## OFFICIAL JOURNAL
### OF THE
#### SENATE
##### OF THE
###### STATE OF LOUISIANA

### THIRD DAY’S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, March 14, 2012

The Senate was called to order at 9:35 o'clock A.M. by Hon. John A. Alario, Jr., President of the Senate.

### Morning Hour

**CONVENING ROLL CALL**

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

<table>
<thead>
<tr>
<th>PRESENT</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td>Peacock</td>
<td></td>
</tr>
<tr>
<td>Adley</td>
<td>Riser</td>
<td></td>
</tr>
<tr>
<td>Allain</td>
<td>Smith, G.</td>
<td></td>
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<tr>
<td>Amedee</td>
<td>Tarver</td>
<td></td>
</tr>
<tr>
<td>Appel</td>
<td>Thompson</td>
<td></td>
</tr>
<tr>
<td>Broome</td>
<td>Walsworth</td>
<td></td>
</tr>
<tr>
<td>Brown</td>
<td>Ward</td>
<td></td>
</tr>
<tr>
<td>Chabert</td>
<td>White</td>
<td></td>
</tr>
<tr>
<td>Claitor</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cortez</td>
<td>Nevers</td>
<td></td>
</tr>
<tr>
<td>Total - 28</td>
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</tbody>
</table>

| ABSENT              |          |          |
| Buffington          | Perry    |          |
| Crowe               | Peterson |          |
| Erdey               | Smith, J.|          |
| Gallot              | Morrell  |          |
| Total - 11          |          |          |

The President of the Senate announced there were 28 Senators present and a quorum.

### Prayer

The prayer was offered by Reverend James E. Smith, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

### Reading of the Journal

On motion of Senator Walsworth, the reading of the Journal was dispensed with and the Journal of March 13, 2012, was adopted.

### Message from the House

**CONCURRING IN SENATE CONCURRENT RESOLUTIONS**

March 13, 2012

To the Honorable President and Members of the Senate:

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

### SENATE CONCURRENT RESOLUTION NO. 12—
**BY SENATOR MURRAY**

A CONCURRENT RESOLUTION

To commend the many contributions made by Irish-Americans toward the betterment of the state and nation and to designate each March as Irish-American Heritage Month.

Reported without amendments.

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

**Introduction of Senate Bills and Joint Resolutions**

Senator Adley asked for and obtained a suspension of the rules to introduce and read Senate Bills and Joint Resolutions a first and second time and refer them to committee.

### SENATE BILL NO. 614—
**BY SENATOR ADLEY**

AN ACT

To amend and reenact R.S. 46:123(D)(1)(c)(iii) and (vi), relative to the Louisiana Military Family Assistance Board; to provide relative to requirements for need-based claims; and to provide for related matters.

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

**Introduction of Senate Concurrent Resolutions**

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

### SENATE CONCURRENT RESOLUTION NO. 22—
**BY SENATOR THOMPSON**

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of John W. Barton Sr.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td>Murray</td>
<td></td>
</tr>
<tr>
<td>Adley</td>
<td>Nevers</td>
<td></td>
</tr>
<tr>
<td>Allain</td>
<td>Peacock</td>
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<td>Amedee</td>
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<td>Appel</td>
<td>Smith, G.</td>
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<td>Broome</td>
<td>Tarver</td>
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</tr>
<tr>
<td>Brown</td>
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</tr>
<tr>
<td>Chabert</td>
<td>Ward</td>
<td></td>
</tr>
<tr>
<td>Claitor</td>
<td>White</td>
<td></td>
</tr>
<tr>
<td>Total - 30</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| NAYS             |          |          |
| Total - 0        |          |          |

| ABSENT           |          |          |
| Erdey            | Perry    |          |
| Gallot           | Peterson |          |
| Heitmeier        | Smith, J.|          |
| Total - 9        |          |          |

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.
Senate Bills and Joint Resolutions on Second Reading

SENATE BILL NO. 514—
BY SENATOR MARTINY

AN ACT
To amend and reenact R.S. 47:6007(B)(10) through (13), (D)(2)(d) and (7) and to enact R.S. 47:6007(B)(14) through (16) and 6007.1, relative to the motion picture investor tax credit; to provide for definitions; to provide for an audit; to provide for duties of a qualified accountant; to provide for a qualified cost report; to provide for certain terms, conditions, and procedures; and to provide for related matters.

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

SENATE BILL NO. 94—
BY SENATOR MORRELL

AN ACT
To repeal R.S. 15:823, relative to corrections services; to provide relative to the director of corrections; to repeal reference to the director of corrections; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 94 by Senator Morrell

AMENDMENT NO. 1
On page 1, line 3, after "director of corrections;" delete the remainder of the line and on line 4, delete "effective date;"

AMENDMENT NO. 2
On page 1, delete lines 7 through 9

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

SENATE BILL NO. 96—
BY SENATOR MORRELL

AN ACT
To amend and reenact R.S. 15:1228.6(6) and (7), relative to component systems of the Integrated Criminal Justice Information System (ICJIS) operated by the Department of Public Safety and Corrections; authorizes the name change of certain component systems; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 96 by Senator Morrell

AMENDMENT NO. 1
On page 1, line 4, change "authorizes the name change" to "to change the name"

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

SENATE BILL NO. 264—
BY SENATOR MORRELL

AN ACT
To amend and reenact R.S. 15:874(5), relative to the inmate compensation fund; provides relative to disbursements from the fund; and to provide for related matters.

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

SENATE BILL NO. 384—
BY SENATOR RISER

AN ACT
To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(i), relative to the Department of Revenue, including provisions to provide for the re-creation of the Department of Revenue and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

Rules Suspended

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

SENATE BILL NO. 336—
BY SENATOR MORRISH

AN ACT
To amend and reenact R.S. 32:1253(H), relative to the Motor Vehicle Commission; to provide for an appeal of decision of the commission; to provide for venue; and to provide for related matters.

Senator Morrish moved to recommit the bill from the Committee on Transportation, Highways and Public Works to the Committee on Judiciary B.

Without objection, so ordered.

ATTENDANCE ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President
Adley
Allain
Amedee
Appel
Broome
Brown
Buffington
Chabert
Claitor
Cortez
Total - 33

Crowe
Donahue
Dorsey-Colomb
Erdey
Guillory
Heitmeier
Johns
Kostelka
Long
Mills
Morrish

Murray
Nevers
Peacock
Riser
Smith, G.
Smith, J.
Tarver
Thompson
Walsworth
Ward
White

ABSENT

Gallot
LaFleur
Morrel
Total - 6

Martiny
Perry
Peterson
Leaves of Absence

The following leaves of absence were asked for and granted:

Gallot  1 Day  Morrell  1 Day
LaFleur  1 Day  Perry  1 Day
Martiny  1 Day  Peterson  1 Day

Announcements

The following committee meetings for March 15, 2012, were announced:

Education  9:00 A.M.  Hainkel Room

The following committee meetings for March 19, 2012, were announced:

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

Adjournment

On motion of Senator Thompson, at 9:45 o'clock A.M. the Senate adjourned until Monday, March 19, 2012, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Monday, March 19, 2012.

GLENN A. KOEPP
Secretary of the Senate

DIANE O’QUIN
Journal Clerk