education Advisory Council; to repeal certain temporary licenses; to provide for continuing education requirements; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 156 by Senator LaFleur

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 1,\ line\ 6,\ after}$ "1573(F)(2)" delete the comma "," and insert 'and R.S. 36:686(C)(3),"

AMENDMENT NO. 2

On page 11, line 12, after "1573(F)(2)" insert "and R.S. 36:686(C)(3)"

AMENDMENT NO. 3

On page 11, at the end of line 14, insert a period "."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 156 by Senator LaFleur

AMENDMENT NO. 1

<u>In House Committee</u> Amendment No. 1, proposed by the House Committee on Insurance, on line 2, after "line" and before "6" insert "5, following "1572," delete "and" and on line"

AMENDMENT NO. 2

In House Committee Amendment No. 2, proposed by the House Committee on Insurance, on line 5, after "after" insert ""1572," delete "and" and after"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Quinn
Crowe	LaFleur	Riser
Donahue	Long	Shaw
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth

Total - 36 NAYS

Hebert

Claitor

Total - 2 **ABSENT**

Gautreaux N Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator LaFleur moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 191—

BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 44:4.1(B)(24) and to enact R.S. 40:2020, relative to the authority of the Department of Health and Hospitals to conduct certain mortality reviews; to provide for legislative intent; to provide for definitions and duties; to provide for records; to provide for confidentiality; to provide for a public records exception; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 191 by Senator Alario

On page 2, line 9, following "that" and before "the office for citizens" insert "the Department of Health and Hospitals through"

AMENDMENT NO. 2

On page 2, line 14, following "reduce" and before "mortality" delete "or improve'

AMENDMENT NO. 3 On page 3, line 23, before "of" change "C(3)" to "(C)(3)"

AMENDMENT NO. 4

On page 3, line 24, following "not be" change "available for" to "subject to"

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

Page 40 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Ouinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Alario moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 195— BY SENATOR KOSTELKA

AN ACT

To enact R.S. 42:1124.6, relative to financial disclosure; to require disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 195 by Senator Kostelka

AMENDMENT NO. 1

On page 2, line 10, after "made within" change "one year" to "four

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Engrossed Senate Bill No. 195 by Senator Kostelka

AMENDMENT NO. 1

Delete the set of House Committee amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 18, 2009.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Engrossed Senate Bill No. 195 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 13, change "a candidate" to "a campaign of the official who employed him'

AMENDMENT NO. 2

On page 2, at the end of line 3, delete "a" and at the beginning of line 4, delete "candidate," and insert "a campaign of the official who appointed him'

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

ROLL CALL

The roll was called with the following result:

YEAS

M., D.,, : J.,,	D.J	N / : -14
Mr. President	Erdey	Michot
Adley	Gray Evans	Morrell
Alario	Guillory	Morrish
Amedee	Hebert	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Nevers
Cheek	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
m 1 25		

Total - 35

NAYS

Claitor Gautreaux B Total - 3

Quinn

ABSENT

Gautreaux N Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Kostelka moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 209—
BY SENATOR WALSWORTH
A JOINT RESOLUTION
A JOINT RESOLUTION
(12) Proposing to amend Sections 2(B)(11) and (12) and to add Section 2 (B)(13) of Article X of the Constitution of Louisiana, relative to public officials and employees; to provide that the director, deputy director and all employees of the Governor's Office of Homeland Security and Emergency Preparedness shall serve in unclassified service of the state civil service; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 209 by Senator Walsworth

AMENDMENT NO. 1

On page 2, between lines 8 and 9 insert the following:

AMENDMENT NO. 2

On page 2, line 10, after "be held on" change "November" to "October"

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

Page 41 SENATE

June 23, 2009

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Walsworth moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 214— BY SENATOR MORRISH

AN ACT To amend and reenact R.S. 22:1892(A)(3), relative to insurance; to authorize the commissioner of insurance to extend the time period for the filing of certain claims on policies covering damage that occurs during certain declared emergencies or disasters; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 214 by Senator Morrish

AMENDMENT NO. 1

On page 2, after line 8, insert

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kleckley to Reengrossed Senate Bill No. 214 by Senator Morrish

AMENDMENT NO. 1

On page 2, line 5, after "loss" delete "adjustment," and insert "adjustment may be allowed and"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey McPherson Gautreaux B Michot Adley

A 1	C N	N 4 11
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39 NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Morrish moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 223—
BY SENATORS CLAITOR, APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH AND THIBAUT

AN ACT

AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(i), (ii), and (vi) and (3)(e), and to enact R.S. 17:252(C), relative to the discipline of pupils; to provide relative to circumstances under which pupils may be removed from the classroom; to require principals to provide parental notification when a pupil is removed from the classroom; to allow principals to provide feedback and guidance to teachers; to authorize school boards to adopt policies relative to parental attendance at certain intervention sessions and consequences for parents who fail to comply; to require that certain students be assigned and required to complete missed school work under certain circumstances; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 223 by Senator Claitor

AMENDMENT NO. 1

On page 2, at the end of line 21, change the period "." to a semicolon "." and add "however, the teacher shall not be required to interrupt class instruction time to prepare any such assignment."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser

Page 42 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Claitor moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

Senator Broome in the Chair

SENATE BILL NO. 224— BY SENATOR N. GAUTREAUX

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. 33:130.790 through 130.793, inclusive; to provide relative to local governmental subdivisions; to authorize the creation of sustainable energy financing districts; to provide terms, conditions, procedures, and requirements; to provide for the powers and duties of the districts; to authorize certain financing concerning property within the district; to provide for property assessment and collection of such assessments within the district; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 224 by Senator N.

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 5,\ line\ 7,\ after\ "\underline{includes}"} \\ \text{delete\ the\ comma\ "}\underline{,} \\ \text{"limited\ to}"\ delete\ the\ comma\ "}\underline{,} \\ \text{"}$

AMENDMENT NO. 2 On page 5, at the end of line 17, insert "The coweatherstripping shall not exceed fifteen hundred dollars."

AMENDMENT NO. 3

On page 6, delete lines 6 through 10

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 224 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 3, line 7, and before "(1)" delete "B."

AMENDMENT NO. 2

On page 6, line 1, following "resources" delete ","

AMENDMENT NO. 3 On page 6, line 1, following "to" delete ","

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 231— BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:214.1, relative to horse racing; to provide for a minimum number of live quarter horse racing dates; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 231 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 9, after "one hundred" change "twenty-six" to "thirty

<u>AMENDMEN</u>T NO. 2

On page 1, line 11, after "one hundred" change "twenty-six" to

AMENDMENT NO. 3
On page 1, line 12, change "eighty" to "eighty-four" and change "twenty" to "twenty-one

AMENDMENT NO. 4

On page 2, line 9, change "twelve" to "ten"

AMENDMENT NO. 5

On page 2, delete lines 19 through 29 in their entirety and on page 3, delete line 1 in its entirety

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

Page 43 SENATE

June 23, 2009

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Dorsey Duplessis Dupre	Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny	Michot Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith Thompson Walsworth
Dupre Erdey	Martiny McPherson	Walsworth

Total - 38

NAYS

Total - 0

ABSENT

Donahue Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 235— BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 33:381(C)(29), relative to the town of Duson; to provide that the chief of police of the town shall be appointed; to provide for the time of the initial appointment; to provide for the method of appointment and for the salary, term, duties, and supervision of the police chief; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 235 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "to provide" delete the remainder of the line and delete line 3 in its entirety and on line 4, delete "appointment; to provide for the method of appointment and" and insert "relative to the appointment and election of the chief of police of the town; to

AMENDMENT NO. 2

On page 1, at the beginning of line 5, insert "qualifications,"

AMENDMENT NO. 3

On page 1, line 13, after "(29)" and before "Notwithstanding" insert

AMENDMENT NO. 4

On page 1, delete lines 14 through 17 in their entirety and on page 2, delete lines 1 and 2 in their entirety and insert in lieu thereof "chief of police of the town of Duson shall be elected or appointed as provided in R.S. 33:381.2. The term of the chief of police shall

AMENDMENT NO. 5 On page 2, line 6, after "office." delete the remainder of the line and

delete lines 7 and 8 in their entirety and insert the following:

"(b) Notwithstanding any other provision of law to the contrary, the chief of police of the town of Duson shall have two years of full time law enforcement experience and shall successfully complete a certified training program approved by the Council on Peace Officers Standards and Training. In addition the chief shall successfully pass a council approved comprehensive examination within one calendar year from the date of initial employment as chief of police.

(c) The mayor shall, in accordance with ordinances adopted by the board of aldermen, supervise and direct the administration of the office of chief of police, and the chief shall report directly to the mayor.

Senator N. Gautreaux moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Shaw

Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator N. Gautreaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the

SENATE BILL NO. 254-BY SENATOR MURRAY

AN ACT To amend and reenact R.S. 14:35.3(A) and (B)(2), relative to the crime of domestic abuse battery; to provide for definitions; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Rosalind Jones to Reengrossed Senate Bill No. 254 by Senator Murray

AMENDMENT NO. 1 On page 1, line 2, change "R.S. 14:35.3(A) and (B)(2)" to "R.S. 14:35.3(B)(2)"

AMENDMENT NO. 2

On page 1, line 5, change "R.S. 14:35.3(A) and (B)(2) are" to "R.S. 14:35.3(B)(2) is"

Page 44 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

AMENDMENT NO. 3

On page 1, delete lines 8 through 10 in their entirety and insert in lieu thereof a set of asterisks

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gray Evans	Morrell
Alario	Guillory	Morrish
Appel	Heitmeier	Mount
Cheek	Jackson	Murray
Crowe	Kostelka	Nevers
Donahue	LaFleur	Quinn
Dorsey	Marionneaux	Riser
Duplessis	Martiny	Shaw
Dupre	McPherson	Smith
m 1 00		

Total - 30

NAYS

Claitor Hebert Walsworth Erdey Long Thompson Gautreaux N

Total - 7

ABSENT

Amedee Broome

Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Murray moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 256-

BY SENATORS MURRAY AND DORSEY

AN ACT
To amend and reenact R.S. 25:799(D)(2)(b) and (F), and to enact R.S. 25:799(I), (J), and (K), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to powers; to authorize the levying of taxes and parcel fees; to provide for a budget; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 256 by Senator Murray

AMENDMENT NO. 1

On page 5, line 21, after "transmitted" delete "by the board"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 256 by Senator Murray

On page 6, line 8, following "his" and before "duties" delete "or her"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome	Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier	Michot Morrell Morrish Mount Murray Nevers
Cheek Claitor	Jackson Kostelka	Quinn Riser
Donahue	LaFleur	Shaw
Dorsey Duplessis	Long Marionneaux	Smith Thompson
Dupre Erdey	Martiny McPherson	Walsworth

Total - 38

NAYS

Total - 0

ABSENT

Crowe Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 259-

NATE BILL NO. 259—
BY SENATORS KOSTELKA, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

AN ACT
To amend and reenact R.S. 17:183.1, 183.2, and 183.3, and to repeal
R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to curricula; to provide relative to high school career option programs; to provide relative to career major programs; to provide relative to a career diploma; to provide relative to program, course, and curriculum approval; to provide for waivers; to provide relative to program participation eligibility criteria; to provide relative to individual graduation plans; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 259 by Senator Kostelka

AMENDMENT NO. 1

On page 6, line 9, between "(b)" and "The" insert "(i)"

AMENDMENT NO. 2

On page 6, between lines 15 and 16, insert the following:

"(ii) Prior to entering the ninth grade, such student must complete a summer remediation program in the subject area of any component of the eighth grade Louisiana Educational Assessment Program test on which the student scored at the unsatisfactory level, as established by the State Board of Elementary and Secondary Education. Any such student who fails to satisfactorily complete a summer remediation program shall be required to complete any approved developmental course or courses, for credit, as may be deemed necessary to ensure that the student is prepared to undertake the coursework required for his chosen career major.

Page 45 SENATE

June 23, 2009

(iii) The State Board of Elementary and Secondary Education shall certify that the pupil progression plan established by each city, parish, or other local public school system that promotes a student to the ninth grade pursuant to this Subparagraph contains the following requirements:

(aa) Such student, at a minimum, must have achieved a cumulative grade point average of at least 1.5 on a 4.0 scale for coursework required for completion of the eighth grade.

(bb) Such student must have demonstrated acceptable

attendance and behavior standards as determined by the State
Board of Elementary and Secondary Education.

(cc) Such student must participate in a dropout prevention
and mentoring program, developed in consultation with school guidance personnel, during his first year in high school, as approved by the State Board of Elementary and Secondary Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue	Erdey Gautreaux B Gautreaux N Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long	Michot Morrell Morrish Mount Murray Nevers Quinn Riser Shaw Smith
Crowe	LaFleur	Shaw
Donahue Dorsey	Long Marionneaux	Smith Thompson
Duplessis Dupre	Martiny McPherson	Walsworth
Total - 38	WICH HEISOH	

Total - 0

NAYS ABSENT

Gray Evans Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Kostelka moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has voted to request the SENATE consider receding from the proposed Senate Amendments to HOUSE BILL No. 689 by Representative Peterson.

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

HOUSE BILL NO. 689—

BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Motion

Senator Chaisson moved that the Senate refuse to recede from and instead insist on the proposed Senate amendments to House Bill No. 689 by Representative Peterson.

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President Adley Alario Amedee Appel Broome Cheek	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier	McPherson Michot Morrell Morrish Mount Murray Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Long Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39	•	

Total - 0

The Chair declared the Senate refused to recede from the amendments.

ABSENT

Mr. President in the Chair

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

SENATE BILL NO. 261—
BY SENATORS DONAHUE AND THOMPSON

AN ACT
To enact Part II of Chapter 2 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:101 through 109, relative to streamlining state government; to create the Commission on Streamlining Government and provide for the membership, powers, duties, and functions of the commission; to provide a procedure for the submission, consideration, approval, and implementation of recommendations of the Commission on Streamlining Government; to provide for staff support and finances for the commission; to provide for cooperation with and support for the commission; to provide for the applicability of other laws; to provide for termination; and to provide for related matters.

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

Page 46 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 261 by Senator Donahue

AMENDMENT NO. 1

On page 2, line 18, after "instrumentality," delete the remainder of

AMENDMENT NO. 2

On page 2, at the end of line 21, after "government." insert the following: ""Agency" shall not mean any public institution of postsecondary education, any postsecondary education governing or management board, or any entity under the control of a public institution of postsecondary education or postsecondary education governing or management board.

AMENDMENT NO. 3
On page 3, delete lines 28 and 29 and insert the following:
"D. The commission shall be composed as follows:"

AMENDMENT NO. 4

On page 4, delete lines 6 through 11

AMENDMENT NO. 5

On page 4, at the beginning of line 12, change "(8)" to "(5)"

AMENDMENT NO. 6

On page 4, at the beginning of line 14, change "(9)" to "(6)"

AMENDMENT NO. 7

On page 4, at the beginning of line 16, change "(10)" to "(7)"

AMENDMENT NO. 8

On page 4, at the beginning of line 18, change "(11)" to "(8)"

AMENDMENT NO. 9

On page 4, at the beginning of line 21, change "(12)" to "(9)"

AMENDMENT NO. 10
On page 4, line 19, after "Representatives" delete the comma "," and delete the remainder of the line and delete line 20 and insert a period """

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cromer to Reengrossed Senate Bill No. 261 by Senator Donahue

AMENDMENT NO. 1

On page 4, between lines 28 and 29, insert the following:

"F.(1) The names of the persons who are to serve on the commission shall be submitted to the president of the Senate on or before July 15, 2009.

(2) The president of the Senate shall call the first meeting of the commission which shall be held on or before July 30, 2009.

(3) At the first meeting, the members of the commission shall elect from their membership a chairman and vice chairman and such other officers as the commission may deem advisable. The president of the Senate or his designee shall preside over the commission until a chairman is elected by the commission.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Reengrossed Senate Bill No. 261 by Senator Donahue

AMENDMENT NO. 1

On page 2, between lines 11 and 12, insert the following:

"C. While many agencies are facing staff reductions in the fiscal year 2009 budget, the Department of Economic Development has maintained its existing staff levels. The

Department of Economic Development is hereby prohibited from increasing its staff through the use of contract labor.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka	McPherson Michot Morrell Morrish Mount Murray Nevers Quinn Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39	-	

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were rejected. Senator Donahue moved to reconsider the vote by which the amendments were rejected and laid the motion on the

SENATE BILL NO. 271—
BY SENATORS NEVERS, THOMPSON, LONG, RISER AND WALSWORTH

AN ACT

To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4425, relative to creation of the "Forestry Product Fairness Act"; to provide for legislative purpose; to provide relative to distribution of tax credits, tax exemptions, tax exclusions, tax deductions, rebates, incentives, investments, contracts, or grants made available by the state to any existing individual, partnership, corporation, association or other legal entity purchasing forest products to produce the generation of steam, heat, electricity or the production of wood-based fuels; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 271 by Senator Nevers

AMENDMENT NO. 1

On page 1, at the end of line 4, delete "distribution" and delete lines 5 through 8 in their entirety, and at the beginning of line 9, delete "of wood based fuels" and insert "incentives to directly support the purchase of forestry products"

AMENDMENT NO. 2

On page 2, delete lines 23 through 27 in their entirety and insert the following:

"(3) "Incentives" means any tax exemption, tax credit, tax exclusion, tax deduction, rebate, investment, contract, or grant made available by the state to directly support the purchase of forestry products. "Incentives" shall not mean any such benefit weight to the state of the available under statutorily provided programs including Louisiana Quality Jobs Program Act (R.S. 51:2451, et seq.),

Page 47 SENATE

June 23, 2009

Louisiana Enterprise Zone Act (R.S. 51:1781, et seq.), Industry Assistance (R.S. 47:4301, et seq.) Industrial Tax Exemption (La. Const. Art. VII, Sec. 21(F), Economic Development Award Program (R.S. 51:2341), Economic Development Loan Program (R.S. 51:2312), Tax Equalization (R.S. 47:3201, et seq.), Rapid Response Fund (R.S. 51:2361), and Mega-Project Development Fund (R.S. 51:2365).

AMENDMENT NO. 3 On page 2, delete line 29 in its entirety

AMENDMENT NO. 4

On page 3, delete lines 1 through 3 in their entirety, and at the beginning of line 4, delete "or the production of wood-based fuels" and insert "Incentives to directly support the purchase of forestry products"

AMENDMENT NO. 5

On page 3, line 5, after "equitable" and before "process" delete 'application'

AMENDMENT NO. 6

On page 3, at the beginning of line 6, delete "application"

AMENDMENT NO. 7

On page 3, line 9, after "commissioner" delete the remainder of the line, delete line 10 in its entirety, and insert "and the secretary of the Department of Economic Development shall jointly promulgate rules and regulations in accordance with the Administrative Procedures Act, subject to oversight by the House Committee on Ways and Means and Senate Committee on Revenue and Fiscal Affairs, for the

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier	McPherson Michot Morrell Morrish Mount Murray Nevers
Broome	Hebert	Murray
Claitor	Jackson	Quinn
Crowe Donahue	Kostelka LaFleur	Riser Shaw
Dorsey Duplessis	Long Marionneaux	Smith
Dupre Total - 39	Martiny	Thompson Walsworth

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 272-

BY SENATORS HEITMEIER AND WALSWORTH

To amend and reenact R.S. 14:329.6(A)(9) and to enact R.S. 29:732(E) and (F) and R.S. 51:422.1(C)(5), relative to fuel; to prohibit excessive fuel pricing during a declared state of emergency; to allow sales below costs during such time; to provide for definitions; to provide for civil and criminal penalties; to provide for exceptions; and to provide for related

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

SENATE BILL NO. 273– BY SENATOR MARTINY

AN ACT

To enact R.S. 27:306(C)(5), relative to the Video Draw Poker Devices Control Law; to provide relative to licenses for truck stop facilities; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 273 by Senator Martiny

AMENDMENT NO. 1

On page 1, at the beginning of line 4, insert "to provide for definitions;"

AMENDMENT NO. 2

On page 1, delete lines 9 through 17 in their entirety

AMENDMENT NO. 3

On page 2, delete line 1 in its entirety and insert in lieu thereof the following:

"(5)(a)(i) Notwithstanding any provision of law to the contrary, no license shall be issued for any truck stop facility unless previously applied for or licensed as of June 1, 2010, located, at the time application is made for a license to operate video draw poker devices, within two thousand five hundred feet of any residential property unless the applicant for license has applied prior to June 1, 2010, with the local governing authority of the parish where the truck stop is located for a certificate of compliance with applicable zoning ordinances and building codes and a statement of approval for the operation of video draw poker devices at a truck stop facility as required by R.S. 27:324(C) or has applied with the appropriate authority for a building permit prior to June 1, 2010. If a parish or municipality does not have a zoning ordinance which designates certain property within their jurisdiction as residential property, the governing authority of the parish or municipality shall have the authority to designate to certain areas of their jurisdiction as

residential districts for the purpose of this Paragraph.

(b) "Residential property" shall mean any property which is wholly or partly used for or intended to be used for living or sleeping by human occupants and which includes one or more rooms, including a bathroom and complete kitchen facilities. Residential property shall include a mobile home or manufactured housing, provided that it shall have been in its present location for at least sixty days. Residential property shall not include any hotel or motel.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 273 by Senator Martiny

AMENDMENT NO. 1

On page 1, between lines 7 and 8, insert

Page 48 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Reengrossed Senate Bill No. 273 by Senator Martiny

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on the Administration of Criminal Justice and adopted by the House of Representatives on June 11, 2009 on page 1, at the end of line 21, insert the following:

"(ii) The subsequent construction, erection, development, or movement of a property on the National Historic Registry, public playground, church, synagogue, public library, or school which causes the truck stop facility to be located within the prohibited distance as provided in this Paragraph shall not be cause for revocation, withholding, denial of an application, nonrenewal of a license, or issuance of a new license. The subsequent construction, erection, development, or movement of a property on the National Historic Registry, public playground, church, synagogue, public library, or school following the application for a license to operate video draw poker devices at a truck stop facility and the granting of that license which causes the truck stop facility to be located within the prohibited distance as provided in this Paragraph shall not be cause for the revocation, withholding, denial of an application, nonrenewal of a license, or issuance of a new license."

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

Senator Marionneaux moved as a substitute motion to reject the amendments proposed by the House.

Senator Martiny objected.

Adley

ROLL CALL

The roll was called with the following result:

Erdey

YEAS

Morrish

Broome Claitor Total - 8	Gautreaux N Marionneaux	Quinn
Total 0	NAYS	
Mr. President Alario Amedee Appel Cheek Crowe Donahue Dupre Total - 23	Gautreaux B Hebert Heitmeier Jackson LaFleur Long Martiny Michot	Mount Murray Riser Shaw Smith Thompsor Walsworth
	ABSENT	
Dorsey Duplessis Gray Evans Total - 8	Guillory Kostelka McPherson	Morrell Nevers

The Chair declared the substitute motion failed to pass.

ROLL CALL

The roll was called on the original motion to concur in the House amendments with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adlev	Gautreaux N	Morrell

Alario	Gray Evans	Mount
Appel	Guillory	Murray
Cheek	Hebert	Riser
Crowe	Heitmeier	Shaw
Donahue	Jackson	Smith
Dorsey	Kostelka	Thompson
Duplessis	LaFleur	Walsworth
Dupre	Long	
Erdey	Martiny	

Erdey Total - 31

NAYS

Broome Marionneaux Claitor Quinn

Total - 4

ABSENT

Amedee Morrish McPherson Nevers

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Martiny moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 277—

BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICHOT, QUINN, RISER AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARNOLD, CORTEZ, DOWNS, LEGER, LIGI AND ROBIDEAUX

To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 277 by Senator Duplessis

AMENDMENT NO. 1

On page 4, line 27, after "to" and before "lease" delete "purchase

On page 4, delete lines 28 and 29 in their entirety and on page 3, delete lines 1 and 2 in their entirety and insert the following: <u>"immovable property located within the state; an expenditure as</u> compensation for services performed in the state; or an expenditure to purchase or lease tangible personal property within the state where the transaction is subject to the state sales or lease tax provisions of Title 47 of the Louisiana Revised Statutes of 1950. A transaction that is subject to the state sales or lease tax provisions of Title 47 of the Louisiana Revised Statutes shall include transactions which are also subject to a statutory exclusion or exemption.

AMENDMENT NO. 3

On page 10, line 1, after "expenditures" insert a period "_" and delete the remainder of the line and delete line 2 in its entirety and insert the following: "The cost report of expenditures shall be subject to an agreed-upon procedures engagement conducted by a certified public accountant in accordance with statements on standards for attestation engagements established by the American Institute of Certified Public Accountants. The accountant shall issue a report in the form of procedures and findings. The accountant shall be a certified public accountant licensed in the state of Louisiana and shall be an independent third party unrelated to the digital interactive media company. The agreed-upon procedures shall be established by the office and secretary, with

Page 49 SENATE

June 23, 2009

assistance from the Society of Louisiana Certified Public Accountants, and shall be placed in rules promulgated in accordance with the Administrative Procedures Act."

AMENDMENT NO. 4

On page 10, line 12 after "may" and before "display" insert "be required to

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 277 by Senator Duplessis

AMENDMENT NO. 1

In House Committee Amendment No. 2, proposed by the House Committee on Ways and Means, line 4, change "page 3" to "page 5"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdev	McPherson	

Total - 35

NAYS

Total - 0

ABSENT

Amedee Kostelka Nevers Crowe

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 278—
BY SENATORS AMEDEE, ALARIO, APPEL, CHEEK, CROWE, DONAHUE, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, HEBERT, HEITMEIER, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MOUNT, NEVERS, RISER, SHAW, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 44:5, relative to public records; to provide for the application of laws relative to public records; and to provide for related matters.

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

SENATE BILL NO. 279-

BY SENATOR WALSWORTH AND REPRESENTATIVE PETERSON AN ACT

To enact R.S. 29:726.2, relative to the use of public facilities as emergency evacuation shelters; to provide for terms; to provide for certain entities to identify and maintain a list of public facilities suitable for use as emergency evacuation shelters; to provide for duties; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 279 by Senator Walsworth

AMENDMENT NO. 1 On page 1, line 15, after "shelters" and before "shall" insert "and which are not subject to an existing and contrary agreement for use during an emergency response

AMENDMENT NO. 2

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

"F. Notwithstanding any other provision of law to the contrary, nothing herein shall restrict or impair the rights and responsibilities of a parish or police jury president to respond to an emergency.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 279 by Senator Walsworth

AMENDMENT NO. 1

On page 2, line 26, change "ARD" to "ARC"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harrison to Reengrossed Senate Bill No. 279 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 12, after "B." change "Public" to "The director of the parish office of homeland security and emergency preparedness may request the use of public'

AMENDMENT NO. 2

On page 1, line 15, after "shelters" add a period "." and delete the remainder of the line and delete line 16 in its entirety.

AMENDMENT NO. 3

On page 1, at the beginning of line 17, insert "The director"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson	McPherson Michot Morrell Morrish Mount Murray Quinn Riser
Appei	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 38	•	

Total - 38

NAYS

Total - 0

Page 50 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

ABSENT

Nevers Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Walsworth moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 282—

BY SENATOR HEBERT AND REPRESENTATIVES CORTEZ, FRANKLIN, MONICA, PEARSON, ROY AND TALBOT AN ACT

To enact R.S. 22:1879, relative to a consumer health provider information system; to provide for a database concerning health care related information; to provide for duties of the Department of Insurance; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 282 by Senator Hebert

AMENDMENT NO. 1 On page 1, line 2, after "22:1879," delete the remainder of the line and delete lines 3 and 4 in their entirety and insert the following: 'relative to disclosure of health care provider network information to consumers; to provide for reporting of certain health care related information by health care facilities, certain facility based providers, and health insurance issuers; to provide for duties of the Department of Insurance and the Department of Health and Hospitals; and to provide for related matters.

<u>AMENDMENT NO. 2</u> On page 1, line 7, delete "<u>provider disclosure system</u>" and insert "<u>care provider network disclosure</u>"

AMENDMENT NO. 3

On page 1, delete lines 8 through 17 in their entirety and insert the following:

(1) No later than March 31, 2010, or within thirty days of the effective date of a new contract, each base health care facility, as defined in this Part, shall provide to each health insurance issuer with which it contracts, the National Provider Identifier (NPI) as set forth in 45 CFR §162.402 et. seq., name, business address, and business telephone number of each individual or group of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at that facility. Thereafter, the facility shall notify each health insurance issuer of any changes to the information as soon as possible but not later than thirty days following any change.
(2) No later than March 31, 2010, or within thirty days of

the effective date of a new contract, each individual or group of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at a contracted facility shall provide the health insurance issuer with which it is contracted, the NPI, name, business address, and business telephone number of each group or individual so contracted. Thereafter, the group or individual so contracted shall notify each health insurance issuer of any changes to the information as soon as possible but not later than thirty days following any change.

B. (1) Based on information received pursuant to Paragraphs (1) and (2) of Subsection A of this Section, a health insurance issuer shall report on its website, no later than June 30, 2010, in a format that is clear and easy for its enrollees to understand, the following information arranged by contracted

(a) Facility name, address, and phone number.

(b) The names, business addresses and business telephone numbers of each individual or group of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at that facility and who are contracted with the health insurance issuer.

(2) For each speciality at each contracted facility, there shall be a clear indication when the health insurance issuer has no contract in place with any of the individuals or groups of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at that contracted facility.

(3) A health insurance issuer shall update its website as soon as possible but not later than thirty days following receipt of any updated information or within thirty days of the effective date of

a contract.

C. No later than June 30, 2010, a health insurance issuer shall provide a link to its website containing the information described in Subsection B of this Section to the Department of Insurance. No later than July 31, 2010, the Department of Insurance shall make available on its website, the links received from health insurance issuers.

D. The Department of Insurance may promulgate rules and regulations to provide for civil fines payable by a health insurance issuer not to exceed five hundred dollars for each and every act of violation of the requirements of this Section, not to exceed an aggregate fine of fifty thousand dollars.

E. The Department of Health and Hospitals may promulgate

rules and regulations to provide for civil fines payable by a health care provider not to exceed five hundred dollars for each and every act of violation of the requirements of this Section, not to exceed an aggregate fine of fifty thousand dollars.

A health insurance issuer that reports information received from a health care provider shall indemnify and hold the health care provider harmless for the nonintentional erroneous or incomplete information provided by the health care provider to the health insurance issuer under the provisions of this Section. A health care provider that provides information to a health insurance issuer under the provisions of this Section shall indemnify and hold the health insurance issuer harmless for nonintentional erroneous or incomplete information reported by the health insurance issuer under the provisions of this Section. The penalties under this Section shall be the exclusive remedy for any violations and there shall be no independent cause of action by any person based upon such violation or other information reported hereunder.

G. The provisions of this Section shall apply to the Office of Group Benefits."

AMENDMENT NO. 4

On page 2, delete lines 1 through 29 in their entirety

MENDMENT NO. 5

On page 3, delete lines 1 through 6 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 282 by Senator Hebert

AMENDMENT NO. 1

In House Committee Amendment No. 3, proposed by the House Committee on Insurance, on page 1, line 33, following "Paragraphs" change "(1)" to "(A)(1)" and on line 34, delete "of Subsection A'

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kleckley to Reengrossed Senate Bill No. 282 by Senator Hebert

AMENDMENT NO. 1

Delete Amendment No. 3 proposed by the House Committee on Insurance and adopted by the House of Representatives on June 11,

Page 51 SENATE

June 23, 2009

AMENDMENT NO. 2

Delete the Amendment proposed by the Legislative Bureau and adopted by the House of Representatives on June 11, 2009.

On page 1, delete lines 8 through 17 in their entirety and insert the

"A. (1) No later than March 31, 2010, or within thirty days of the effective date of a new contract, each hospital or ambulatory surgical center, hereinafter referred to as "facility" or "contracted facility" for purposes of this Section, shall provide to each health insurance issuer with which it contracts, the National Provider Identifier (NPI) as set forth in 45 CFR \$\frac{8162}{402}\$ of seq. pump business address and business tables. §162.402 et. seq., name, business address, and business telephone number of each individual or group of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at that facility. Thereafter, the facility shall notify each health insurance issuer of any changes to the information as soon as possible but not later than thirty days following any change.
(2) No later than March 31, 2010, or within thirty days of

the effective date of a new contract, each individual or group of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at a contracted facility shall provide the health insurance issuer with which it is contracted, the NPI, name, business address, and business telephone number of each group or individual so contracted. Thereafter, the group or individual so contracted shall notify each health insurance issuer of any changes to the information as soon as possible but not later than thirty days

<u>following any change.</u>

Based on information received pursuant to Paragraphs (A)(1) and (2) of this Section, a health insurance issuer shall report on its website, no later than June 30, 2010, in a format that is clear and easy for its enrollees to understand, the following information arranged by contracted facility:

(a) Facility name, address, and phone number.
(b) The names, business addresses and business telephone numbers of each individual or group of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at that facility and who are contracted with the health insurance issuer.

(2) For each specialty at each contracted facility, there shall be a clear indication when the health insurance issuer has no contract in place with one of the individuals or groups of

contract in place with any of the individuals or groups of anesthesiologists, pathologists, radiologists, emergency medicine physicians, and neonatologists who provide services at that contracted facility.

(3) A health insurance issuer shall update its website as soon as possible but not later than thirty days following receipt of any updated information or within thirty days of the effective date of

a contract.
C. No later than June 30, 2010, a health insurance issuer shall provide a link to its website containing the information described in Subsection B of this Section to the Department of Insurance. No later than July 31, 2010, the Department of Insurance shall make available on its website, the links received from health insurance issuers.

D. Except as otherwise provided in Subsection G of this Section, the Department of Insurance may promulgate rules and regulations to provide for civil fines payable by a health insurance issuer not to exceed five hundred dollars for each and every act of violation of the requirements of this Section, not to exceed an aggregate fine of fifty thousand dollars. For purposes of this Subsection, "act of violation" is limited to an intentional

act or an act of gross negligence.

E. The Department of Health and Hospitals may promulgate rules and regulations to provide for civil fines payable by a health care provider not to exceed five hundred dollars for each and every act of violation of the requirements of this Section, not to exceed an aggregate fine of fifty thousand dollars. For purposes of this Subsection, "act of violation" is limited to an intentional act or an act of gross negligence. F. A health insurance issuer that reports information received from a health care provider shall indemnify and hold the health care provider harmless for the nonintentional erroneous or incomplete information provided by the health care provider to the health insurance issuer under the provisions of this Section. A health care provider that provides information to a health insurance issuer under the provisions of this Section shall indemnify and hold the health insurance issuer harmless for nonintentional erroneous or incomplete information reported by the health insurance issuer under the provisions of this Section. The penalties under this Section shall be the exclusive remedy for any violations and there shall be no independent cause of action by any person based upon such violation or other information reported hereunder.

G. The provisions of this Section shall apply to the Office of Group Benefits; however, the commissioner of insurance shall not be authorized to levy a fine against the Office of Group Benefits. If the commissioner of insurance concludes that the Office of Group Benefits has violated this Section, the commissioner of insurance shall notify the commissioner of administration in writing within sixty days of such violation."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donabue	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur	McPherson Michot Morrell Morrish Mount Murray Quinn Riser Shaw Smith
Crowe	Kostelka	Shaw
Donahue Dorsey	LaFleur Long	Smith Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Nevers

Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Hebert moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 304—
BY SENATOR HEBERT AND REPRESENTATIVES BARRAS, CHAMPAGNE, SAM JONES, MILLS, MONTOUCET AND PERRY AN ACT

To provide for the membership of the transportation policy committee of certain metropolitan planning organizations; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 304 by Senator

Page 52 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

AMENDMENT NO. 1

On page 1, line 7, delete "municipality or unicorporated portion

AMENDMENT NO. 2

On page 1, line 11, after "consolidated" and before "home rule" delete "form of" and insert a comma "."

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

ROLL CALL

The roll was called with the following result:

YEAS

Erdey	McPherson
Gautreaux B	Michot
Gautreaux N	Morrell
Gray Evans	Morrish
Guillory	Mount
Hebert	Murray
Heitmeier	Quinn
Jackson	Riser
Kostelka	Shaw
LaFleur	Smith
Long	Thompson
Marionneaux	Walsworth
Martiny	
	Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux

Total - 38

NAYS

Total - 0

ABSENT

Nevers

Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Hebert moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 309— BY SENATORS GRAY EVANS AND DORSEY

AN ACT

To enact R.S. 17:17.5, relative to physical fitness; to provide for physical fitness assessments in schools; to provide for continuation of a program conducting fitness assessments; to provide a plan for statewide implementation of such assessments; to provide for legislative intent; to provide for program participants; to provide relative to the results from such assessments; to provide for reports; to provide for rules and guidelines; to provide for funding; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Austin Badon to Engrossed Senate Bill No. 309 by Senator Gray Evans

AMENDMENT NO. 1

On page 1, line 13, after "conducted" delete "in twelve parishes" and insert "pursuant to Paragraph (2) of this Subsection"

AMENDMENT NO. 2

On page 2, line 11, after "**program**," delete the remainder of the line and delete lines 12 through 18 and insert as follows: "conducted through the Cecil J. Picard Center for Child Development and Lifelong Learning at the University of Louisiana at Lafayette, in"

AMENDMENT NO. 3

On page 2, line 23, after "school" change "systems" to "districts"

AMENDMENT NO. 4

On page 3, line 14, after "September" change "1" to "first" and after "year," delete the remainder of the line and delete lines 15 through 28 and insert as follows: "the Cecil J. Picard Center, in collaboration with the Department of Education, the Department of Health and Hospitals, the Governor's Council on Physical Fitness and Sports, and the Louisiana Council on Obesity Prevention and Management, hereinafter referred to as the "Louisiana Obesity Council," shall provide an annual report concerning the implementation of the physical fitness assessment which shall include the findings from an analysis of the plan development and implementation results of the assessment obtained during the preceding school year, to the governor, the Senate and House committees on education, the Senate and House committees on health and welfare, and the State Board of Elementary and Secondary Education.

AMENDMENT NO. 5

On page 3, at the beginning of line 29, change "(b)" to "(2)"

AMENDMENT NO. 6

On page 4, at the end of line 5, change "Subparagraph" to "Paragraph" and at the beginning of line 6, change "(a) of this Paragraph" to "(1) of this Subsection"

Senator Grav Evans moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 38	•	
	NAYS	

Total - 0

ABSENT

Nevers

Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Gray Evans moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 320— BY SENATOR ALARIO

AN ACT

paragraph of (B), and (B)(12) through (18), R.S. 46:2122, 2123,

Page 53 SENATE

June 23, 2009

and 2124(A) and (B), and R.S. 49:1053(B), 1054(1) and (2) and 1054.1(A) and (B)(3), to enact R.S. 36:4.1(D)(18), 408(I), 409(C)(10),477(C)(3), and 651(BB) and R.S. 39:15.3(B)(19), and to repeal R.S. 36:4(M) and 4.1(B)(1), Subpart D of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:16.1 through 16.5, and R.S. 46:2522(11), relative to the organization of the executive branch of state government; to transfer certain agencies in the executive branch of state government; to provide relative to the transfer and exercise of the powers, duties, functions, and responsibilities of certain agencies in the executive branch; to abolish the office of electronic services within the office of information technology in the division of administration; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 320 by Senator

AMENDMENT NO. 1 On page 1, line 2, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 2

On page 1, delete line 3 and insert "998(B), the introductory paragraph of (E)(1), and (E)(3), and 1414(B), the'

On page 1, line 4, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 4

On page 1, and the end of line 5, after "405 (A)(1)(b)," delete the remainder of the line and insert "642(D)(2), and the introductory paragraph of 801, R.S. 38:330.12(A) through (D), R.S."

AMENDMENT NO. 5

On page 1, line 7, after "1054(1) and (2)" insert a comma ","

AMENDMENT NO. 6

On page 1, at the end of line 9, change "4.1(B)(1)," to "4.1(B),"

AMENDMENT NO. 7

On page 2, line 2, after "(E)(1)," and before "(E)(3)," insert "and"

<u>AMENDMENT NO. 8</u>

On page 2, line 3, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 9 On page 2, line 3, after "(E)(3)," and before "1414(B)," insert "and"

AMENDMENT NO. 10

On page 2, at the beginning of line 4, after "(E)(1)" and before "and" insert a comma

 $\frac{AMENDMENT\ NO.\ 11}{On\ page\ 5,\ line\ 9,\ after\ "}405(A)(1)(b),"\ delete\ "and\ 642(D)(2)"\ and$ insert "642(D)(2), and the introductory paragraph of 801'

AMENDMENT NO. 12
On page 7, delete line 5 and insert the following:

"C. The following agencies, as defined by R.S. 36:3, are transferred to and hereafter shall be within the Department of Public Safety and Corrections, as provided in R.S. 36:802:

AMENDMENT NO. 13

On page 8, between lines 5 and 6, insert the following:

§801. Transfer; retention of functions

The agencies transferred by the provisions of R.S. 36:4.1(B), R.S. 36:53(A), R.S. 36:409(B), R.S. 36:459(D), R.S. 36:478(K), R.S.

36:509(K), R.S. 36:610(K), and R.S. 36:651(C) shall continue to be composed and selected as provided by law; each agency shall continue to exercise all powers, duties, functions, and responsibilities provided or authorized for each by the constitution or laws which are in the nature of policymaking, rulemaking, licensing, regulation, enforcement, or adjudication and also shall continue to exercise all advisory powers, duties, and functions provided by law; each agency shall continue to administer and implement all programs provided or authorized for each by law which relate to rulemaking, licensing, regulation, enforcement, and adjudication; each agency shall continue to be governed by the Administrative Procedure Act, in its entirety, including provisions relative to adjudication proceedings, unless otherwise specifically provided by law; the executive head of each such agency shall employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of such powers, duties, functions, and responsibilities and for the administration and implementation of such programs, in accordance with applicable civil service laws, rules, and regulations, and with policies and rules of the department to which the agency is transferred, and subject to budgetary control and applicable laws; except as specifically provided in Paragraphs (1), (2), and (3) below. The agencies transferred as provided in this Section shall exercise the powers, duties, functions, and responsibilities and shall administer and implement the programs authorized in this Section independently of the secretary, the undersecretary, and any assistant secretary, except that:

Section 4. R.S. 38:330.12(A) through (D) are hereby amended and reenacted to read as follows:

§330.12. Ownership and management of non-flood protection functions and activities

A. On and after January 1, 2007, any facility or improvement within a levee district within the territorial jurisdiction of an authority, which facility or improvement is not directly related to providing adequate drainage, flood control, or water resources development pertaining to tidewater flooding, hurricane protection, or saltwater intrusion, that is owned or operated by a board of commissioners of the levee district, including all land, rights-of-way, servitudes, and improvements situated thereon, or connected therewith, for such purpose, shall be managed and controlled by the state, through the division of administration Department of Transportation and Development, without the necessity of any other act or instrument, except that for purposes of the Orleans Levee District, any such facilities or improvement shall continue to be owned by the Orleans Levee District. For the purpose of this Section only, the division of administration department shall be the successor to the board of commissioners of such levee district. The levee district shall continue the routine maintenance of all properties or facilities within its jurisdiction until the division of administration department receives responsibility for such maintenance.

B.(1) The division of administration **Department** of Transportation and Development may enter into contracts, agreements, or cooperative endeavors of any nature, on behalf of the state with a state agency, political subdivision, or other legal entity or person, or any combination thereof, for the operation and maintenance of any facility or improvement, which it manages or controls pursuant to Subsection A of this Section.

(2) The <u>division of administration</u> <u>Department of</u> <u>Transportation and Development</u> may sell, lease, or otherwise transfer any such property and perform any and all things necessary to carry out the objects of this Section. If the division of administration department determines that the sale, lease or transfer of such property is appropriate, it shall first offer the property to political subdivisions in the parish in which the property is located and state agencies conducting operations in that parish, other than levee districts, political subdivisions, or agencies responsible for flood control. If any such public entity is interested in acquiring the property, the division of administration department shall evaluate proposals submitted by those entities. If no such proposal is received, or if such proposals are not determined to be in the best interest of the state, the property may be offered for sale or lease as otherwise provided by law.

Page 54 SENATE

June 23, 2009

C. Except as required by federal law or regulation or state constitution, the expense of operating any facility or improvement referred to in Subsection A of this Section, which produces revenue for the levee district shall be collected by the division of administration Department of Transportation and Development and, after deducting an amount for the expense of managing and controlling such facility or improvement, the remaining revenues therefrom shall be disbursed to the authority to the credit of the levee district in which the facility or improvement is located.

The division of administration Department Transportation and Development may otherwise provide for the implementation of this Section by the adoption of rules and regulations pursuant to the Administrative Procedure Act.

AMENDMENT NO. 14

On page 12, line 11, after "36:4(M) and" change "4.1(B)(1)" to "4.1(B)

AMENDMENT NO. 15

On page 12, delete lines 14 through 18 and insert the following:

Section 9. The Department of Social Services shall have the authority to operate the Family Violence Prevention and Intervention Program pursuant to the existing rules of the office of the governor, office of women's services until the Department of Social Services promulgates minimum standards for operation of the program.

Section 10.(A) This Section and Sections 1, 2, 3, 5, 6, 7, 8, and 9 of this Act shall become effective on July 1, 2009; if this Act is vetoed by the governor and subsequently approved by the legislature, this Section and Sections 1, 2, 3, 5, 6, 7, 8, and 9 of this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later.

(B) Section 4 of this Act shall become effective on July 1, 2010."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ernst to Reengrossed Senate Bill No. 320 by Senator Alario

AMENDMENT NO. 1
In Amendment No. 4 proposed by the House Committee on House of and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 1, at the end of line 10, dolore "P. S. 28:220 12(A) the material CD." delete "R.S. 38:330.12(A) through (D),

AMENDMENT NO. 2

In Amendment No. 13 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 2, delete lines 34 through 50 in their entirety and on page 3, delete lines 1 through 37 in their entirety

AMENDMENT NO. 3

On page 8, at the beginning of line 6, change "Section 5." to "Section

AMENDMENT NO. 4

On page 9, at the beginning of line 18, change "Section 6." to "Section 5."

AMENDMENT NO. 5

On page 10, at the beginning of line 24, change "Section 7." to

AMENDMENT NO. 6

On page 12, at the beginning of line 11, change "Section 8." to "Section 7."

AMENDMENT NO. 7

In Amendment No. 15 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 3, at the beginning of line 42, change "Section 9." to "Section 8."

34th DAY'S PROCEEDINGS

AMENDMENT NO. 8

In Amendment No. 15 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 3, at the beginning of line 47, change "Section 10." to "Section 9."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey Duplessis Dupre	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny	McPherson Michot Morrell Morrish Mount Murray Quinn Riser Shaw Smith Thompson Walsworth
Dupre	Martiny	waisworui
Total - 38	1,141,111,1	

Total - 0

ABSENT

NAYS

Nevers

Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Alario moved to reconsider the vote by which the amendments were concurred in and laid the motion on the

SENATE BILL NO. 347— (Substitute of Senate Bill No. 243 by **Senator Mount**)

BY SENATOR MOUNT

AN ACT

To enact R.S. 14:92(E)(3), relative to delinquency; to provide for contributing to the delinquency of a juvenile; to provide for penalties; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 347 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "relative" delete "enact R.S. 14:92(E)(3)," and insert "amend and reenact Children's Code Article 899(B)(2)(b) and to enact Children's Code Article 779(B)(5) and R.S. 14:92(E)(3),

AMENDMENT NO. 2

On page 1, line 3, after "penalties;" and before "and" insert "to authorize the court to require certain persons to perform community

AMENDMENT NO. 3

On page 1, line 11, after "Section" delete the remainder of the line and delete lines 12 and 13 in their entirety and insert: "and sentenced pursuant to the provisions of Paragraph (1) of this Subsection, at least one year of the sentence imposed shall be served without

Page 55 SENATE

June 23, 2009

benefit of probation, parole or suspension of sentence. If a parent or legal guardian is sentenced pursuant to the provisions of Paragraph (2) of this Subsection, at least six months of the sentence imposed shall be served without benefit of probation, parole or suspension of sentence.

AMENDMENT NO. 4

On page 1, after line 13, insert the following:
"Section 2. Children's Code Article 899(B)(2)(b) is hereby amended and reenacted and Children's Code Article 779(B)(5) is hereby enacted to read as follows:

Art. 779. Dispositional alternatives

- B. In any case in which the family has been adjudicated to be in need of services, the court may impose any of the following orders directly affecting a caretaker:
- Order the caretaker to perform court-approved community service activities. The community service shall be performed with the child when deemed to be in the best interest of the child.
- Art. 899. Disposition after adjudication of a misdemeanor-grade delinquent act
- B. As conditions of probation, if ordered pursuant to Subparagraph A(3) of this Article:
- (2) The court may impose any other term and condition deemed in the best interests of the child and the public, including:
- (b) A requirement that the child or his parent or legal guardian perform court-approved community service activities. The community service shall be performed by the child and his parent or legal guardian together when deemed to be in the best interest

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Donahue Dorsey	Erdey Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long	McPherson Michot Morrell Morrish Mount Murray Quinn Riser Shaw Smith Thompson
Donanue Dorsey	Long	Thompson
Duplessis Dupre	Marionneaux Martiny	Walsworth

Total - 38

NAYS

Total - 0

ABSENT

Nevers

Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Mount moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 350— (Substitute of Senate Bill No. 153 by Senator Morrell)

BY SENATOR MORRELL

AN ACT

To enact R. S. 38:330.14, relative to the non-flood protection assets of the Orleans Levee District; to create and provide relative to a non-flood protection management commission; to provide for the composition of the commission; to provide for the meetings of the commission; to provide for submittal of the plan from the commission; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 16, after "(1)" delete the remainder of the line and line 17 in its entirety and insert the following: "Two members shall be appointed by the president of the Southeast Louisiana Flood Protection Authority East or his designee.

AMENDMENT NO. 2

On page 2, at the end of line 1, after "<u>District</u>" and before the period "." insert "- <u>Division of Non-Flood Assets</u>"

AMENDMENT NO. 3 On page 2, line 2, after "(3)" delete the remainder of the line and line 3 in its entirety, and insert the following: "The executive director of the Orleans Levee District - Division of Hurricane Flood Protection.

AMENDMENT NO. 4

On page 2, delete line 4 in its entirety

AMENDMENT NO. 5

On page 2, at the beginning of line 5, change "(5)" to "(4)"

AMENDMENT NO. 6

On page 2, at the beginning of line 7, change "(6)" to "(5)"

AMENDMENT NO. 7

On page 2, delete lines 9 and 10 in their entirety and insert the following:

"(6) Two members to be appointed by a majority of the presidents from the neighborhood associations that have building restrictions filed with the Orleans Levee District."

AMENDMENT NO. 8

On page 2, at the beginning of line 11, change "(8)" to "(7)"

AMENDMENT NO. 9

On page 2, at the beginning of line 13, change "(9)" to "(8)"

AMENDMENT NO. 10

On page 2, at the beginning of line 14, change "(10)" to "(9)"

AMENDMENT NO. 11

On page 2, between lines 15 and 16, add the following:

"(10) The chairman of the nominating committee pursuant to 38:330.1 or his designee.
(11) The state representative whose district is defined by R.S.

24:35.5(94)."

<u>AMENDMENT NO. 12</u>

On page 2, line 28 after "the" and before "Senate" insert "House and"

AMENDMENT NO. 13

On page 3, line 4, after "the" and before "Senate" insert "House and"

Page 56 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

In House Committee Amendment No. 12, proposed by the House Committee on Transportation, Highways, and Public Works, page 2, line 7, at the end of the line insert "and on line 29, change "Committee" to "Committees"

AMENDMENT NO. 2

In House Committee Amendment No. 13, proposed by the House Committee on Transportation, Highways, and Public Works, page 2, line 9, at the end of the line insert " and change "Committee" to "Committees'

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

In Committee Amendment No. 11 proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House of Representatives on June 17, 2009, on page 2, between lines 5 and 6 insert the following:

12) The state representative whose district is defined by

R.S. 24:35.5(97).

(13) The state representative whose district is defined by R.S. 24:25.5(101)."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 14, change "director of the office of" to "chair of the and after "Restoration" and before the comma

AMENDMENT NO. 2

On page 2, between lines 15 and 16, insert the following:

(12) A member representing the claimants having claims or judgments against the Orleans Levee Board arising out of and pursuant to Act No. 233 of 1984, as amended, selected by the judge of the Twenty-Fifth Judicial District, Division A.

(13) A member appointed by the Plaquemines Parish

President.

(14) A member appointed by the City Park Improvement

AMENDMENT NO. 3

On page 2, lines 16 and 23, change "Paragraph (B)(5)" to "Paragraph (B)(4)"

AMENDMENT NO. 4

On page 3, delete line 3, and insert in lieu thereof the following: "improvement not directly related to flood protection which is managed and controlled by the state but owned by the Orleans Levee District, as described and provided for in R.S. 38:330.12(A)."

AMENDMENT NO. 5

On page 3, line 6, after "2011." delete the remainder of the line and delete lines 7 and 8 in their entirety and insert in lieu thereof the following: "Such report shall be the management plan for disposal of any facility or improvement which is not directly related to flood protection which is managed and controlled by the state but owned by the Orleans Levee District, as described and provided for in R.S. 38:330.12(A) and shall detail the final procedures and process fo rthe operation, maintenance, sale, lease, or transfer of any such facility or improvement.

AMENDMENT NO. 6

On page 3, between lines 9 and 10, insert the following:

"H. In the event of a sale, lease, or transfer, any funds received from that transaction shall be placed in escrow in the State Treasury until such time as the management plan required

by this Section has been adopted and implemented.

L(1) In order to evaluate the implementation of Act No. 233 of the 1984 Regular Session relative to return of the Bohemia Spillway properties, the Legislative Auditor shall conduct a financial audit and the Louisiana State Law Institute shall conduct an examination of the ownership records of the properties located in the Bohemia Spillway. (2) In the performance of the audit and study the Legislative Auditor and the Law Institute may request resources, information, and assistance from the members of the commission, the Coastal Protection and Restoration Authority, the Department of Natural Resources, the division of administration, the Southeast Louisiana Flood Protection Authority-East, Southeast Louisiana Flood Protection Authority-West Bank, and the Orleans Levee District. Such agencies shall provide information when asked by the Legislative Auditor or the Law Institute, including a listing of properties transferred or returned; revenues received by the Orleans Levee District or Southeast Louisiana Flood Protection Authority-East related to Bohemia Spillway properties; information relative to claims or judgments against the Orleans Levee District and dollar amounts attributable to such claims or judgments; lists of claimants; amounts paid to claimants; information relative to expenditures made in connection with such claims or judgments; assets managed by the division of administration; income attributable to those assets; and any other information or assistance that the Legislative Auditor or the Law Institute may request.

(2) The Legislative Auditor and the Law Institute shall report findings to the House of Representatives through the House Committee on Natural Resources and Environment and the House Committee on Transportation, Highways, and Public Works and to the Senate through the Senate Committee on Natural Resources and the Senate Committee on Transportation, Highways and Public Works no later than February 1, 2010. The report shall identify recommendations based up the findings of the Legislative Auditor and the Law Institute for the satisfaction and payment of claims and judgments arising out of and pursuant to Act No. 233 of 1984, as amended. In the development of recommendations, the Law Institute and the Legislative Auditor shall consider whether or not such recommendations adversly affect the financial solvency of the Orleans Levee District or the practical ability of the Southeast Louisiana Flood Protection Authority-East to provide flood protection in southeast Louisiana.

(3) Nothing herein shall be construed to prohibit the voluntary resolution of claims or judgments arising out of Act No. 233 of 1984, as amended, prior to the completion of the required management plan.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth

Page 57 SENATE

June 23, 2009

Dupre Martiny Erdey McPherson

Total - 37

NAYS

Crowe Total - 1

ABSENT

Nevers Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Morrell moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 351— (Substitute of Senate Bill No. 258 by Senator McPherson) BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) and to repeal R.S. 48:250.4, relative to design-build contracts; to provide for requirements for design-build contracts of the Department of Transportation and Development; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 351 by Senator McPherson

AMENDMENT NO. 1

On page 5, line 2, after "by plan change" insert "use"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 351 by Senator McPherson

AMENDMENT NO. 1

On page 6, line 12, delete "Scope of Services Package"

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

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Total - 0

ABSENT

Gautreaux N Kostelka Nevers Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senator Michot in the Chair

House Concurrent Resolutions on Second Reading Reported by Committees

HOUSE CONCURRENT RESOLUTION NO. 108—BY REPRESENTATIVE GISCLAIR

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to reduce the speed limit of vehicles traveling on Louisiana Highway 3235 in Lafourche Parish.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Concurrent Resolution No. 108 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 2, change "reduce" to "study"

AMENDMENT NO. 2

On page 1, at the end of line 15, change "done" to "previously performed"

AMENDMENT NO. 3

On page 1, line 18, after "result of" change "the" to "such previous"

On page 2, line 5, delete "reduce" and insert "perform another study

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	LaFleur	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

Page 58 SENATE

June 23, 2009

NAYS

Total - 0

ABSENT

Nevers Long

Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 111—

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a safety study of the Intracoastal Waterway LA 47 Bridge located in Orleans Parish and to report study findings and recommendations to the House Committee on Transportation, Highways and Public Works prior to the convening of the 2010 Regular Session.

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

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

HOUSE CONCURRENT RESOLUTION NO. 117– BY REPRESENTATIVE MILLS AND SENATOR HEBERT

A CONCURRENT RESOLUTION

To designate the town of Henderson as the Gateway to the Atchafalaya Basin and designates a portion of Louisiana Highway 352 as the Atchafalaya Basin Parkway.

Reported favorably by the Committee on Local and Municipal Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Ouinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
77 1 20		

Total - 38

NAYS

Total - 0

ARSENT

Nevers Total - 1

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

34th DAY'S PROCEEDINGS

HOUSE CONCURRENT RESOLUTION NO. 131— BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and adopt policies detailing all of the options and intervention strategies available to schools that are in danger of being taken over by the state and placed under the jurisdiction of the Recovery School District and to submit a written report on the status of such policies.

Reported favorably by the Committee on Education.

Floor Amendments Sent Up

Senator Dorsey sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Engrossed House Concurrent Resolution No. 131 by Representative Patricia Smith

<u>AMENDMENT NO. 1</u>

On page 2, between lines 8 and 9, insert the following:
"BE IT FURTHER RESOLVED that the State Board of Elementary and Secondary Education shall seek input from the author of House Concurrent Resolution No. 131.

On motion of Senator Dorsey, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Adley Alario Amedee Appel Broome Cheek Crowe Dorsey Duplessis Dupre Erdey Total - 34 Total - 0	Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny NAYS	McPherson Michot Morrell Morrish Mount Murray Quinn Shaw Smith Thompson
	ABSENT	
Claitor Donahue Total - 5	Nevers Riser	Walsworth

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

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To direct all local governing authorities and public emergency service providers to cease assessing accident response fees or any similar assessment against persons utilizing emergency services and to express intent of the legislature that such fees and assessments are contrary to state law.

Reported favorably by the Committee on Local and Municipal Affairs.

Page 59 SENATE

June 23, 2009

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

LaFleur Nevers

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. 151— BY REPRESENTATIVES PATRICIA SMITH AND DIXON AND SENATOR

BROOME

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of returning certain schools that have been transferred to the jurisdiction of the Recovery School District to the local school systems from which they were transferred under certain circumstances and to submit a written report on study findings and recommendations.

Reported favorably by the Committee on Education.

Floor Amendments Sent Up

Senator Dorsey sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Engrossed House Concurrent Resolution No. 151 by Representative Patricia Smith

<u>AMENDMENT NO. 1</u>

On page 2, between lines 26 and 27, insert the following:

"BE IT FURTHER RESOLVED that the State Board of Elementary and Secondary Education shall seek input from the author of House Concurrent Resolution No. 151.

On motion of Senator Dorsey, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Martiny
Adley	Gautreaux B	McPherson
Alario	Gautreaux N	Michot
Amedee	Guillory	Morrell
Appel	Hebert	Morrish
Broome	Heitmeier	Mount
Cheek	Jackson	Murray
Crowe	Kostelka	Quinn
Dorsey	LaFleur	Smith
Duplessis	Long	Thompson
Dupre	Marionneaux	
Total - 32		

NAYS

Total - 0

ABSENT

Claitor Nevers Walsworth Donahue Riser Gray Evans Shaw Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 164— BY REPRESENTATIVES PATRICIA SMITH, ARMES, AUSTIN BADON, CARMODY, CHANDLER, CHANEY, DOWNS, HOFFMANN, AND LEGER A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct an in-depth study of the financial burden on local school systems imposed by the rising costs of providing for health care benefits for school system retirees, particularly for school systems losing student population to the Recovery School District or for other reasons such as natural disasters, to recommend solutions for meeting this substantial responsibility and to submit a written report of its findings and recommendations, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

Reported favorably by the Committee on Education.

Floor Amendments Sent Up

Senator Dorsey sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Reengrossed House Concurrent Resolution No. 164 by Representative Patricia Smith

AMENDMENT NO. 1

On page 3, between lines 24 and 25, insert the following: "(12) The author of House Concurrent Resolution No. 164."

On motion of Senator Dorsey, the amendments were adopted.

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

Page 60 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Martiny
Adley	Gautreaux N	McPherson
Alario	Gray Evans	Michot
Amedee	Guillory	Morrell
Appel	Hebert	Morrish
Broome	Heitmeier	Mount
Cheek	Jackson	Murray
Dorsey	Kostelka	Quinn
Duplessis	LaFleur	Shaw
Dupre	Long	Smith
Erdey	Marionneaux	

Total - 32

NAYS

Total - 0

ABSENT

Claitor	Nevers	Walsworth
Crowe	Riser	
Donahue	Thompson	
T-4-1 7	•	

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

HOUSE CONCURRENT RESOLUTION NO. 165-

BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop, adopt, and implement a policy, as part of the school and district accountability system, to provide for an alternate method of assessing the overall performance of certain types of public schools and to submit a written report on the status of such policy implementation.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

Mr. President	Dupre	Marionneaux
Adley	Erdey	Martiny
Alario	Gautreaux B	McPherson
Amedee	Gautreaux N	Michot
Appel	Gray Evans	Morrell
Broome	Guillory	Morrish
Cheek	Hebert	Mount
Claitor	Heitmeier	Murray
Crowe	Jackson	Quinn
Donahue	Kostelka	Shaw
Dorsey	LaFleur	Smith
Duplessis	Long	Walsworth
Total 26	~	

Total - 36

Total - 0

ABSENT

NAYS

Nevers Riser Thompson 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. 166—BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION To urge and request the Department of Transportation and Development to erect signage on the new Mississippi River

bridge with its official name, the "Horace Wilkinson Bridge".

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Erdey	McPherson	
Total - 37		
	NAYS	

Total - 0

ABSENT

Claitor Nevers 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. 168—BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to create a task force to study and review the recommendations in its study in response to House Resolution No. 155 of the 2008 Regular Session of the Legislature and to submit a report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 31, 2010.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Hebert	Murray

Page 61 SENATE

June 23, 2009

Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Jupre Total - 35

NAYS

Total - 0

ABSENT

Crowe Kostelka Guillory Nevers

Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 218—BY REPRESENTATIVE RICHARD

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study and propose a revised codification of Title 33 of the Louisiana Revised Statutes of 1950.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original House Concurrent Resolution No. 218 by Representative Richard

AMENDMENT NO. 1
On page 2, between lines 4 and 5, insert the following:

"BE IT FURTHER RESOLVED that the advisory committee shall include representatives designated by the Louisiana Municipal Association and representatives designated by the Police Jury Association of Louisiana.'

On motion of Senator Gray Evans, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	McPherson
Adley	Gautreaux N	Michot
Alario	Gray Evans	Morrell
Amedee	Guillory	Morrish
Appel	Hebert	Mount
Broome	Heitmeier	Murray
Cheek	Jackson	Quinn
Donahue	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Dupre	Marionneaux	Thompson
Erdey	Martiny	Walsworth
m 1 26	,	

Total - 36

NAYS

Total - 0

ABSENT

Claitor Crowe Nevers Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 162— BY REPRESENTATIVE PETERSON

A CONCURRENT RESOLUTION

To urge and request the division of administration to develop, conduct, and otherwise provide for an education and training program to train agency officials concerning performance-based budgeting practices.

Reported favorably by the Committee on Finance.

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 Adley Alario Amedee Appel Broome Cheek Donahue Dorsey Duplessis Dupre Erdey Total - 34	Gautreaux B Gautreaux N Gray Evans Guillory Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny	McPherson Michot Morrell Morrish Mount Murray Quinn Shaw Smith Walsworth
Total - 0		

ABSENT

Nevers Thompson Claitor Crowe Riser Total - 5

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

House Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator McPherson asked that House Concurrent Resolution No. 100 be called from the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 100— BY REPRESENTATIVE DIXON A CONCURRENT RESOLUTION

To urge and request the Department of State Civil Service to study and the State Civil Service Commission to consider imposing time limits within which an appointing authority must conduct an investigation of an employee and take disciplinary action against the employee or lose the right to do so.

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

Page 62 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Nevers Total - 1

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 2 by Representative Greene, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 98 by Representative Danahay, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 118 by Representative J. Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 145 by Representative Arnold, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 352 by Representative Guillory, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 420 by Representative Richard, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Page 63 SENATE

June 23, 2009

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 531 by Representative Henry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 753 by Representative Richmond, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 774 by Representative Dixon, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 796 by Representative Peterson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 802 by Representative Fannin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 813 by Representative Connick, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 852 by Representative Smiley, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Appointment of Conference Committee on Senate Bill No. 1

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 1:

Senators Chaisson, Michot and Broome.

Page 64 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Appointment of Conference Committee on Senate Bill No. 20

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 20:

Senators Chaisson, Amedee and Marionneaux.

Appointment of Conference Committee on Senate Bill No. 33

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 33:

Senators Chaisson, Marionneaux and N. Gautreaux.

Appointment of Conference Committee on Senate Bill No. 57

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 57:

Senators B. Gautreaux, Morrell and Appel.

Appointment of Conference Committee on Senate Bill No. 104

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 104:

Senators Duplessis, Gray Evans and Marionneaux.

Appointment of Conference Committee on Senate Bill No. 140

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 140:

Senators Riser, Amedee and Walsworth.

Appointment of Conference Committee on Senate Bill No. 235

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 235:

Senators N. Gautreaux, Gray Evans and Amedee.

Appointment of Conference Committee on Senate Bill No. 254

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 254:

Senators Murray, Long and Dorsey.

Appointment of Conference Committee on Senate Bill No. 261

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 261:

Senators Donahue, Kostelka and Murray.

Appointment of Conference Committee on Senate Bill No. 302

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 302:

Senators Broome, Martiny and B. Gautreaux.

Appointment of Conference Committee on Senate Bill No. 303

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 303:

Senators Riser, Michot and Murray.

Appointment of Conference Committee on Senate Bill No. 304

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 304:

Page 65 SENATE

June 23, 2009

Senators Hebert, Morrell and Gray Evans.

Appointment of Conference Committee on Senate Bill No. 347

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 347:

Senators Mount, Martiny and Jackson.

Appointment of Conference Committee on Senate Bill No. 350

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 350:

Senators Morrell, McPherson and Chaisson.

Appointment of Conference Committee on House Bill No. 352

The President of the Senate appointed to the Conference Committee on House Bill No. 352 the following members of the Senate:

Senators McPherson, LaFleur and N. Gautreaux.

Appointment of Conference Committee on House Bill No. 509

The President of the Senate appointed to the Conference Committee on House Bill No. 509 the following members of the Senate:

Senators Marionneaux, Dorsey and Gray Evans.

Appointment of Conference Committee on House Bill No. 599

The President of the Senate appointed to the Conference Committee on House Bill No. 599 the following members of the Senate:

Senators Dorsey, LaFleur and Martiny.

Appointment of Conference Committee on House Bill No. 756

The President of the Senate appointed to the Conference Committee on House Bill No. 756 the following members of the Senate:

Senators Thompson, Adley and Marionneaux.

Appointment of Conference Committee on House Bill No. 774

The President of the Senate appointed to the Conference Committee on House Bill No. 774 the following members of the Senate:

Senators McPherson, Long and Riser.

Appointment of Conference Committee on House Bill No. 796

The President of the Senate appointed to the Conference Committee on House Bill No. 796 the following members of the Senate:

Senators Gray Evans, McPherson and Chaisson.

Appointment of Conference Committee on House Bill No. 820

The President of the Senate appointed to the Conference Committee on House Bill No. 820 the following members of the Senate:

Senators Duplessis, Riser and Walsworth.

Rules Suspended

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

Petitions, Memorials and Communications

The following petitions, memorials and communications were received and read:

STATE OF LOUISIANA

Office of the Governor

June 23, 2009

Honorable Joel T. Chaisson II Louisiana State Senate P.O. Box 94183 Baton Rouge, LA 70804

Mr. President,

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated from June 24, 2008 to June 22, 2009.

In compliance with Revised Statute 35:1, I hereby present them for the advice and consent of the Senate.

Sincerely, BOBBY JINDAL Governor

Page 66 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

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Page 67 SENATE

June 23, 2009

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Page 68 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

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Page 69 SENATE

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Page 70 SENATE

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Page 71 SENATE

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Page 72 SENATE

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Page 73 SENATE

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Page 74 SENATE

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Page 75 SENATE

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Page 76 SENATE

June 23, 2009

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Page 77 SENATE

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Page 78 SENATE

June 23, 2009

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Page 79 SENATE

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Sabrina A. Rick 201 East Oak St. Amite, LA 70422

Laramie Stevens 43222 Pecan Ridge Dr. Hammond, LA 70403

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Terrebonne Kendra M. Adair 402 Palm Ave. Houma, LA 70364

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Tammy B. Bryant 305 Laurel Dr. Houma, LA 70360

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Patrick Redmon 7910 Main St., Ste 400 Houma, LA 70361

Roxana E. Ross 212 Little Bayou Ln. Kenner, LA 70065

Angela St. Germain 6164 D. St. Houma, LA 70364

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Aleta J. Hutto 196 Hemler Rd Farmerville, LA 71241

Vermilion Julie Rosenzweig P.O. Box 9588 New Iberia, LA 70562

Ettadene Stelly 1012 West 2nd St Kaplan, LA 70548

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Elizabeth Brummet Carr P.O. Drawer 1528 Leesville, LA 71496

Washington Gari L. Brant 1900 Main St. Franklinton, LA 70438

Hollie H. Duet 2008 Ronald Reagan Hwy. Covington, LA 70433

Robert D. Long, Jr. 39318 Forest Hills Dr. Franklinton, LA 70438

Marylin R. Taylor P.O. Box 40 Mount Hermon, LA 70450

Webster Patricia W. Davidson 1300 Davenport Dr. Minden, LA 71055

Melisa H. Johnston 101 North Main St. Springhill, LA 71075

Louis C. Minifield P.O. Box 796 Minden, La 71055

Verlencia D. Washington 228 Fannin St., Ste. 220 Shreveport, LA 71101

West Baton Rouge Blake Altazan 746 West Lake Dr. Port Allen, LA 70767

Kristopher Redmond Kahao 619 Jefferson Hwy Ste 2H Baton Rouge, LA 70806

Joseph Reynolds P.O. Box 20783 Baton Rouge, LA 70894

West Feliciana James Herman Granier 143 E. Main St. New Roads, LA 70760

Kimberly L. Hood 247 Florida St. Baton Rouge, LA 70801

Matthew Wayne Lynch 10521 N. Lake Rosemound Rd St. Francisville, LA 70775

Cecile B. McComas P.O. Box 547 St. Francisville, LA 70775

Richard Anthony Schega, Jr. 14465 Wax Rd. Ste A Baton Rouge, LA 70818

Page 80 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

STATE OF LOUISIANA

Office of the Governor

June 23, 2009

The Honorable President and Members of the Senate

Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review:

> Sincerely, BOBBY JINDAL Governor

Abraham Lincoln **Bicentennial Commission**

Melba Barham Charles Barre Carolyn Grega Bennett John Biguenet Sen. Sharon Weston Broome Brad Burke Marilyn Bailey Crews Gaines M. Foster Lessie Freeman Gary D. Joiner William Henson Moore III Ben Morris William D. Pederson Michael Robinson Robert Earle Skinner Michael T. Smith Robert Taylor Genny Nadler Thomas Christina Vella Charles Vincent Isiah M. Warner James H. Wharton Richard White Michael Wynne

Addictive Disorders Regulatory Authority Paul M. Schoen

Addictive Disorders, Commission on

Lana Brunet Bel Edwin L. Blewer, Jr. Bridget Denise Brister Peter Dale Kathy G. Hayward Lloyd D. Hernandez Allen Krake Florence "Freddie" G. Landry Kathleen H. Leary Thomas P. Lief George W. McHugh Shelley C. Mockler Anthony O. Wickramasekera

Administration, Division of Edward J. Driesse

Aging, LA Executive Board on

Donny Boudreaux, Sr.

Agricultural Finance Authority, Louisiana Robert L. "Bret" Allain II Ted R. Gauthier Brian J. Graugnard William E."Skip" Hawkins, Jr. Jerry D. Hunter Richard L. Muller H. Marcell Parker, Jr. Linda G. Zaunbrecher

Airport Authority, Board of Commissioners of the Louisiana

Lane Grigsby Dale J. Hymel, Jr. Leonard C. "LC" Irvin Sr. Harold P. Schexnayder Sr. Russ A. Settoon John R. Sexton Leroy J. Sullivan, Sr. Sheriff Mike J. Waguespack

Alzheimer's Disease, Louisiana Task Force Susan "Sue" S. Pinder Maryanne P. White

Amite River Basin Drainage and Water Conservation District, Board of Commissioners of the Alvin M. Bargas Lawrence E. Callender Reda L. Cockerham Russell Cornette Willie George Lee Joel T. Louque
Anthony "Tony" Rouchon
Jerry R. Thibeau `
Larry N. Thomas
Donald "Don" E. Thompson

Animal Welfare Commission, Louisiana

Hilton Cole Arthur Phillip Dupont Margaret L. George Brian H. Melius Mary Lee Oliphant-Wood Joelle Rupert Susan E. Schneider Rhett J. Trahan Pinckney Wood

Archeological Survey and Antiquities Commission, LA

Jack Irion Heather McKillop Nina Muller-Schwarze Stanley Nelson Mark Řees George Riser, Jr. Michael Tarpley

Architectural Examiners, State Board of Creed W. Brierre John E. Cardone Jr.

Artist Laureate, Louisiana George Rodrigué

Arts Council, Louisiana State

Rex Alexander Marguerite Anderson Linda Begue Patricia P. Brister Pamela "Pam" M. Bryan Dwayne Carruth Rep. Steve Carter Karen Courtman Michael C. Echols Robert Fisher Derek E. Gordon Legena "Gena" Gore JoĂnn Katz Angela Marie King George Marks Rose Marie Sand Virginia P. Saussy Karen Dean Sharp Larry Eugene-"Gene" Thompson Kim Howes Zabbia

Ascension-St. James Airport and Transportation Authority Jared P. Amato

Curtis J. Deroche Dale Joseph Hymel, Sr. Robert L. Jackson Lenny G. Johnson Roger D. Keese Calvin Narcisse Gerald "Nicky" Prejean George J. Rodeillat

Associated Branch Pilots of the Port of Lake Charles Dennis Scott Murphy

Associated Branch Pilots of the Port of New Orleans Jason Mott

Atchafalaya Basin Levee District, Board of Commissioners

Gerald Alexander Bill Flynn John Ğrezaffi Daniel Hebert Stephen Juge Moise J. LeBlanc Jr. Harry Marionneaux Earl Matherne

Auctioneers Licensing Board Robert E. Burns

Bar Pilots for Port of New Orleans, Board of Examiner

Hayes T. Booksh Patrick B. Michell Charles P. Steinmuller

Barber Board, LA State Alton Broussard

Bayou D'Arbonne Lake Watershed District Board of Commissioners

Willie E. Hendricks John A. O Neal Jr.

Bayou Desiard Lake Restoration Commission Judith C. Hardegree

Bayou Lafourche Fresh Water District

Hugh F. Caffery
Darby C. Chiasson
Jacob A. Giardina
Robert J. Thibodaux Sr.

Bossier Levee District, Commissioners of

Tydes "Bill" Alley Jr. Carl M. Bantle Dennis Alan Branton Timothy Larkin Raymond J. Lasseigne Scott Sinclair

Broadband Advisory Council

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Caddo Levee District, Board of Commissioners

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Cancer and Lung Trust Fund Board

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Cane Waterway Commission

Paul G. Khoury John L. LaBorde Gerald R. Longlois Margaret W. Vienne Van C. Wiggins

Capital Area Groundwater **Conservation District Board** of Commissioners

Brian Chustz Phillip J. Crochet III

Page 81 SENATE

June 23, 2009

William "Bill" G. Lane Jens Aubin "J.A." Rummler

Capital Area Human Services District

Saftet Kathryn Andrews Sue P. Bushey Tandra R. Davison Joseph W. "Wayne" Delapasse Paula Jean Laird Rita Katherine "Kay" Long Alva B. O Brien Lawrence Jermaine Watson

Cemetery Board

Michelle Crow Marilyn P. Leufroy Stacey L. Patin Louise F. Saenz

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Certified Shorthand Reporters, Board of Examiners

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May Louise F. Dunn
Gail Freese
Perrell Fuselier
Phillip Alan Kaufman
Suzette Magee
Laura Lee Putnam
Suzanne Harper Stinson
Dion Young

Licensing of Childcare Facilities and Child Placing Agencies, LA Adv. Committee on

Tommy French

Child Death Review Panel

Irving Blatt Louis Cataldie Cynthia DiCarlo Paul W. Ramagos

Children's Cabinet Advisory Board

Janice D. Allen Susan W. Batson Cindy G. Bishop Deidria Bolden Carol F. Calix Michael J. Coogan Richard Dalton Michael Duffy Berkley Rhorer Durbin Anna Fogle M. Rony Francois Lynda Šadler Gavioli Stewart T. Gordon Prince Edward Gray Jr. Judy L. Harrison Etta Harris-Whitmore Kaaren Hebert

Mary Louise S. Jones Jennifer Johnson Karle Anissa Kaywood Kathy Hawkins Kliebert Patricia Koch Jennifer R. Kopke Rhonda Renee Litt Girard Melancon Janet Mora Geoffrey Nagle Donna Nola-Ganey Jerry L. Phillips Jerry K. Pinsel Frankie George Robertson Ronald A. Rossitto Michelle Smith Kahree A. Wahid Judith H. Watts Carmen D. Weisner Rebecca E. White John E. Wyble

Children's Cabinet, Louisiana Karen E. Stubbs

Children's Trust Fund Board

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John C. Courtney
Juan J. Gershanik
Cheri M. Gioe
Karen A. Hallstrom
Elizabeth "Avon" Knowlton
Nancy Amato Konrad
Lisa Frey Miller
Malcolm G. Myer
Paul G. Pastorek
Rev. Kathy Radke
Carmen D. Weisner

Chiropractic Examiners Board

Wynn T. Harvey Mark B. Kruse Ned J. Martello Jon Eric Zeagler

Citizens Property Insurance Corporation Board of Directors

Eric Steven Berger Rep. Samuel P. Little Eugene Montgomery Sen. Dan W. "Blade" Morrish Johnny Reeves

Clinical Laboratory Personnel Committee

Angela Foley Phyllis Toups

Coastal Protection and Restoration Authority

John Barry Wendell Curole Tina Horn William "Billy" Nungesser David M. Richard Steve Wilson

Coastal Protection and Restoration Financing Corporation

John D'Arcy Becker Frank Bonifay Ted M. Falgout William H. Krutzer III R. King Milling Frederick J. Prejean Aubrey T. Temple Jr.

Coastal Protection, Restoration and Conservation, Governor's Advisory Commission on

Charles Edward Allen III
Kenneth M. Babcock
Andre M. Boudreaux
Tommy J. Capella
James M. Coleman
Mark Delesdernier Jr.
C. Berwick Duval II
Ted M. Falgout
Alan S. Front
Gerald E. Galloway
Ronald Joseph Gonsoulin
Channing F. Hayden Jr.
Michael H. Madison
Paul McIlhenny
Stacy P. Methvin
R. King Milling
Mark Piazza
William B. Rudolf
Gray Stream
James Tripp
Michael C. Voisin
Linda G. Zaunbrecher

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Eva "Christy" Thoren Reese Leslie P. Tassin, Sr. B. Arville Touchet Brenda C. Trahan Donald M. Trahan Anthony Zaunbrecher

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Kevin J. Langley R.K. Mehrotra

Community and Technical Colleges Board of Supervisors Norwood L. Oge Ir

Norwood J. Oge Jr. Allen Scott Terrill

Contractors Licensing Board

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Corporation
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Whalen H. Gibbs Jr.
Tommy Head
James M. LeBlanc Sr.
Larkin T. Riser, Jr.

Cosmetology, LA State Board

Sarah Kennison

Crescent City Connection Oversight Authority

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Crime Victims Reparations Board

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D.A.R.E. Advisory Board Gary Guillory

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Hugh "Brandon" Burris John K. Davis Elizabeth G. Deshotel Deanna Hardy Daniel J. Theaux

Dentistry Board, Louisiana State

Wilton A. Guillory Jr. Romell J. Madison

Page 82 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Francis "Frank" Martello Conrad P. McVea III James Moreau, Jr. John F. Taylor Samuel A. Trinca

Developmental Disabilities Council, Louisiana

Donna S. Breaux James J. Bulot Hugh "Brandon" Burris Pranab Choudhury Mary Elizabeth Christian Hugh R. Eley Valerie W. Hiser Andrew Michael Merlin Chasedee Noto Jerry L. Phillips Olantha L. Scott

Dietetics and Nutrition, State Board of Examiners in

Evelyn "Eve" Harmeyer Debra Sparks Hollingsworth Paula J. Weeks

Disability Affairs, Governor's **Advisory Council on**

John Balfantz Wilfred B. Barry Yvonne B. Bell Donna S. Breaux Jan Hollier Chiles Benjamin J. Cornwell David Gill Jaswant "Jas" S. Gill Robert Brandon Jones Wanda "Carol" G. Lirette Russell Pavich Wayne "Crusty" Toler

Division of Administrative Law

Ann Wise

Drug Control and Violent Crime Policy Board

Douglas A. Anderson James Douglas Browning Don M. Burkett Michael C. Cassidy Jeremy Cryer J. Phil Haney Mike R. Knaps Wayne Anthony Melancon Harry J. Morel Jr. Leroy Seal Rodney Jack Strain

Drug Policy Board

James "Buddy" Caldwell Michael Duffy Judy Dupuy Michael D. Edmonson J. Phil Haney Kathy G. Hayward Maj. Gen. Bennett C. Landreneau James M. Le Blanc Sr. Kristy H. Nichols Paul G. Pastorek A. Kenison Roy III Sheriff Mike J. Waguespack

DWI-Vehicular Homicide, Governor's Task Force on

Bruce C. Attinger Norma B. Broussard Jim Churchman Corp. Mark S. Johnson Patricia Minor Ralph Mitchell Jr. Murphy J. Painter Walter S. Smith Jr. Donna M. Tate Beauregard Torres III

Early Identification of **Hearing Impaired Infants**

Naomi De Dual Evelyn Annette Kluka Dorothy Roberts Rodriguez

Economic Development Corporation, Louisiana

Alden L. Andre Harry L. Avant Robert "Tiger" F. Hammond III Michael J. Saucier Robert M. Stuart Jr.

Education, Board of Control for Southern Regional Michael "Randy" Moffett

Education, Department of Joshua Brown

Education Estimating

Conference Erin Bendily

Educational Television Authority, Louisiana (LETA)

Mellie Preis Bailey James C. Carter Sally Clausen William E. Weldon

Embalmers and Funeral Directors Board

Belva M. Pichon Oscar A. Rollins

Emergency Medical Services Certification Commission. Louisiana

Susan Bankston Anthony L. Bruch Robert J. Chugden James Doyle Dennis, Jr. Samuel J. "Sammy" Halphen Jr. W. Chapman Lee Gary R. Peters Jullette M. Saussy Lauri C. Scivicque James R. Wood

Emergency Medical Services for Children Advisory Council

John Capone III Peggy Lynn Chehardy William."Beau" Clark Jr. **Scott Hamilton** William "Bill" Howard Hineman

Debra Huffman Kerry Mark Jeanice Eugene Salassi Deborah Spann

Emergency Response Commission, Louisiana (LERC)

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Emergency Response Network, Louisiana Board (LERN)

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Tricia S. Hensarling Ross D. Judice Fred Martinez, Jr. Norman E. McSwain John W. Noble Jr. Gary R. Peters Carl J. Varnado Jr. Mallory Williams Michele M. Zembo

Employment Security Board of Review Ronald F. Falgout Jr.

Endowment for the Humanities, Louisiana

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Murphy R. McMillin Aimee Robert Robert "Jeff" Simmons Susan M. Testroet-Bergeron Marie Tizzard Joseph C. Wiley

Environmental Quality, State Department of Paul D. Miller

Equal Opportunity, Advisory Commission on

Agnes S. Andrews Shelton D. Blunt Chief Rufus Davis Jr. Ghirmay S. Ghebreyesus Josie B. Harris Quang Nguyen Candice Roche Donna Marie L. Swanson

Ethics, Board of

Robert P. Bareikis Rev. Gail E. Bowman James G. Boyer Scott E. Frazier Jean M. Ingrassia Scott D. Schneider David Grove Stafford Jr.

Feed Commission, Louisiana Jeffrey Elvin Smith David Williams

Fifth Louisiana Levee District, Board of Commissioners

Sam Hill James Kelly Pat Mabrey Barry Maxwell Revnold S. Minsky Jack Varner

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Raymond Aucoin Kirk D. Cooper James Walter Moore III William Bruce Mulvey Virginia K. Shehee

Fire Prevention Board of Review

Murray Calhoun Robyne S. Crow Samuel J. "Sammy" Halphen Jr. Roy Robichaux Jay Charles Smith Jeffrey K. Smith Rep. Karen G. St. Germain Mervin A. Stringer

Fluoridation Advisory Board

Patrick Credeur Henry A. Gremillion

Folklife Commission

Lisa Abney Danny L. Belanger

Page 83 SENATE

June 23, 2009

Raymond O. Berthelot Jr. Phil Boggan Christine S. Broussard Winifred E. Byrd Teresa Parker Farris Mary Marcia Gaudet Amanda LaFleur Karen Leathem Charles R. McGimsey Allison H. Pena Susan Roach Dean Sinclair Mary Susan F. Spillman Elizabeth M. Williams

Forestry Commission John Michael Merritt Edmond S. Poole Samuel Y. Pruitt Michael E. Wolff

Gaming Control Board, Louisiana Franklin "Ayres" Bradford

Franklin "Ayres" Bradford Robert "Bob" G. Jones Gerald "Jerry" Leo Juneau James M. Singleton Sr. Mark E. Stipe

Geographic Information Systems Council Ian J. Beer

Richard J. Cole Jr.

Grand Isle Independent Levee District

Kelly J. Besson Sr. David J. Camardelle Robert Santini

Grand Isle Port Commission

Arthur A. Bellanger Andy Galliano Terry Pizani Irvin J. Richoux Sr. Robert Sevin

Greater Baton Rouge Port Commission

Kirt Bennett
John "Randy" Brian
Hall L. Davis IV
Alvin Dragg
Gregory M. Ellis
Timothy W. Hardy
Larry Johnson Sr.
Jerald J. Juneau
Raymond R. Loup
Angela R. Machen
Roy A. Pickren
Randy M. Poche

Greater New Orleans Biosciences Economic Development District Board of Commissioners

Henry B. Hays Barry S. Le Blanc Nolan Marshall III Howard J. Osofsky Greater New Orleans Expressway Commission

Patricia P. Brister

Ground Water Management Advisory Task Force Jody Montelaro

Ground Water Resources Commission

James Burland
Thomas "Gene" Coleman
Elliot D. Colvin
William R. Downs
Paul D. Frey
Joseph D. "Dan" Hollingsworth Jr.
James "Jimmy" Johnston
Paul Loewer Jr.
Robert Dan "Micky" Mays
Eugene H. Owen

Group Benefits Policy and Planning Board

Philip W. Rebowe

Gulf States Marine Fisheries Commission

Sen. D.A. "Butch" Gautreaux

Health Education Authority (HEAL)

(HEAL)
Harold L. Asevedo Jr.
M. Maitland Deland
Ronald French
Louis L. Frierson
Dolleen Mary Licciardi
Richard Mahoney
Jay Shames

Health Works Commission, Louisiana Anthony Keck

Hearing Aid Dealers Board

John Casanova Jane D. O'Donnell Scott Sayer Dina Zeevi

High School Redesign Commission, Louisiana

Troy E. Allen David R. Gilchrist Ruth R. King

Highway Safety Commission William D. "Bill" Ankner Jeffrey McKneely

Historical Records Advisory Board, Louisiana

Johnny Crain Jon A. Gegenheimer Florent Hardy

Home Inspectors, State Board of Calvin "Cal" J. Grevemberg Peter "Foxe" Smothers Hospice Care, Advisory Committee on

Paul J. Breaux Melody Constance S. Eschete Kathryn S. Grigsby Sandra S. Huber Hilda W. Jarboe Robin Lela Loucke John P. McNulty Michelle Self

Housing Finance Agency, Louisiana

Barbara "Katie" Anderson Mayson H. Foster Walter Guillory Allison A. Jones James Mark Madderra Joseph M. Scontrino III Guy T. Williams Tyrone A. Wilson Alberta Elsenia Young

Human Rights, Louisiana Commission on

Karen E. Ashford Marshell Brumfield Angela K. Faulk Eursla D. Hardy Tamara K. Jacobson Willie Louis Littleton Alvin A. Roche Jr. Scott A. Schmieding Cyril A. "Kirby" Verret

Hurricane Katrina Memorial Commission

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Information Technology Advisory Board, Louisiana

Jeff R. Lewis Stephanie McKenzie

Inmate Rehabilitation and Workforce Development Advisory Council

Alvin M. Bargas Michael B. "Mike" Cazes Sr. James M. Landry Louis S. Reine John "Johnny" J. Sabathe

Interior Designers, State Board of Karen Carbo Karen Hazel

International Deep Water Gulf Transfer Terminal Authority, LA

Dennis C. Crawford Sean M. Duffy John T. Hyatt Gary P. LaGrange Capt. Michael R. Lorino Jr. Tracy L. Rosser Chris Ryan Westbrook Interstate 49 North Extension Feasibility and Funding Task Force

Rep. Roy Burrell
John C."Chip" Dickey Jr.
Bobby W. Edmiston
Sen. Lydia P. Jackson
Harold J. Ledford
Thomas Hayes Murphy
Gary M. Parker
Melinda Anne Price
Rep. Jane H. Smith
Stephen G. Taylor
Rep. Patrick C. Williams
Bryan K. Wooley

Interstate 49 South Feasibility and Funding Task Force Robert L. "Bret" Allain II

Robert L. "Bret" Allain II
Jared Paul Bellard
Robert Billiot
Joey Bouziga
Gregory Charles Champagne
L. J. "Joey" Durel, Jr.
William H. Fenstermaker
Raymond Harris Jr.
Wayne L. Jones
Sen. Mike Michot
Charlotte Randolph
Louis A. Ratcliff
Jan W. Swift
Arthur L. Verret
Wilson B. Viator, Jr.
Kenneth M. Wood, Sr.
John F. Young, Jr.

Jefferson Parish Human Services Authority Albert F. Majeau Jr.

John Kelly Grand Bayou Reservoir District

Urson S. "Bill" Bacle Danny Ray Cobbs Ouida Giddings Anita S. Hinds J. Blake McCartney

Judicial Compensation Commission Patrick E. O'Keefe

Juvenile Justice and Delinquency Prevention, Governor's Advisory Board of

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David Bell
David Burton
Julie Calzone
Homer "Ted" Cox III
Debra K. Deprato
James D. Garvey Jr.
Billie M. Giroir
Sancha Haysbert-Smith
Lawrence E. Hobdy
Curtis L. Hooks
Leonard C. "L.C." Irvin Sr.
Charles H. Jackson
Jerry L. Jones
Roy L. Juncker Jr.
William P. "Bill" Landry
Mary Livers

Page 84 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Vi Eve M. Martin Dana A. Menard Ronald A. Rossitto John Ryals David P. Walden David James Zoller

Kenner Naval Museum Commission

Stanley P. Benoit John J. Klevorn Fredrick H. Miller Jr. Henry J. Polito

Louisiana Educational Assessment Testing Commission (LEATC) Erin Bendily

LaFourche Basin Levee District, Board of Commissioners of

Leonce "L.J." Carmouche Jr.
Joseph A. Dantin
Dale D. Dennis Sr.
Stanley Folse
Russell A. Loupe
William J. Sirmon Jr.
Wayne F. Waguespack

Lake Charles Harbor and Terminal District, Board of Commissioners of

Henry Hank James "Jim" L. Herford Walt Sanchez

Law Enforcement and Administration of Criminal Justice, Louisiana Commission

Chief Jay L. Barber Carlos J. Stout

Law Enforcement Executive Management Institute Board

David C. Butler II Chief Patrick M. LaSalle Chad J. Leger Ronald E. Schleuter

Legal Representation in Child Protection Cases, Task Force on

Karen E. Stubbs

Licensed Professional Counselors Board of Examiners

Laura H. Choate Patricia G. "Pat" Hanchey

Life Safety and Property Protection Advisory Board

Dera Deroche-Jolet William Hattier James Queen

Liquefied Petroleum Gas Commission

Charles W. Cain Henry Darty Smith

Lottery Corporation, Board of Directors of the Louisiana State Verge S. Ausberry Jr. John E. Fitzpatrick III

Ronnie Johns

Louisiana State University and Agricultural and Mechanical College, Board of Supervisors

Ronnie R. Anderson R. Blake Chatelain James W. Moore Jr. Benjamin W. Mount

Manufactured Housing Commission, Louisiana

Tim Duplantis Rose Hilliard Donna T. Inhern Calvin A. Klein Gary P. Millet Sr. John E. Mouton Sr.

Maritime Advisory Task Force

George E. Duffy Eric England Cheryl D. Felder Allen J. "A.J." Gibbs Chander Gorowara Robert Adam McBride Lawrence "Larry" M. Rase Craig P. Roussel Russ A. Settoon William "Bud" O. Watson III

Marriage and Family, Louisiana Commission on

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Massage Therapy, Louisiana Board of Marie N. Kelley

Math, Science and the Arts, Louisiana School for Sharon Turcan Gahagan

Sharon Turcan Ganagan Ryan Jannise Glen M. Monsour Tommy R. O'Con Martha T. Smiley Lovan B. Thomas Arthur Welch, Jr. Margaret T. Wheat-Carter

Medicaid Pharmaceutical and Therapeutics Committee

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Mary Gauthier-Lewis
Amy Givler
Rebecca Kruse-Jarres
Edward C. Mader Jr.
Marty McKay
Jerry L. Phillips
Kenyatta Shamlin
Leonard Weather
Lolie Yu

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David P. Fargason
Ralph Peyton Katz
Rama K. Kongara
Edward J. Lisecki
H. Carson McKowen
Anil Nanda
Surendra Purohit
Joseph B. Reynolds
James D. Sandefur
Raja Talluri
Steven Zuckerman

Medical Examiners, Louisiana State Board of

Kweli J. Amusa Mark H. Dawson Robert E. Dawson Kim Edward LeBlanc Cynthia G. Montgomery

Men's Health and Wellness, Commission on

Robert Blount Anil Chhabra Michael Wesley Driggs Louis Montelaro

Midwifery, Louisiana Advisory Committee

Jara H. Åhrabi Eugene C. Curzon Jr. Sherri H. Daigle Juan J. Gershanik Deborrah Anne Lastrapes Margaret G. Tennyson Emma H. Trammell

Military Advisory Board, Governor's

Gil Arthur Jerry L. Bell Raymond H. Canada Lane Carson George P. Cole Roy Eugene Hebron William B. Howerton Jack N. Humphries Brian P. Jakes Sr. Steven M. Jordan Janie M. Kelley Bennett C. Landreneau Mike Michot Stephen Moret C. Wade Shaddock Jr. Frank B. Stewart Jr. Jim Tucker Lorenz J. Walker

Military Family Assistance Board

Brian P. Jakes, Sr. Evans C. Spiceland Jr. Precilla L. Wilkewitz

Mineral Board, State

Michael Morton Thomas W. Sanders

Mississippi River Parkway Commission of Louisiana

Douglas Bourgeois Pam F. Bowers Hyram Copeland Judy L. Gamble Angela Graugnard Nita J. Lepp Margaret G. Yerger

Morehouse Parish Lake Commission

Julian Venoy Kinnaird John D. McAdams III

Morgan City Harbor and Terminal District, Board of Commissioners of

Thomas M. Ackel Jerry Gauthier Duane E. Lodrigue William A. Pecoraro

Morial - New Orleans Exhibition Hall Authority John Amato

Motor Vehicle Commission, Louisiana

John B. Fabre Thad J. Ryan III Phillip E. Tarver

Music Commission, Louisiana

Ken Brobst Edgar D. Gankendorff Jerry "Lee" Gwinn II Reed M. Ingram Stephen Todd Mouton Arthur Pulitzer

Page 85 SENATE

June 23, 2009

Steven Philip Reed Cynthia Simien Andy Wayne Smart John Snyder Margaret "Maggie" L. Warwick J. Richard Williams

Natchitoches Levee and **Drainage District** William Giddings Janet Jones Kenneth Methvin

Doris Roge Adolph Skyler, Jr.

Natchitoches Parish Port Commission Alfred Luke Frederick

Natural Resources, State Department of Louis E. Buatt Monique Edwards

Naval War Memorial Commission Danielle R. Lamana

New Orleans City Park Improvement Association, **Board of Commissioners** of the

Gerald L. Schoen III

New Orleans/Baton Rouge Steamship Pilots for the Mississippi River, Board of Examiners Christopher R. Brown Willie B. Brown Jr. Randy Joseph Ledet

North Lafourche Conservation, Levee and Drainage District, Board of Commissioners for the

Ronald J. Adams Lonny J. Babin Keith Barker George W. Broussard Ted M. Falgout Cory H. Kief Larry J. Maronge Kenny P. Matherne Rev. Noland Smith Sr.

Nursing, Louisiana State Board of

Lucie J. Agosta Robert A. Bass Larry Joe Haley William St. John LaCorte Demetrius Porche

Obesity Prevention and Management, Louisiana Council on

Anthony Keck

Occupational Forecasting Conference Louis Reine

Edward L. Rispone Karen Zoeller

Office Facilities Corporation

Angele D. Davis Jerry W. Jones Sen. Mike Michot William J. Wilson

Oilfield Site Restoration Commission

Paul D. Frev Wilfred Fruge Karen Kay Gautreaux Randy P. Lanctot James Thomas Maranto

Optometry Examiners, Louisiana State Board of

David H. Fisher Jr. James D. Sandefur

Parish Boards of Election Supervisors

Janice Ackley Cynthia Benitez Florence T. Bethard Rose A. Broussard James Christmas Venton Coburn Louis S. Gurvich Jr. John Hendrix, Jr. Allen "Al" Martin Henigan Linda Diane Honea Dan McKay Joseph A. Öster Jr. Cory M. Savoie Betty D. Waldron

Parole Board

Wayne Jacobs

Patient's Compensation Fund Oversight Board

Clark Cosse III Manuel De Pascual James Hritz William St. John LaCorte Melanie C. McMullen Katherine Cady Rathbun

Peace Officer Standards and Training, Council on (POST)

Chief Jay L. Barber Leland D. Guin Jerry L. Jones

Perfusion, Advisory Committee on

Debra Craine Robert Keith White

Pharmacy, Louisiana Board of

Carl W. Aron Jacqueline Louvenia Hall John O. Letard Marty R. McKay Ronald E. Moore Richard "Andy" Soileau

Physical Therapy Examiners, State Board of

Lacie Alfonso Daniel W. Wood

Physician Assistants Advisory Committee

Laurie Grier

Pilotage Fee Commission

William "Billy" S. App Jr. Gregory M. Bowser Christopher R. Brown John F. "Fenn" French John Friend Allen J. "A.J." Gibbs Channing F. Hayden Jr. John T. Hyatt Alfred S. Lippman Capt. Michael R. Lorino Jr. Michael Miller Capt. Michael G. Miller Capt. Michael G. Miller
Charles J. Morrison
Joseph G. Sanderson
Joe D. Spearman
Eugene "Gene" M. Taft
Anne F. Trappey
Capt. William O. "Bud"Watson III

Plumbing Board, State

Keith Bienvenu James Finley, Sr. Linden Raimer

Poet Laureate

Darrell Bourque

Polygraph Board Russell A. Bordelon Judith C. Goodman James Richie Johnson III Vicki Hopkins King

Polysomnography, Advisory Committee on

Kevin Hargrave Lori L. Speyrer Lauren Davis Toups

Pontchartrain Levee District Board of Commissioners

Michael Delaune Marty Joseph Poche Jerry P. Savoy Allen J. St. Pierre Sr. Steven C. Wilson

Port of South Louisiana Commission, The

Gregory J. Gravois Louis A. Joseph Robert L. "Poncho" Roussel

Poverty Point Reservoir District

David Doughty Mike Martin

Kellie M. Hebert

Practical Nurse Examiners, State Board of Gwendolyn M. Dunn

Mohammad Suleman **Prison Enterprises Board**

Albertha R. Prince

Charles Harold Chatelain John Darryl Feucht Gerald "Gerry" R. Lane Nunzio J. Molay Frank Strickland Chris A. Wisecarver

Private Investigator Examiners, Louisiana State

Board of Larry "Bruce" Childers Maria Dugas Annette Kovac Kennith Landry John Vernon Mowell Lance Wallace

Private Security Examiners, State Board of

Donald O. Cotton

Professional Engineering and Land Surveying Board, Louisiana

M. Ernest Gammon

Psychologists, Louisiana State **Board of Examiners of** Paul M. Dammers

Public Defender Board

James Boren Robert J. Burns Cleveland R. Coon Leo C. Hamilton Lucy S. McGough Francis "Frank" Neuner Jr. Deborah Majeeda Snead

Public Facilities Authority, Louisiana

Dale Benoit Guy Campbell III Peter F. Egan

Public Safety and Corrections, State Department of

Thomas Carrol Bickham III Mary Livers

Racing Commission, Louisiana State

Keith W. Babb Paul "Anthony" Bourgeois Neal B. Cormier Payton R. Covington Richard M. Hollier Jr. Bryan G. Krantz Jerry F. Meaux David E. Roberts William A. Robinson Kenneth "Keny" P. Romero Ray "Remo" A. Tromba Judy W. Wagner Bob F. Wright

Page 86 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Radiologic Technology Board of Examiners

Edward Bluth Elizabeth Frizzell Susan Hammonds Guarisco Abbie Kemper-Martin

Real Estate Appraisers Board, Louisiana

Gayle H. Atkins Boudousquie H. Daniel "Dan" Derbes Michael A. Graham Roland M. Hall Newton J. "Butch" Landry Heidi C. Lee Tommie E. McMorris Sr. Leonard E. Pauley Jr.

Real Estate Commission, Louisiana

Jennifer Lanasa Cynthia Stafford

Recovery Authority, Louisiana

Rene P. Cross Andrew Lee Guinn Sr. Tom G. Henning Raymond J. Lasseigne Walter J. Leger Jr. Roy O. Martin III Chester F. Morrison Jr. Sean Eugene Reilly John E. Smith David R. Voelker

Recreational and Used Motor Vehicle Commission. Louisiana

Joey A. Lamartina John R. Poteet Anthony "Tony" Lee Stroup

Red River Levee and **Drainage District** Marlan Anderson

Red River Parish Port Commission

Jerry Glover

Red River Waterway Commission

James Douglas Brown Wayne T. Davis Marc Dupuy Jr. Albert Paul Fleming Andrew J. Hodges III James Franklin Maxey William Alvin Owens

Red River, Atchafalaya and Bayou Boeuf Levee District, **Board of Commissioners**

Norman J. Budd Keith LaCombe Carlos Polotzola

Regents, Board of Charlotte A. Bollinger Robert Bruno

William. "Bubba" Rasberry Jr. Roland M. Toups Joseph C. Wiley

Rehabilitation Council, Louisiana

Henry Bateman Laura Breaux Angelle F. Driggs Jean Hansen Joseph E. Kelley Roseland H. Starks Tanyia Stevens Tregre Keita O. Rone Wilson David B. Young

Residential Building Contractors Subcommittee Karon "Kay" Gibson

William Ward Jr.

Respiratory Care, Advisory Committee on

Sheila Guidry Raymond Pisani

Rice Promotion Board

Kevin M. Berken Richard Damian Bollich Jeffrey J. Durand Ronald Habetz Mindy F. Hetzel James "Jimmy" E. Hoppe Christian Jude Richard Robert J. Thevis Wayne N. Zaunbrecher

River Pilot Review and Oversight, Board of Louisiana

Jack H. Anderson Bruce Bradley Christopher R. Brown Joel Thomas Chaisson Sr. Charles V. Cusimano II Richard Ganucheau Richard J. Garvev Richard Michael Lyons Robert Adam McBride Brett A. Palmer Charles P. Steinmuller

River Port Pilot Commissioners and Examiners, Board of (Calcasieu)

Brett A. Palmer

Road Home Corporation d/b/a Louisiana Land Trust

Daryl Burckel Alvin Fred Guillory Walter J. Leger, Jr. Donald B. Vallee Joseph Williams Wesley "Wes" Wyman

Sabine River Authority, **Board of Commissioners**

Norman Arbuckle Chester "C.A." Burgess, Jr. Robert Conyer

Daniel Cupit Carlton Gibson* Henry Goodeaux Larry Kelly Therman Nash Stephen Racca Estella Scott* Kermie Valentine Stanley Vidrine Bobby Williams

Sabine River Compact Commission

George Brandon Bobby Williams

Safe and Drug Free Schools and Communities, Governor's **Advisory Council on**

Erin Bendily Roland J. Boudreaux Allison Ourso Brigham Judy M. Colgan Jerry E. Cooley Lynda Sadler Gavioli J. Curtis Jelks Vickie P. Krutzer Kathleen P. Litchfield Tammie Ashley McDaniel Sen. Ben W. Nevers Auga Mae Roy Pamela Webb

Sanitarians, Louisiana State Board of Examiners for

Jerry W. Green David Gary Lincecum Alexander "Butch" Martin, Jr. Don D. Riser

Seafood Promotion and Marketing Board

Kristen Michael Baumer Robert Walter Guilbeau Dexter Guillory

Sentencing Commission, Louisiana

Louis M. Ackal Ricky Lamar Babin Robert Russell Barkerding, Jr. Lynda Van Davis Greg G. Guidry Jay McCallum James Michael McDonald Joseph L "Joey" Montgomery C. E. "Conn" Regan Charles A. Riddle III

Serve Commission, Louisiana

Laura Brackin Monica Panwitt Bradsher Julie T. Cherry Aaron Clopton Leroy Davis Chris D. Gorman Vincent Ilustre Sen. Lydia P. Jackson Ronald "Ron" Leleux Mike Manning Teresa Micheels Dena C. Morrison

Paul Pastorek Shayla Price Diane G. Winston

Small Business Entrepreneurship Commission

Linda Biernacki Garv Bolden, Sr. Bert Fife **Todd Graves** Hamilton Drew Keahey

Social Services, State Department of Kaaren Hebert

Ruth Johnson Kristy H. Nichols

Social Work Examiners, Louisiana State Board of Certified

Hope Himel-Benson Evelyn Jenkins John Edward McBride

South Lafourche Levee District, Board of Commissioners

Lula Auenson Ronald L. Callais Mitch David Danos Robt. J "Bobby" Eymard, Sr. Bob A. Faulk Roy Gisclair Ernest Gremillion Clarence "CJ" Marts, Jr. Monty J. Vegas

Southeast Louisiana Flood **Protection Authority - East**

Stephen Estopinal Thomas L. Jackson

Southeast Louisiana Flood **Protection Authority - West**

Pat Ketcham Mark Lee Morgan Gerardo A. Viera Joannes J. Westerink Wesley "Jim" Wilkinson

Southeast Regional Airport Authority

Scott S. Čowen Glenn W. Hayes Daniel J. Schexnaydre, Jr. Daniel G. Songy Greg St. Etienne

Southern Growth **Policies Board**

Cherreen H. Gegenheimer John "Jack" F. Sharp

Southern Rapid Rail **Transit Commission** Martin Bruno, Jr.

Southern States Energy Board

William "Bill" J. Dore

Page 87 SENATE

June 23, 2009

Southern University Board of **Supervisors**

Murphy F. Bell Patrick W. Bell Walter Dumas Randal L. Gaines Walter Guidry, Jr. Patrick O. Jefferson Myron K. Lawson Patrick Magee Darren G. Mire

Sparta Groundwater **Conservation District**

Wanda S. Bennett Steve Lemmons Ted W. McKinney

Speech-Language Pathology and Audiology, Louisiana Board of Examiners for

Stephen J. Harris Kerrilyn "Kerri" R. Phillips Theresa H. Rodgers

St. Bernard Port, Harbor and Terminal District, Board of Commissioners

Elton Leblanc Leroy Phillips

St. Mary Levee District Barry A. Broussard

Norris Joseph Crappell Junius Hebert Carl Allen Kraemer Luther Smith Wilson Clay Terry Peter "Dutch" Vandenaardweg

State Board of Election Supervisors

Richard L. Traina

State Interagency Coordinating Council for ChildNet

Kathy Allen Cindy L. Arceneaux Brian David Bagdan Robin Gonsoulin Boudreaux Hugh "Brandon" Burris Christine Cedotal Linda Champion Laverne Dunn Rep. Franklin Foil Mark Ford Gail B. Kelso Fay Maxine Kimbrell Colleen Klein-Ezell Sheila Ann Madison Joy J. Pennington Brandon P. Romano Brenda B. Sharp Sarah D. Tregre Daniel H. Underwood Kahree A. Wahid Sandee B. Winchell Karen Reiners Winfrey

State Parks and Recreation Commission

Melvin R. Landry III Clifton Murphy Joseph Odom

Statewide Independent Living Council

Yavonka G. Archaga Wayne E. Blackwell James J. Bulot Jamie Coleman Anna Gale Dean Allan Walker Estes Rocky J. Fuselier Alisha Hammond Paige Kelly Keith Edward Menville Diane Mirvis John B. Wood, Jr.

Student Financial Assistance Commission, Louisiana

Richard Maciasz

Tax Appeals, Board of Anthony Graphia

Tax Free Shopping Commission, Louisiana Eugene J. Schreiber

Tensas Basin Levee District, **Board of Commissioners**

A. Harris Brown Ramona N. Haire Robert Harwell Rodney Hutchins Hamilton Drew Keahey Venov Kinniard James Mayo Harlon Nobles Jerry Peters Shelton Ruffin Charles Venable

Terrebonne Levee & **Conservation District, Board** of Commissioners of the

Anthony "Tony" J. Alford Carl J. Chauvin, Sr. Walton "Buddy" Daisy, Jr. Darrin W. Guidry Leward P. Henry Willis J. Henry, Jr. Jack W. Moore Howard D. Pinkston Gilbert J. Talbot, Sr.

Tobacco Settlement Financing Corporation Board

Byron A. Adams, Jr. John Edward Atkins Ken Broussard Rodney Williams

Transportation and **Development, State** Department of

Connie L. Standige

Transportation Authority, Louisiana

Jackie W. Adcock Kevin Davis

Uniform Construction Code Council, LA State

Wilfred B. Barry Harvey Bessette Steve M. Boudreaux Lavern J. Bourgeois Foy Bryan Gadberry William L. Gil Johnny Lee Henderson Thomas Stephen Holden David "Mike" Metcalf Joan C. Mire Karl Randall Noel David Scott Sandage, Sr. Todd P. Trosclair, Sr.

University of Louisiana System Board of Supervisors

Ändre G. Coudrain Edward J. Crawford III Gregory J. Hamer, Sr. E. Gerald "T-Boy" Hebert D. Wayne Parker Carl G. Shetler

Veterans Affairs Commission

Frank L. Cummings, Jr. Richard L. Garner Russell J. Henry

Veterinary Medicine, Louisiana Board of

Mica F. Landry Gary T. Levy

Water Well Drillers Advisory Committee

Herschel Bourque

West Ouachita Parish **Reservoir Commission**

Charles Dykes Guy Frantom Roy Pierce

White Lake Property

Advisory Board
Guy Paul Boudreaux Karl Conner Brandon Duhon Eddie K. Lyons Lloyd Suire Larry Thomas Charles H. Toups Sherman A. Wilson

Wholesale Drug Distributors, Louisiana Board of

Hershal L. Paul

Wild Caught Shrimp Industry Trade Action Advisory Council, Louisiana

Lance Authement Andrew J. Blanchard Nicholas "Nick" P. Cahanin Kimberly K. Chauvin

Leonard M. "Mike" DeHart Alton S. "A.J." Fabre, Jr. Clinton P. Guidry, Jr. Lance Nacio

Wildlife and Fisheries Commission, Louisiana Ann L. Taylor

Women's Policy and Research Commission, Louisiana

Laura M. Badeaux Kristyn S. Carver Anne T. Causey Rep. Simone B. Champagne Pamela Egan Conshonda M. Houston Kelly S. Hurtado Pam C. Jenkins Frances J. Pitman Angele Romig Tania C. Tetlow Beth Ann Willinger Janie R. Wise

Workers' Compensation Advisory Council

Eddie Crawford Mark B. Kruse James W. Quillin

Workforce Commission, Louisiana

Howard O. Sanders

Workforce Investment Council, Louisiana

Terry L. Baugh Jacqueline Shorter Beauchamp Madhu Beriwal Richard W. Billings Kathy Jean Bobbs Keith W. Brand Julie T. Cherry Donald P. Denese Janet S. Durden Art E. Favre Clarence Ray Fields Richard Gremillion, Jr. Robert Wayne Huckeba Ginger Laurent Michael A. Mitternight Charles Henry Moniotte Keith C. Myers Richard V. Noles Thomas Mitchiner O'Neal Michael "Mike" P. Palamone Louis S. Reine Edward L. Rispone Craig P. Roussel Jorge Luis Tarajano Katrina D. "Trina" Thomas James "Jim" Urdiales Charles A. "Buck" Vandersteen

Page 88 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 126-

BY SENATOR MOUNT

A RESOLUTION

To urge and request the Department of Health and Hospitals to process claims for services rendered by long-term care hospitals from 2004 until the moratorium was lifted on July 1, 2008, provided that long-term care hospitals electronically submit all Medicare secondary claims no later than December 31, 2009.

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

SENATE RESOLUTION NO. 127— BY SENATOR DORSEY

A RESOLUTION

To commend the Baton Rouge Cubs and its team members for winning the American Legion Post 38 E League Regular Season Championship.

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

SENATE RESOLUTION NO. 128—

BY SENATOR GRAY EVANS

A RESOLUTION

To urge and request the Senate Committee on Health and Welfare to meet prior to January 31, 2010, to study the continuing effects of hurricanes Katrina and Rita on the mental health of women living in Louisiana, and to make any recommendations for policy changes related to this issue to the Senate prior to the convening of the 2010 Regular Session of the Legislature.

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

SENATE RESOLUTION NO. 129— BY SENATOR HEITMEIER

A RESOLUTION

To authorize and direct Department of Health and Hospitals to accept intergovernmental transfers from local governing bodies for the purpose of enhancing the provision of health care services for uninsured and Medicaid patients.

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

SENATE RESOLUTION NO. 130—

BY SENATOR MOUNT

A RESOLUTION

To commend Ronald J. Blanchard upon being inducted into the 2008 class of the National Teachers Hall of Fame.

On motion of Senator Mount the resolution was read by title and

SENATE RESOLUTION NO. 131— BY SENATOR AMEDEE

A RESOLUTION

To memorialize the Congress of the United States to address the escalating electronic payment interchange rates that merchants and consumers are assessed.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 148— BY SENATOR DOSSEY

A CONCURRENT RESOLUTION
To recognize and commend the Lady Tigers of Louisiana State University Athletics, including the athletes and coaches, for their accomplishments during the 2008-2009 season.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Hebert	Mount
Broome	Heitmeier	Murray
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 36		
	371770	

NAYS

Total - 0

ABSENT

Crowe Guillory Nevers Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 149—

BY SENATOR HEBERT

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Charles M. Fuller, Sr., of Dubach.

The resolution was read by title. Senator Hebert moved to adopt the Hebert.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Hebert	Mount
Broome	Heitmeier	Murray
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 36	•	

NAYS

Total - 0

Page 89 SENATE

June 23, 2009

ABSENT

Crowe Guillory Nevers

Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 150— BY SENATOR MURRAY A CONCURRENT RESOLUTION

To approve a proposed amendment, Action Plan Amendment Number 33(First Allocation), to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Nonprofit Rebuilding Pilot Program; and to provide for other matters pertaining thereto.

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

SENATE CONCURRENT RESOLUTION NO. 151— BY SENATOR CROWE AND REPRESENTATIVE CROMER A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet and function as a joint committee to study and determine the feasibility of establishing a special commission to study, evaluate, and make recommendations on state government revenue.

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

SENATE CONCURRENT RESOLUTION NO. 152— BY SENATOR GRAY EVAN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to establish an Emergency Rental Assistance Program and provide funding

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

ROLL CALL

The roll was called with the following result:

YEAS

Gautreaux B	Morrell
Gautreaux N	Morrish
Gray Evans	Mount
Hebert	Murray
Heitmeier	Quinn
Jackson	Riser
Kostelka	Shaw
LaFleur	Smith
Long	Thompson
Marionneaux	Walsworth
Martiny	
Michot	
	Gautreaux N Gray Evans Hebert Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny

Total - 34

therefor.

NAYS

Total - 0

ABSENT

Claitor Guillory Nevers McPherson Crowe

Total - 5

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

Appointment of Conference Committee on House Bill No. 2

The President of the Senate appointed to the Conference Committee on House Bill No. 2 the following members of the Senate:

Senators Marionneaux, Broome and Chaisson.

Appointment of Conference Committee on House Bill No. 76

The President of the Senate appointed to the Conference Committee on House Bill No. 76 the following members of the

> Senators Dorsey, Jackson and Cheek.

Appointment of Conference Committee on House Bill No. 98

The President of the Senate appointed to the Conference Committee on House Bill No. 98 the following members of the Senate:

Senators Marionneaux, Morrish and Dupre.

Appointment of Conference Committee on House Bill No. 118

The President of the Senate appointed to the Conference Committee on House Bill No. 118 the following members of the Senate:

> Senators Marionneaux, Martiny and Dorsey.

Appointment of Conference Committee on House Bill No. 119

The President of the Senate appointed to the Conference Committee on House Bill No. 119 the following members of the Senate:

Senators Martiny, Claitor and Shaw.

Appointment of Conference Committee on House Bill No. 145

The President of the Senate appointed to the Conference Committee on House Bill No. 145 the following members of the Senate:

Senators Duplessis, Martiny and N. Gautreaux.

Appointment of Conference Committee on House Bill No. 234

The President of the Senate appointed to the Conference Committee on House Bill No. 234 the following members of the Senate:

Senators Dupre, Hebert and Amedee.

Page 90 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

Appointment of Conference Committee on House Bill No. 381

The President of the Senate appointed to the Conference Committee on House Bill No. 381 the following members of the Senate:

Senators Duplessis, Marionneaux and N. Gautreaux.

Appointment of Conference Committee on House Bill No. 404

The President of the Senate appointed to the Conference Committee on House Bill No. 404 the following members of the Senate:

Senators Hebert, Morrell and Long.

Appointment of Conference Committee on House Bill No. 406

The President of the Senate appointed to the Conference Committee on House Bill No. 406 the following members of the Senate:

Senators Hebert, Morrell and Morrish.

Appointment of Conference Committee on House Bill No. 420

The President of the Senate appointed to the Conference Committee on House Bill No. 420 the following members of the Senate:

Senators Kostelka, Donahue and Heitmeier.

Appointment of Conference Committee on House Bill No. 439

The President of the Senate appointed to the Conference Committee on House Bill No. 439 the following members of the Senate:

Senators Thompson, Riser and Dupre.

Appointment of Conference Committee on House Bill No. 522

The President of the Senate appointed to the Conference Committee on House Bill No. 522 the following members of the Senate:

Senators McPherson, Smith and B. Gautreaux.

Appointment of Conference Committee on House Bill No. 531

The President of the Senate appointed to the Conference Committee on House Bill No. 531 the following members of the Senate:

Senators Nevers, Donahue and Morrish.

Appointment of Conference Committee on House Bill No. 600

The President of the Senate appointed to the Conference Committee on House Bill No. 600 the following members of the Senate:

Senators Quinn, Chaisson and N. Gautreaux.

Appointment of Conference Committee on House Bill No. 612

The President of the Senate appointed to the Conference Committee on House Bill No. 612 the following members of the Senate:

Senators Nevers, Kostelka and Gray Evans.

Appointment of Conference Committee on House Bill No. 629

The President of the Senate appointed to the Conference Committee on House Bill No. 629 the following members of the Senate:

Senators Michot, Guillory and Quinn.

Appointment of Conference Committee on House Bill No. 729

The President of the Senate appointed to the Conference Committee on House Bill No. 729 the following members of the Senate:

Senators Riser, Murray and Cheek.

Appointment of Conference Committee on House Bill No. 753

The President of the Senate appointed to the Conference Committee on House Bill No. 753 the following members of the Senate:

Senators Marionneaux, Dorsey and Duplessis.

Appointment of Conference Committee on House Bill No. 782

The President of the Senate appointed to the Conference Committee on House Bill No. 782 the following members of the Senate:

Senators Duplessis, Murray and Crowe.

Appointment of Conference Committee on House Bill No. 802

The President of the Senate appointed to the Conference Committee on House Bill No. 802 the following members of the Senate:

Senators Michot, Broome and Alario.

Page 91 SENATE

June 23, 2009

Appointment of Conference Committee on House Bill No. 813

The President of the Senate appointed to the Conference Committee on House Bill No. 813 the following members of the

> Senators Hebert, LaFleur and Murray.

Appointment of Conference Committee on House Bill No. 852

The President of the Senate appointed to the Conference Committee on House Bill No. 852 the following members of the

> Senators Kostelka, Amedee and Thompson.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to take up at this time:

House Concurrent Resolutions Just Advanced to Second Reading

HOUSE CONCURRENT RESOLUTION NO. 236-

USE CONCURRENT RESOLUTION NO. 236—
BY REPRESENTATIVES FANNIN, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, BURRELL, CARTER, CHANDLER, DIXON, DOWNS, ELLINGTON, FOIL, GISCLAIR, HARDY, HAZEL, HENDERSON, HINES, HOFFMANN, HONEY, GIROD JACKSON, MICHAEL JACKSON, SAM JONES, KATZ, LAFONTA, LEBAS, LIGI, LITTLE, MONICA, MONTOUCET, NOWLIN, PEARSON, PETERSON, POPE, PUGH, RICHARDSON, ROY, SCHRODER, GARY SMITH, JANE SMITH, PATRICIA SMITH, STIAES, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

A CONCURRENT RESOLUTION

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010.

Senator Broome in the Chair

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Concurrent Resolution No. 236 by Representative Fannin

 $\frac{AMENDMENT\ NO.\ 1}{On\ page\ 2,\ line\ 21,\ change\ "$258,531,097.02;\ and"\ to} \\ "$258,531,097.02."\ and\ delete\ lines\ 22\ and\ 23$

AMENDMENT NO. 2

On page 2, line 25, change "\$86,177,032.33" to "\$204,000,000.00"

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	

Total - 38

NAYS

Total - 0

ABSENT

Nevers Total - 1

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

Message from the House DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 689 by Representative Peterson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Appointment of Conference Committee on House Bill No. 689

The President of the Senate appointed to the Conference Committee on House Bill No. 689 the following members of the Senate:

> Senators Gray Evans, Murray and Morrell.

Message to the Governor

SIGNED SENATE BILLS

June 23, 2009

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

Page 92 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

SENATE BILL NO. 58—

BY SENATOR SHAW

task force; to provide for membership; and to provide for related

SENATE BILL NO. 66— BY SENATOR DUPRE

AN ACT

To enact R.S. 38:329.4, relative to levees; to provide relative to the powers and duties of the North Lafourche Conservation, Levee and Drainage District; to provide relative to bonding and taxing authority of the district; and to provide for related matters.

SENATE BILL NO. 84-

BY SENATOR ADLEY

AN ACT
To amend and reenact R.S. 38:2212.1(A)(1), relative to public contracts; to increase the limit for the purchase of materials and supplies to the sum of thirty thousand dollars for public entities without the necessity of advertisement; and to provide for related matters.

SENATE BILL NO. 114—

BY SENATOR NEVERS

AN ACT

To repeal R.S. 47:6033(B)(4), relative to tax credits; to repeal a requirement that the Workforce Development Commission provide the Department of Revenue a certain annual list; and to provide for related matters.

SENATE BILL NO. 125

BY SENATOR THOMPSON

AN ACT
To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to sheriffs; to provide for the premium costs of group hospital, health, and life insurance for retired sheriffs and deputy sheriffs in Madison Parish; to provide for eligibility; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 134— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public contracts; to provide for the submission of other documentation and information; and to provide for related matters.

SENATE BILL NO. 147-BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:6019(A)(3)(b)(i)(aa), relative to the tax credit for the rehabilitation of historic structures; to increase the number of allowable transfers; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 158— BY SENATOR B. GAUTREAUX AND REPRESENTATIVE HILL

AN ACT To amend and reenact R.S. 36:4(U), R.S. 43:111(A)(9), and R.S. 51:1317, 1318(A) and (D), and 1319(A)(1), (2), (3), (4), and (B)(5), relative to the Louisiana Retirement Development Commission; to change the name of the commission to the Encore Louisiana Commission; to provide that the commission shall market Louisiana to persons fifty years old and above; and to provide for related matters.

SENATE BILL NO. 160— BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 47:1675(A)(6), relative to tax credits; to provide that any tax credit against income or corporate franchise tax with a "cap" on the amount of the credit allowed be administered on a first-come, first-serve basis unless otherwise provided by the statute granting the tax credit; to provide an exception when the total tax credits requested on a single business day exceed tax credits available under the credit "cap"; and to provide for related matters.

SENATE BILL NO. 171-

BY SENATORS BROOME, CHEEK, DORSEY, ERDEY, GRAY EVANS, HEITMEIER, MOUNT AND NEVERS

AN ACT

To enact R.S. 46:1414, relative to child care facilities; to provide for the dissemination of information relating to the benefits of immunizing certain children against influenza; to provide for duties of a licensed child care facility; to provide for duties of the Department of Health and Hospitals and the Department of Social Services; and to provide for related matters.

SENATE BILL NO. 187— BY SENATOR HEITMEIER

AN ACT To amend and reenact R.S. 32:361.2, relative to motor vehicle equipment; to provide relative to medical exemptions from prohibitions on certain window tinting; to provide relative to the contents of an affidavit for such medical exemption; to require certain information; to provide for certain departmental and board actions; to provide for violations; and to provide for related matters.

SENATE BILL NO. 193—

BY SENATOR LONG

AN ACT

To repeal R.S. 22:2372, relative to the Insure Louisiana Incentive Program; to repeal the requirement for use of unused monies in the program to assist individuals with homeowners' insurance premiums and to accelerate payoff of the Unfunded Accrued Liability of the state retirement systems; and to provide for related matters.

SENATE BILL NO. 215

BY SENATOR MORRISH

AN ACT

To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291, relative to hospital prospective payment methodology; to provide for designation as a major teaching hospital; to provide for definitions; to provide for criteria; and to provide for related

SENATE BILL NO. 229—

BY SENATOR GRAY EVANS AND REPRESENTATIVES BARROW, BROSSETT, CHANDLER, HENDERSON, HINES, ROSALIND JONES, LEGER, MILLS, NORTON, RITCHIE, GARY SMITH, ST. GERMAIN, STIAES AND WILLIAMS

AN ACT To amend and reenact R.S. 32:403, the introductory paragraph of 412.1(A), 413(B), and R.S. 40:1321(C), to enact R.S. 32:412(J), 412.1(D), and 429(C), relative to motor vehicles; to provide an exemption for the payment of fees and handling charges for state issued driver's licenses and identification cards to children who are in the care, custody, or guardianship of the office of community services; and to provide for related matters.

SENATE BILL NO. 239—
BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE, HONEY, RICHARD AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:305.20(A), the introductory paragraph of (C), (1) and (2) and R.S. 56:303(E)(1) and 304(A), relative to tax exemptions; to provide for certain exclusions and exemptions from state sales, use, lease, and services taxes; to provide for a rebate of such taxes; to include possession of a vessel license by a commercial fisherman as qualifying for such tax exemptions; to provide for issuance of a vessel license to certain commercial fishermen; to provide for certification of certain commercial fishermen licenses; and to provide for related matters.

Page 93 SENATE

June 23, 2009

SENATE BILL NO. 241—

BY SENATORS MOUNT, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRIELL, MORRISH, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, BROSSETT, BURRELL, DANAHAY, DOWNS, GISCLAIR, GREENE, GUINN, HINES, HOFFMANN, HOWARD, KATZ, LEGER, NORTON, PERRY, PETERSON, POPE, RITCHIE, ROY, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL AND WOOTON

AN ACT

To anget Subnart K of Part I of Chapter 1 of Subtitle II of Title 47 of

the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.33, relative to state individual income tax checkoffs; to provide for the income tax checkoff for donations to the National Lung Cancer Partnership; and to provide for related

SENATE BILL NO. 262-

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 40:531(E) and to repeal Section 2 and Section 3 of Act No. 874 of the 2008 Regular Session of the Legislature, relative to commissioners of local housing authority; to remove requirement of landlord commissioner; and to provide for related matters.

SENATE BILL NO. 323—
BY SENATOR ADLEY AND REPRESENTATIVES HENRY BURNS, MORRIS AND JANE SMITH

AN ACT

To enact R.S. 38:291(J), relative to levee districts; to create and provide relative to the North Bossier Levee and Drainage District; to provide for its authority, powers, duties, functions, and responsibilities, including the authority to incur debt and levy ad valorem taxes subject to voter approval; to provide for its board of commissioners and for the nomination and appointment of members to the board; to provide for the transfer of assets; and to provide for related matters.

SENATE BILL NO. 339— BY SENATOR MARIONNEAUX AN ACT

To amend and reenact R.S. 51:1927.1(C), relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the placement of the investment pool in qualified investments; and to provide for related matters.

SENATE BILL NO. 105-

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 14:71.3, relative to mortgage fraud; to provide for elements of the crime; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 129-BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 17:3048.1(C)(2)(g) and (W), relative to the Taylor Opportunity Program for Students; to authorize the administering agency to promulgate rules to provide for the receipt and consideration of applications from students returning from out-of-state colleges and universities under certain circumstances and conditions; and to provide for related matters.

SENATE BILL NO. 284-BY SENATOR HEBERT

AN ACT

To enact R.S. 26:74(E), relative to local license and permit fees; to provide for wholesaler of beverages of high alcoholic content; to provide for restrictions; and to provide for related matters.

SENATE BILL NO. 321—

BY SENATOR HEBERT

AN ACT

To enact R.S. 47:1925.10, relative to the assessor in the Iberia Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; and to provide for related matters.

SENATE BILL NO. 93— BY SENATOR THOMPSON

AN ACT

To enact Part I-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:651 through 654, relative to food safety; to provide for definitions; to provide for written plans for food processing and food recalls; to provide for required reporting and testing of adulterated food by food processing plants; to provide for rules and regulations; and to provide for related matters.

SENATE BILL NO. 162— BY SENATOR MARIONNEAUX

AN ACT

To provide for the continuation of parishwide economic development districts; and to provide for related matters.

SENATE BILL NO. 212

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 18:134(A), relative to registrars of voters; to provide for office hours of registrars of voters; and to provide for related matters.

SENATE BILL NO. 251—

BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 46:1426(C), relative to the Department of Social Services; to provide for disclosure of information by licensed day care centers to parents; and to provide for related matters.

SENATE BILL NO. 285-

BY SENATOR NEVERS AND REPRESENTATIVE HUTTER AND SENATORS ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAUX, GRAY EVANS, GUILLORY, HEBERT, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARMES, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARROW, BILLIOT, BROSSETT, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHANDLER, CHANEY, CONNICK, CROMER, DOERGE, EDWARDS, ELLINGTON, GISCLAIR, HARRISON, HAZEL, HILL, HINES, HOFFMANN, HOWARD, MICHAEL, ACKSON, JOHNSON, ROSALIND JONES, KATZ, LAFONTA, LEGER, MILLS, MONTOUCET, PETERSON, POPE, PUGH, RICHARD, RICHARDSON, ROY, SCHRODER, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, THIBAUT, TUCKER, WADDELL AND WILLMOTT AN ACT AN ACT

To enact Chapter 25-A of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3161 through 3169, relative to educational institutions and programs; to provide for a comprehensive system of articulation and transfer of credit between and among public secondary and postsecondary educational institutions; to provide for the creation of a statewide articulation and transfer council and its membership, powers, and duties; to provide for a statewide articulation agreement; to provide for a common core curriculum; to provide relative to the length of degree programs; to provide for the transfer of specified courses and associate degrees; to provide relative to admission of transfer students to four-year colleges and universities; to provide for a statewide course numbering system; to provide relative to course levels and designations; to provide relative to accreditation of educational institutions; to provide for voluntary participation of certain independent colleges and universities; to provide relative to a comprehensive student information system; to provide for implementation timelines; to provide for reporting requirements; to provide for program rules; and to provide for related matters.

Page 94 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

SENATE BILL NO. 289— BY SENATORS APPEL AND WALSWORTH

 $\label{eq:ANACT} AN\ ACT$ To amend and reenact R.S. 47:463.61(C), (D), and (E) and to repeal R.S. 47:463.61 (F), (G) and (H), relative to the dedication of revenue; to provide for the distribution of revenues collected from "Choose Life" prestige license plate fees; and to provide for related matters.

SENATE BILL NO. 292— BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:185(A), relative to amusements and sports; to provide for certain investments of monies in the Horsemen's Bookkeeper Account; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 348— (Substitute of Senate Bill No. 275 by Senator McPherson) BY SENATOR MCPHERSON

AN ACT

To enact Part II-I of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.51 thru 2120.57, relative to employees providing nursing services; to provide for certified nurse aides in nursing facilities; to provide for state registration of certified nurse aides in nursing homes and skilled nursing facility units; to provide for medical staffing agencies; to provide for minimum requirements to maintain certification; to provide for rules and regulations; to provide for complaint investigations and restricted registrations; and to provide for related matters.

SENATE BILL NO. 23-

BY SENATOR DORSEY

AN ACT
To amend and reenact R.S. 33:9097.1(F)(1) and (F)(3)(b), relative to neighborhood improvement districts; to provide relative to the Concord Estates Crime Prevention District; to increase the parcel fee; to extend the term of the imposition of the parcel fee; and to provide for related matters.

SENATE BILL NO. 182-

BY SENATOR CROWE

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Tammany Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted, GLENN A. KOEPP Secretary of the Senate

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 3— BY REPRESENTATIVE GREENE

AN ACT

To enact the Omnibus Bond Authorization Act of 2009, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

HOUSE BILL NO. 123— BY REPRESENTATIVE WOOTON

AN ACT

To enact R.S. 27:306(A)(5)(d), relative to video draw poker devices; to provide that the owner or lessor of a qualified truck stop facility may close the restaurant at a qualified truck stop facility during a legal holiday; and to provide for related matters.

HOUSE BILL NO. 338-

BY REPRESENTATIVE GREENE AND SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 47:293(9)(a)(xvi), 297.10(A), 297.11, and 297.12(A)(introductory paragraph) and (B)(1), relative to individual income tax deductions; to provide for eligibility for deductions for tuition and other educational expenses related to elementary and secondary education; to provide with respect to eligible expenses; and to provide for related matters.

HOUSE BILL NO. 363— BY REPRESENTATIVES AUBERT AND LANDRY

AN ACT

To amend and reenact Civil Code Articles 2358, 2362.1 through 2364, and 2365 through 2367.2 and R.S. 9:374, to enact Civil Code Article 2367.3, and to repeal Civil Code Article 2364.1, relative to the community property regime; to provide for claims for reimbursement between spouses; to provide for a reduction in reimbursement for obligations paid with respect to certain movable property; to provide when a claim for reimbursement may be made; to provide for the use of a residence of the spouses; and to provide for related matters.

HOUSE BILL NO. 604— BY REPRESENTATIVE AUBERT

AN ACT

To amend and reenact R.S. 33:4711, relative to surplus property of police juries; to provide for the exchange of surplus property to private persons; and to provide for related matters.

HOUSE BILL NO. 682— BY REPRESENTATIVE CHANDLER

AN ACT

To authorize and provide for the transfer or lease of certain state property in Concordia Parish to Ira and Brenda Fontenot from the division of administration; and to provide for related matters.

HOUSE BILL NO. 790—
BY REPRESENTATIVES GREENE, BALDONE, HOFFMANN, HONEY, RICHMOND, RITCHIE, AND JANE SMITH
AN ACT

1 Section 2 of Act No. 9 of

To amend and reenact R.S. 47:6015, and Section 2 of Act No. 9 of the 2002 First Extraordinary Session of the Legislature, relative to the research and development tax credit; to authorize the issuance of tax credits for certain research and development activities; to provide for the amount of the tax credit; to authorize the refundability of the tax credits; to provide for a sunset date for issuance of the tax credit; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 798-

BY REPRESENTATIVES CARTER, BALDONE, HONEY, RICHMOND, RITCHIE, AND GARY SMITH AND SENATORS MOUNT AND MURRAY AN ACT

To amend and reenact R.S. 47:6034, relative to tax credits; to provide relative to the musical and theatrical production income tax credit; to provide for certain definitions; to provide relative to the application for tax credits for state-certified productions; to provide relative to the application for tax credits for state-certified musical or theatrical facility infrastructure projects; to authorize the collection of application fees; to provide for the amount of the fee and the disposition of the monies collected from the fee; to create the Entertainment Promotion and Marketing Fund; to provide relative to the use of the monies in the fund; to provide relative to the promulgation of rules and

Page 95 SENATE

June 23, 2009

regulations; to provide relative to display of the state's logo under certain circumstances; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 869-

BY REPRESENTATIVES TUCKER, ARMES, BALDONE, BARRAS, BROSSETT, BURFORD, TIM BURNS, CHANEY, CROMER, DOWNS, HARRISON, HENRY, HINES, GIROD JACKSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LIGI, MILLS, MONICA, PEARSON, PONTI, PUGH, RITCHIE, ROBIDEAUX, ROY, SCHRODER, WILLMOTT, WOOTON, DIXON, JOHNSON, AND LOPINTO

expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

HOUSE BILL NO. 879—

BY REPRESENTATIVES TUCKER, ARMES, BALDONE, BARRAS, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHANEY, CONNICK, CROMER, DIXON, DOWNS, GISCLAIR, GUINN, HARDY, HARRISON, HENRY, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MILLS, MONICA, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, ROY, TEMPLET, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ALARIO, DONAHUE, MICHOT, AND WALSWORTH

AN ACT

AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 880—
BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS, GISCLAIR, GUINN, HOWARD, NORTON, AND POPE

AN ACT

To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 23, 2009

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. 37-

BY REPRESENTATIVE PATRICIA SMITH AND SENATOR DORSEY
A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to select a high school student from its school district to serve as a student representative on the school board in an informative, advisory, and nonvoting capacity.

HOUSE CONCURRENT RESOLUTION NO. 53— BY REPRESENTATIVE HUTTER A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and implement an age-appropriate unit on hurricane awareness for students in each grade in all city, parish, and other local public school systems.

HOUSE CONCURRENT RESOLUTION NO. 54— BY REPRESENTATIVE HUTTER A CONCURRENT RESOLUTION

To urge and request the state Department of Education to compile statistics for each city, parish, and other local public school system relative to where teachers employed by each system who became certified in 1999 or thereafter received their bachelor's degrees and to submit a written report of findings to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 68— BY REPRESENTATIVE DIXON A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study standards it uses to approve alternative education programs as such standards relate to providing sufficient counseling services and appropriate security and to submit a written report of its findings, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 99—

BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism to study methods of raising additional revenue through state historic sites.

HOUSE CONCURRENT RESOLUTION NO. 101— BY REPRESENTATIVE SIMON A CONCURRENT RESOLUTION

To urge and request the public postsecondary education management boards and the governing authorities of certain independent colleges and universities to ensure that the institutions under their respective jurisdictions that offer a graduate program in architecture include in such program instruction on certain design principles.

HOUSE CONCURRENT RESOLUTION NO. 89— BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request all civil service systems in the state to utilize electronic testing procedures for applicants for classified positions and to report to the legislature by February 1, 2010, on progress towards implementing such procedures.

HOUSE CONCURRENT RESOLUTION NO. 202— BY REPRESENTATIVE WILLIAMS AND SENATOR JACKSON A CONCURRENT RESOLUTION

To urge and request the division of administration to study the feasibility of consolidating state office space in Shreveport into a central downtown location.

HOUSE CONCURRENT RESOLUTION NO. 225— BY REPRESENTATIVE HUTTER A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to convene a conference to examine intermodal transportation in Louisiana.

Page 96 SENATE

June 23, 2009

34th DAY'S PROCEEDINGS

HOUSE CONCURRENT RESOLUTION NO. 226—

BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To urge and request BrightStart, an interagency collaboration, to establish the Home Visiting Advisory Council in preparation for potential new federal funding of home visiting programs.

HOUSE CONCURRENT RESOLUTION NO. 228— BY REPRESENTATIVE CARTER AND SENATOR CLAITOR A CONCURRENT RESOLUTION

To commend Derbigny "Derby" Willis of Episcopal High School upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington,

HOUSE CONCURRENT RESOLUTION NO. 229— BY REPRESENTATIVE LAFONTA A CONCURRENT RESOLUTION A CONCURRENT RESOLUTION BY A CONCURRENT RESOLUTION NO. 229—

To proclaim July 6 through July 12, 2009, as Phi Beta Sigma Week.

HOUSE CONCURRENT RESOLUTION NO. 230— BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA A CONCURRENT RESOLUTION

To acknowledge April 1, 2010, as Census Day and to encourage Louisianians to participate in Census 2010.

HOUSE CONCURRENT RESOLUTION NO. 231— BY REPRESENTATIVE SIMON A CONCURRENT RESOLUTION

To urge and request the Louisiana Chapter of the American Institute of Architects (AIA) to create an advisory group to assist the commissioner of administration with the concept of universal design and its use in state buildings and to urge the commissioner to utilize such professional services.

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

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.

Mr. President in the Chair

ATTENDANCE ROLL CALL

PRESENT

ABSENT

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39	•	

Total - 0

Adjournment

On motion of Senator Thompson, at 6:05 o'clock P.M. the Senate adjourned until Wednesday, June 24, 2009, at 1:00 o'clock

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Wednesday, June 24, 2009.

> GLENN A. KOEPP Secretary of the Senate

> > DIANE O' QUIN Journal Clerk