OFFICIAL JOURNAL OF THE
SENATE OF THE
STATE OF LOUISIANA

TENTH 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

Thursday, March 29, 2012

The Senate was called to order at 9:05 o’clock A.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President Gallot Peacock
Allain Guillory Perry
Amedee Johns Riser
Appel Kostelka Thompson
Broome Long Walsworth
Claitor Martiny Ward
Cortez Mills White
Crowe Murray
Donahue Nevers
Total - 25

ABSENT

Adley Erdey Peterson
Brown Heitmeier Smith, G.
Buffington LaFleur Smith, J.
Chabert Morrell Tarver
Dorsey-Colomb Morrish
Total - 14

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

Prayer

The prayer was offered by Pastor Alan Robertson, 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 Nevers, the reading of the Journal was dispensed with and the Journal of March 28, 2012, was adopted.

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 29—
BY SENATOR BROOME
A RESOLUTION
To recognize the importance of proper infant nutrition and the creation of outreach nutritional and health screening programs and acknowledge the benefits of breastfeeding for both infants and mothers.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR MORRISH
A CONCURRENT RESOLUTION
To approve the annual integrated coastal protection plan for Fiscal Year 2012-2013, as adopted by the Coastal Protection and Restoration Authority.

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

SENATE CONCURRENT RESOLUTION NO. 42—
BY SENATOR PERRY
A CONCURRENT RESOLUTION
To designate the city of Scott as the Boudin Capital of the World.

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

SENATE CONCURRENT RESOLUTION NO. 43—
BY SENATOR LONG
A CONCURRENT RESOLUTION
To recognize the seventy-fifth anniversary of the U.S. Fish and Wildlife Service, Wildlife and Sport Fish Restoration Program.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Crowe Peacock
Adley Gallot Perry
Allain Guillory Perry
Amedee Johns Riser
Appel Kostelka Thompson
Broome Long Walsworth
Claitor Martiny Ward
Cortez Mills White
Crowe Murray
Donahue Nevers
Total - 25

NAYS

Total - 0

ABSENT

Brown Heitmeier Peterson
Buffington Kostelka Riser
Donahue LaFleur Smith, G.
Dorsey-Colomb Morrish
Erdey Morrish
Total - 14

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

SENATE CONCURRENT RESOLUTION NO. 44—
BY SENATOR MORRELL
A CONCURRENT RESOLUTION
To commend and congratulate Ashton Phelps Jr. upon his retirement as publisher of the New Orleans Times-Picayune and as president of The Times-Picayune Publishing Corporation and for his many contributions made to the state of Louisiana.

On motion of Senator Broome the resolution was read by title and returned to the Calendar, subject to call.
Message from the House
ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS
March 28, 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 passed and asks your concurrence in the following House Bills and Joint Resolutions:

HB NO. 25  HB NO. 126  HB NO. 386
HB NO. 590  HB NO. 650  HB NO. 687
HB NO. 696  HB NO. 732  HB NO. 898
HB NO. 904  HB NO. 929  HB NO. 948
HB NO. 878

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 25—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To enact R.S. 37:2156.1(N), relative to certain state contractors’ licenses; to provide for an exemption from certain examination requirements for licensed arborists; and to provide for related matters.

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

HOUSE BILL NO. 126—
BY REPRESENTATIVES DIXON AND BROADWATER
AN ACT
To enact R.S. 23:1203.1(O) and 1294(C), relative to the Workers’ Compensation; to provide for immunity from legal proceedings to the Medical Advisory Council; to provide for immunity from legal proceedings to the Workers’ Compensation Advisory Council; to provide with respect to subpoenas; and to provide for related matters.

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

HOUSE BILL NO. 386—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 37:2175.1(A)(introductory paragraph), 2175.2(C), and 2175.3(B) and to enact R.S. 37:2175.1(A)(6) and (7) and (D) and 2175.3(A)(9), relative to home improvement contracting; to lower the minimum threshold amount for home improvement contracting; to provide for a right to cancel a contract for home improvement contracting; to require notice of the right to cancel; to provide for refund of payments; to require proof of general liability insurance in a minimum amount; to prohibit a home improvement contractor from advertising or promoting to pay or rebate all or any portion of an applicable insurance deductible as an inducement to the sale of goods or service; to provide for nullification of the contract and a cause of action for violations; to provide for an unfair trade practice violation; to provide for remedies for violations; and to provide for related matters.

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

HOUSE BILL NO. 590—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 32:412.2, relative to veterans; to exempt disabled veterans from the payment of fees for special identification cards; to provide for certain exceptions; and to provide for related matters.

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

HOUSE BILL NO. 650—
BY REPRESENTATIVES PATRICK WILLIAMS AND FOIL
AN ACT
To enact Subpart DD of Part I of Chapter I of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.105, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due them to the Odyssey Foundation for the Arts, LLC for purposes of the Center of Excellence for Autism Spectrum Disorder; to authorize the secretary of the Department of Revenue to administer and disburse donated monies; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 687—
BY REPRESENTATIVE GREENE
AN ACT
To enact R.S. 40:1299.96(A)(2)(b)(iii), relative to health care information; to provide notice; to provide for civil liability for noncompliance; and to provide for related matters.

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

HOUSE BILL NO. 696—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 15:587(A)(1)(e) and R.S. 32:408(A)(4)(b) and (d), (B)(2)(introductory paragraph) and (a)(ii) and (F)(1) and to enact R.S. 32:408.1(5) and 414(K)(3), relative to commercial motor vehicle driver’s licenses; to provide for background checks; to provide for commercial motor vehicle driver’s licenses tests matters; and to provide for related matters.

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

HOUSE BILL NO. 732—
BY REPRESENTATIVES HENRY BURNS, ADAMS, ANDERS, ARNOLD, BADON, BARKOW, BERTHELOT, BROWN, TIM BURNS, BURRELL, CARTER, CHANEY, CONNICK, COX, CROMER, EDWARDS, FOIL, GAINES, GAROFALO, GISCLAIR, GREENE, GUINN, HARRIS, HARRISON, HAYWARD, HAZEL, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, KLECKLEY, TERRY LANDREY, LEBAS, LEOPOLD, LIGE, LORUSSO, MACK, MILLER, MORENO, JAY MORAIS, NORTON, PIERRE, PONTI, POPE, PRICE, PUGH, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHENNYDNER, SCHRODER, SEABAUGH, SHADOIN, SMITH, ST. GERMAIN, THIERRY, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT
AN ACT
To enact R.S. 37:3650, relative to professions and occupations; to provide for certain licensure of individuals with military training and experience; to provide for terms, conditions, procedures, and requirements; to provide certain exceptions; to provide for licensure by endorsement for spouses of such individuals; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.
10th DAY'S PROCEEDINGS

HOUSE BILL NO. 878—
BY REPRESENTATIVE STUART BISHOP
AN ACT
To repeal R.S. 18:1311(A), relative to voting prior to election day; to repeal a requirement that the registrar of voters compile and post a list of certain information concerning persons who have applied to vote prior to election day; and to provide for an effective date.

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

HOUSE BILL NO. 898—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 47:114(A) through (H), relative to tax administration; to provide for the quarterly filing of withholding tax returns; to provide for the due date of payments of the withholding return; to authorize rulemaking; and to provide for related matters.

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

HOUSE BILL NO. 904—
BY REPRESENTATIVE HUNTER
AN ACT
To amend and reenact R.S. 9:2799(A)(1) and 2799.3, relative to limitation of liability for damages from donated food; to provide for limitation of liability of schools, churches, and civic organizations; and to provide for related matters.

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

HOUSE BILL NO. 929—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To provide for discovery and admissibility of expert witness testimony and evidence under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 948—
BY REPRESENTATIVE SEABAUGH
AN ACT
To provide for the quarterly filing of withholding tax returns; to provide for the due date of payments of the withholding return; to authorize rulemaking; and to provide for related matters.

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

Message from the House
ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS
March 28, 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 passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVE NORTON
A CONCURRENT RESOLUTION
To direct the presiding officers of the Legislature of Louisiana to ensure that appropriate recognition of the sacrifices of Louisianians who have served as members of the Armed Forces of the United States in Iraq be displayed on the website of the legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 62—
BY REPRESENTATIVES CHAMPAGNE AND HENSGENS
A CONCURRENT RESOLUTION
To commend Erath High School upon receiving a letter grade of A+ and an excellent school performance score.

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

HOUSE CONCURRENT RESOLUTION NO. 63—
BY REPRESENTATIVE POPE
A CONCURRENT RESOLUTION
To urge and request each legislator, statewide elected official, and member of the State Board of Elementary and Secondary Education to volunteer to substitute teach in a public elementary or secondary school in Louisiana for at least two full school days of each year of his term of office through a program designated as the "Be Proud to Teach" program.

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

HOUSE BILL NO. 12—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact Code of Civil Procedure Article 592(A)(3)(a)(ii), relative to certification of class actions; to provide for discovery and admissibility of expert witness testimony and evidence under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 71—
BY REPRESENTATIVE BERTHELOT
AN ACT
To enact R.S. 40:1602, relative to the state fire marshal; to authorize the state fire marshal to issue a burn ban; to authorize the state fire marshal and the commissioner of agriculture to issue civil fines for violations; to provide for the appeal of the civil fines; to provide for the amount of the civil fine; to provide for the deposit of monies collected in the Life Safety and Property Protection Trust Fund; to exempt prescribed burning; to provide for bonding requirements for instructors; to provide for fees; to provide for certain notaries; to provide for qualifications of notaries; to provide for the education of notaries; to provide for related matters.

The bill was read by title and referred by the President to the Committee on Natural Resources.
HOUSE BILL NO. 108—
BY REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 17:2048.51(C)(14) and to enact R.S. 17:2048.51(C)(18) and (G)(7), relative to the Louisiana Health Works Commission; to provide for membership of such commission; to provide for membership of the executive committee within such commission; and to provide for related matters.

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

HOUSE BILL NO. 112—
BY REPRESENTATIVE CONNICK
AN ACT
To amend and reenact Code of Civil Procedure Article 2128 and to enact Code of Civil Procedure Article 2128.1, relative to records for civil appeals; to provide for the form and content of the record on appeal; to provide relative to the form of depositions made a part of the record; and to provide for related matters.

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

HOUSE BILL NO. 117—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To amend and reenact R.S. 32:408(8)(7)(e), relative to motor vehicles; to provide for public utilities; and to provide for related matters.

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

HOUSE BILL NO. 205—
BY REPRESENTATIVE BERTHELOT
AN ACT
To amend and reenact R.S. 47:462(C), relative to motor vehicles; to authorize the use of prestige license plates on certain trucks; and to provide for related matters.

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

HOUSE BILL NO. 300—
BY REPRESENTATIVES LEGER, BARROW, WESLEY BISHOP, BROADWATER, BURFORD, HAZEL, HOFFMANN, JOHNSON, LAMBERT, LORUSSO, RITCHIE, ROBIDEAUX, THIBAUT, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT
AN ACT
To enact Subpart DD 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. 47:120.106, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to the American Red Cross; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 310—
BY REPRESENTATIVES PONTI AND REYNOLDS
AN ACT
To amend and reenact R.S. 32:717(B), relative to scrap motor vehicles; to provide for permits to dismantle vehicles over a certain number of years old; and to provide for related matters.

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

HOUSE BILL NO. 350—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact Code of Civil Procedure Article 2379, relative to evictions; to provide for rights of reimbursement; to provide for limitations; and to provide for related matters.

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

HOUSE BILL NO. 389—
BY REPRESENTATIVE SCHRODER
AN ACT
To amend and reenact R.S. 6:333(F)(14), R.S. 9:315.9(A)(6), 315.16(A), 315.40(1), 399.1(A) and (F)(3) and (4), and 406(B)(2) and (C)(2), R.S. 11:441.1(F), R.S. 13:4291(B)(1) and (C), R.S. 27:364(A)(1)(B)(v), R.S. 40:34(B)(1)(h)(v) and (E)(1) and 46:1(D) and (F)(introductory paragraph), R.S. 46:56(M)(1), 236.1.19(b)(13), 236.1.22(G), 236.1.4(E), 236.1.5(C), 236.1.7(B), 236.1.8(D), 236.3(A)(2), 236.10(A), (B), (D), 236.12(B)(1), 236.14(D)(1)(introductory paragraph) and (H)(2), 236.15(A)(1), 236.16, 238(F), and 2136.2(F), and R.S. 51:1442(4), relative to the Department of Children and Family Services; to provide for proper designation of certain sections and divisions of the department; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 405—
BY REPRESENTATIVE DANAHY
AN ACT
To enact Code of Civil Procedure Article 1922(C), relative to judgments; to provide for related affidavits of distinction of judgments; to provide for recording fees; and to provide for related matters.

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

HOUSE BILL NO. 425—
BY REPRESENTATIVE BROSSERT
AN ACT
To enact R.S. 47:469.1, relative to special license plates; to create a special "For Hire" plate for use in the city of New Orleans; to provide for the design and cost; to provide for rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 490—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 47:120.37, relative to the Department of Revenue; to provide with respect to donations made on income tax returns for certain charitable and philanthropic purposes; to require a uniform policy of administration for donated monies; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 491—
BY REPRESENTATIVE DANAHY
AN ACT
To amend and reenact R.S. 42:162, relative to oaths of office; to provide relative to manner in which the oath of certain officials is subscribed to and recorded; to provide for the duties of certain officials relative thereto; to provide for effectiveness; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.
HOUSE BILL NO. 544—
BY REPRESENTATIVE MONTOUCET
AN ACT
To amend and reenact R.S. 32:424(A), relative to driver’s licenses; to require a suspected unqualified licensee to retake the skills and knowledge test; and to provide for related matters.

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

HOUSE BILL NO. 584—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 32:706.2, relative to peace officers; to clarify whom is qualified to perform inspections for vehicle identification number; to provide for rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 587—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 32:414.2(B)(2)(a) and to enact R.S. 32:414.2(A)(1)(d)(x), relative to commercial driver disqualification; to provide that texting while driving a commercial motor vehicle is a serious traffic violation for commercial motor vehicle drivers; to provide for increased disqualification periods for commercial motor vehicle drivers found to have violated out-of-service orders; and to provide for related matters.

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

HOUSE BILL NO. 588—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 47:519(L)(2), relative to temporary registration plates; to extend the time for which temporary registration plates and markers are valid; and to provide for related matters.

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

HOUSE BILL NO. 668—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 32:403.4(A), relative to commercial motor vehicle drivers; to require persons applying for commercial driver’s licenses to make certain certifications; and to provide for related matters.

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

HOUSE BILL NO. 969—
BY REPRESENTATIVE TALBOT
AN ACT
To enact Chapter 3 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:6301, relative to rebates; to authorize a rebate for certain donations to certain school tuition organizations; to provide for definitions, requirements, and limitations; to provide for the amount, approval, and issuance of rebates; to authorize the Department of Education to conduct audits; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVE Hoffmann
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

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 Donahue
Adley Dorsey-Colomb
Allain Gallot
Amedee Guillory
Appel Johns
Broome Kostelka
Buffington Long
Chabert Martiny
Cortez Mills
Crowe Murray
Total - 28

NAYS

Total - 0

ABSENT

Brown LaFleur
Claitor Morrell
Erdey Morrish
Heitmeier Peterson
Total - 11

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

HOUSE CONCURRENT RESOLUTION NO. 60—
BY REPRESENTATIVE Hollis
A CONCURRENT RESOLUTION
To recognize Tuesday, May 1, 2012, as St. Tammany Day.

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 Donahue
Adley Dorsey-Colomb
Allain Gallot
Amedee Guillory
Appel Johns
Broome Kostelka
Buffington Long
Chabert Martiny
Cortez Mills
Crowe Murray
Total - 29

NAYS

Total - 0
The Chair declared the Senate concurred in the House Concurrent Resolution and ordered it returned to the House.

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 61—

By Senator Mills

To enact R.S. 37:2862(7) through (12), 2864(C), (D), and (E), 2865(E), 2866(D), and 2869(A)(3), and to repeal R.S. 37:2864(F), relative to Polysomnographic Practice Act; to provide an additional exemption from the state licensure and permit requirement; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 61 by Senator Mills

AMENDMENT NO. 1

On page 9, line 15, delete “Regular Legislative Session” and insert “regular legislative session”

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

SENATE BILL NO. 83—

By Senator Murray

To enact R.S. 37:2869(A)(3), relative to the Polysomnographic Practice Act; to provide an additional exemption from the state licensure and permit requirement; and to provide for related matters.

Reported by substitute by the Committee on Health and Welfare.

The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. 83—(Substitute of Senate Bill No. 83 by Senator Murray)

By Senator Murray

To amend and reenact R.S. 37:2862(7) through (12), 2864(C), (D), and (E), 2865(E), and (C), and 2866(A) and (C), and 2870(A)(1), to enact R.S. 37:2865(E), 2866(D), and 2869(A)(3), and to repeal R.S. 37:2864(F), relative to Polysomnographic Practice Act; to provide for definitions; to remove term limits on the advisory committee members; to provide for technologist; to provide for technicians; to provide with respect to exemptions from state licensure and permit requirements; to provide for prohibitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:2862(7) through (12), 2864(C), (D), and (E), 2865(E), and (C), and 2866(A) and (C), and 2870(A)(1) are hereby amended and reenacted and R.S. 37:2865(E), 2866(D), and 2869(A)(3) are hereby enacted as follows:

§2862. Definitions

The following terms shall have the following meanings, unless otherwise specified:

1. "Physician" means a person licensed to practice medicine in the United States or any part thereof under a legal title.

2. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

3. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

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31. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

32. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

33. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

34. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

35. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

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47. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

48. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

49. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.

50. "Physician" means also a person licensed to practice medicine in the United States or any part thereof under a legal title.
(3) After July 1, 2017, the following requirements shall also be met:
   (a) The applicant has graduated from a CAAHEP accredited program. The
       applicant shall have completed, in the prior twelve months, at least ten hours or units of continuing
       education courses sanctioned by the Advisory Committee on Polysomnography and approved by the Louisiana State Board of
       Medical Examiners.
   (b) The applicant satisfies such other procedures and requirements as the Louisiana State Board of Medical Examiners may require.

C. A polysomnographic technician who submits a license renewal application after January 1, 2006, shall have completed, in the
   prior twelve months, at least ten hours or units of continuing education courses sanctioned by the Advisory Committee on
   Polysomnography and approved by the Louisiana State Board of Medical Examiners.

E. A license shall entitle the individual to use the title "polysomnographic technician" or "permit technician", or the initials "PSGT-E".

§2869. Individuals and practices not affected
A. Nothing in this Chapter shall be construed as prohibiting, preventing, or restricting the practice, services, or activities of:

(3) Any individual pursuing a course of study in an accredited CAAHEP polysomnographic technology education program for performing a polysomnography procedure or service, provided both of the following conditions are met:
   (a) The polysomnography procedure or service is within the individual’s course of study,
   (b) The polysomnography procedure or service is performed under the supervision of a physician or a registered polysomnographic technologists who is physically present in the area where such a polysomnographic procedure or service is being performed and is available to furnish assistance and direction throughout the polysomnography procedure or service.

§2870. Prohibitions
A.(1) No individual shall engage or attempt to engage in the practice of polysomnography or perform or attempt to perform polysomnograms, unless he holds a license issued by the Louisiana State Board of Medical Examiners in accordance with the provisions of this Chapter.

Section 2. R.S. 37:2864(F) is hereby repealed.

On motion of Senator Mills, the committee substitute bill was adopted and becomes Senate Bill No. 637 by Senator Murray, substitute for Senate Bill No. 83 by Senator Murray.

SENATE BILL NO. 637— (Substitute of Senate Bill No. 83 by Senator Murray)
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 37:2862(7) through (12), 2864(C), (D), and (E), 2865(A) and (C), 2866(A), and 2869(A)(1), to enact R.S. 37:2865(E), 2866(D), and 2869(A)(3), and to repeal R.S. 37:2864(F), relative to Polysomnographic Practice Act; to provide for definitions; to remove term limits on the advisory committee members; to provide for technologist; to provide for technicians; to provide with respect to exemptions from state licensure and permit requirements; to provide for prohibitions; and to provide for related matters.

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

SENATE BILL NO. 107— AN ACT
To amend and reenact R.S. 18:107(A) and (D), 109, 463(A)(1)(a) and 551(D), relative to the Louisiana Election Code; to provide for consistency of presentation of political party affiliations on voter identification cards, notices of candidacy, voter registration cards and precinct registers; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 107 by Senator Murray

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 18:" insert "107(A) and (D),"

AMENDMENT NO. 2
On page 1, line 8, after "R.S. 18:" insert "107(A) and (D),"

AMENDMENT NO. 3
On page 1, between lines 9 and 10 insert the following:
"§107. Party affiliation not required for registration; change in party affiliation
A. An applicant need not be a member of a political party or declare a party affiliation in order to be registered, but in such case the word "none" or "no party" or an abbreviation thereof on the application form shall be circled.

D. If a registrant has registered with a declaration of party affiliation and afterwards desires toaffiliate with no party, he shall make written application therefor to the registrar, and the registrar shall enter in the registrant's information on the state voter registration computer system and, if the original application is available in hard copy in the registrar's office, on the original application form, the word "NONE" or "no party" or an abbreviation thereof and the date of the change.

AMENDMENT NO. 4
On page 2, line 3, after "recognized, or" delete "none" and insert "no party or an abbreviation thereof"

AMENDMENT NO. 5
On page 2, line 22, after "or" delete "none" and insert "no party or an abbreviation thereof"

AMENDMENT NO. 6
On page 3, line 6, after "parties the" delete the remainder of the line and insert "words "no party" or an abbreviation thereof shall be placed"

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

SENATE BILL NO. 112— AN ACT
To amend and reenact R.S. 40:1007(A), (B), (G), and (H), and to enact R.S. 40:1007(I) and (J), relative to the Louisiana Board of Pharmacy; to provide for the Uniform Controlled Dangerous
Substance Law; to provide for access to prescription monitoring program information; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 112 by Senator Johns

AMENDMENT NO. 1
On page 1, line 8, delete "is" and insert "are"

AMENDMENT NO. 2
On page 2, line 12, after "system," insert "However, the board shall not provide prescription monitoring information to prescription monitoring programs located in other states unless the laws of the state receiving the information provide at a minimum both of the following:
(1) That the prescription monitoring information is protected health information, not subject to the Public Records Law, and not subject to disclosure.
(2) That the prescription monitoring information shall not be subject to civil subpoena, nor shall such information be disclosed, discoverable, or compelled to be produced in any civil proceeding, nor shall such records be deemed admissible as evidence in any civil proceeding for any reason.

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

SENATE BILL NO. 115—
BY SENATOR MILLS
AN ACT
To enact R.S. 40:2110(D) and (E), relative to suspension of a license to Original Senate Bill No. 115 by Senator Johns

AMENDMENT NO. 6
On page 2, line 13, after "a" and before "psychiatric" insert "freestanding inpatient"

AMENDMENT NO. 7
On page 2, line 14, after "a" and before "psychiatric" insert "freestanding inpatient"

AMENDMENT NO. 8
On page 2, line 16, before "psychiatric" insert "freestanding inpatient"

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

SENATE BILL NO. 124—
BY SENATOR JOHNS
AN ACT
To enact R.S. 37:21(B)(7), relative to limitations on disciplinary proceedings by professional or occupational boards and commissions; to provide an exemption for the Louisiana Board of Pharmacy; to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 124 by Senator Johns

AMENDMENT NO. 1
On page 1, line 2, after "37:21(B)(7)" and before comma "," insert "and (8)"

AMENDMENT NO. 2
On page 1, line 4, delete "Pharmacy;" and insert "Pharmacy and the Louisiana State Board of Nursing; and"

AMENDMENT NO. 3
On page 1, line 6, change "is" to "and (8) are"

AMENDMENT NO. 4
On page 1, between lines 12 and 13 insert the following: "(8) The Louisiana State Board of Nursing."

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

SENATE BILL NO. 135—
BY SENATORS MORREL L AND MURRAY AND REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 18:402(D)(2), relative to the election code; to provide for certain municipal and parochial elections; to provide for dates for elections to be held in 2014; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. The bill was read by title, ordered engrossed and passed to a third reading.
SENATE BILL NO. 139—
BY SENATOR LONGBY SENATOR MARTINY
AN ACT
To enact R.S. 9:3334(C), relative to leases of movables; to provide
an exception to the choice of insurer provision for certain
consumer leases; to provide terms and conditions of such
consumer leases; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to
Original Senate Bill No. 139 by Senator Long

AMENDMENT NO. 1
On page 1, line 2, change "To enact R.S.9:3334(C)," to "To amend
and reenact R.S.9:3306(9),"

AMENDMENT NO. 2
On page 1, line 2, after "movables;" delete the remainder of the line
and delete line 3 in its entirety and on line 4, delete "conditions of
such consumer leases;" and in lieu thereof insert the following: "to
provide with respect to definitions; to provide an exception for
employer-sponsored lease programs;"

AMENDMENT NO. 3
On page 1, delete lines 6 through 12 in their entirety and in lieu
thereof insert the following:
"Section 1. R.S. 9:3306(9) is hereby amended and reenacted to read as follows:
§3306. Definitions

(9) "Consumer lease" means a lease to a consumer as defined in
R.S. 9:3306(8), with the exception of a lease provided through an
employer-sponsored lease program, provided that total
compensation under the lease over the base lease term does not
exceed twenty-five thousand dollars. Where total compensation
under the lease exceeds twenty-five thousand dollars, the lease shall
be considered a commercial lease for purposes of this Chapter.

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

SENATE BILL NO. 163—
BY SENATOR MARTINY
AN ACT
To enact R.S. 51:712(D)(3), relative to securities; to provide
for unauthorized actions of certain persons regulated by the commission; and
to provide for related matters.

Reported by substitute by the Committee on Commerce,
Consumer Protection, and International Affairs. The bill was read by
title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 163 by
Senator Martiny)
BY SENATOR MARTINY
AN ACT
To enact R.S. 51:704(A)(10), relative to securities; to authorize the
taking of certain actions relative to dishonest or unethical
practices; to provide relative to the adoption of administrative
rules; to provide certain terms and conditions; and to provide for
related matters.

Be it enacted by the Legislature of Louisiana:
Section 1. R.S. 51:704(A)(10) is hereby enacted to read as follows:
§704. Suspension or revocation of registration of dealers, salesmen,
investment advisers, and investment adviser representatives; requiring current financial statements
A. The registration of any dealer, salesman, investment adviser,
or investment adviser representative may be suspended or revoked by
the commissioner as provided in Subsection B of this Section if he
finds that such registrant and, in the case of a dealer or investment
adviser, any general partner, limited partner, director, managing
member, affiliate, or executive officer of such dealer or investment
adviser:

(10) Has engaged in dishonest or unethical practices in
activity regulated under the provisions of this Part. The
commissioner shall adopt rules and regulations in accordance
with the Administrative Procedure Act to illustrate examples of
such practices providing grounds for suspension or revocation of
registration. Such examples shall be for illustrative purposes
only and shall not be deemed exclusive.

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

On motion of Senator Martiny, the committee substitute bill was
adopted and becomes Senate Bill No. 638 by Senator Martiny,
substitute for Senate Bill No. 163 by Senator Martiny.

SENATE BILL NO. 638— (Substitute of Senate Bill No. 163 by
Senator Martiny)
BY SENATOR MARTINY
AN ACT
To enact R.S. 51:704(A)(10), relative to securities; to authorize the
taking of certain actions relative to dishonest or unethical
practices; to provide relative to the adoption of administrative
rules; to provide certain terms and conditions; and to provide for
related matters.

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

SENATE BILL NO. 175—
BY SENATOR APPEL
AN ACT
To enact R.S. 32:1261(1)(x), relative to the Louisiana Motor Vehicle
Commission; to provide for regulation and enforcement by the
commission; to provide for unauthorized actions of certain
persons regulated by the commission; and to provide for related
matters.

Reported with amendments by the Committee on Commerce,
Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce,
Consumer Protection and International Affairs to Original Senate Bill
No. 175 by Senator Appel

AMENDMENT NO. 1
On page 1, line 2, after "To" insert "amend and reenact R.S.
32:1268(A)(1)(a)(introductory paragraph) and (c), (2) and (B), and
to"

AMENDMENT NO. 2
On page 1, line 3, after "commission;" insert "to provide for
repurchase of certain tools and equipment;"

AMENDMENT NO. 3
On page 1, line 7, after "Section 1," insert "R.S.
32:1268(A)(1)(a)(introductory paragraph) and (c), (2) and (B) are
hereby amended and reenacted and"

AMENDMENT NO. 4
On page 2, line 1, before "presumed" insert "rebuttable"

AMENDMENT NO. 5
On page 2, line 2, change "citizen" to "resident"
ANNEXMENT NO. 6
On page 2, after line 4, insert the following:

§1268. Requirements upon termination; penalty; indemnity
A. (1) In the event the licensee ceases to engage in the business of
being a motor vehicle, recreational products, or specialty vehicle
dealer, or ceases to sell a particular make of motor vehicle,
recreational product, or specialty vehicle and after notice to the
manufacturer, converter, distributor, or representative by certified
mail or commercial delivery service with verification of receipt,
within thirty days of the receipt of the notice by the manufacturer,
converter, distributor, or representative, the manufacturer, converter,
distributor, or representative shall repurchase:
(a) All new motor vehicle, recreational product, and specialty
vehicles of the current and last prior model year delivered to the
licensee and parts on hand purchased in the ordinary course of
business that have not been damaged or substantially altered to the
prejudice of the manufacturer while in the possession of the licensee.
As to recreational products dealers, the repurchase of parts shall be
limited to those listed in the manufacturer's price book. The motor
vehicle, recreational product, and specialty vehicles and parts shall be
repurchased at the cost to the licensee which shall include without
limitation freight and advertising costs, less all allowances paid to the
dealer, except that new automobiles shall be purchased on the
schedule as follows:

   * * *

   (c) At fair market value, all special tools and automotive service
equipment owned by the dealer which were recommended in writing
and designated as special tools and equipment and purchased in the
ordinary course of business from or purchased at the request of the
manufacturer, converter, distributor, or representative, if the tools and
equipment are in usable and good condition except for reasonable
wear and tear. Fair market value shall be no less than cost of
acquisition of special tools and automotive service equipment by the
dealer.

   * * *

   (2) The manufacturer or converter shall make the required
repurchase after the dealer terminates his franchise as follows:

   (a) Within and within thirty days for motor and specialty
vehicle dealers and sixty days for recreational products
dealers of the submission to it, by certified mail, return receipt
requested, or commercial delivery service with verification of receipt,
of a final inventory of motor vehicles, and parts, special tools, and
automotive service equipment on hand.

   (b) For motor vehicle dealers, after tender of the parts and
special tools and automotive service equipment to the
manufacturer.

   B. Failure to make such repurchase without just cause shall
subject the manufacturer or converter to a penalty of one and one-half
the unimpaired paid-in capital requirements for captive insurers;
to clarify requirements and prohibitions for captive insurers; to
provide technical changes; and to provide for related matters.

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

SENATE BILL NO. 195—
BY SENATOR MILLS
AN ACT
To enact R.S. 40:964(Schedule I)(D)(4), relative to controlled
dangerous substances; to add Ezogabine as a Schedule V
controlled dangerous substance; and to provide for related
matters.

Reported favorably by the Committee on Health and Welfare.
The bill was read by title, ordered engrossed and passed to a third
reading.
SENATE BILL NO. 242—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 22:822(A) and (B)(3), relative to criminal bail bond annual license fees; to provide with respect to exceptions for bonds written for charges to be prosecuted in the Criminal District Court of the Parish of Orleans; and to provide for related matters.

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

SENATE BILL NO. 253—
BY SENATOR WALSWORTH
AN ACT
To amend and reenact R.S. 49:220.22(D), relative to the office of the state inspector general; to provide for additional legal representation as the office deems necessary; and to provide for related matters.

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

SENATE BILL NO. 304—
BY SENATORS PETERSON, MORRELL, MURRAY, RISER AND TARVER
AN ACT
To enact R.S. 49:149.30, relative to the names of state buildings; to name the new University Medical Center/Louisiana State University Hospital in New Orleans the "Reverend Avery C. Alexander Hospital"; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 334 by Senator Claitor

AMENDMENT NO. 1
On page 1, line 2, delete "and to enact R.S." and on line 3, delete "51:924(C)."

AMENDMENT NO. 2
On page 1, line 7, delete ", and R.S. 51:924(C) is hereby enacted"

AMENDMENT NO. 3
On page 1, delete line 11 and insert the following:

"B. The board shall consist of twenty twenty-four members, fifteen of whom shall"

AMENDMENT NO. 4
On page 2, delete lines 19 through 23

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

SENATE BILL NO. 345—
BY SENATOR MORRISH
AN ACT
To amend and reenact R.S. 22:1155, relative to the denial of dental benefit claims; to require certain information to be included in such denials or any written communications related thereto; and to provide for related matters.

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

SENATE BILL NO. 410—
BY SENATOR CLAITOR
A JOINT RESOLUTION
Proposing to amend Article III, Section 13, of the Constitution of Louisiana, relative to local or special laws; to provide certain requirements prior to legislatively creating certain special districts; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 417—
BY SENATOR RISER
AN ACT
To amend and reenact R.S. 18:461(A)(1), and to enact R.S. 18:461(A)(2)(d) and 462(C), relative to the Louisiana Election Code; to provide for the manner of qualifying for elections for candidates serving outside of the United States in the armed forces; to provide relative to fees; to provide for filing by facsimile or electronic mail; to provide for qualifying with the secretary of state or a person in his office designated to receive qualifying papers; and to provide for related matters.

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

SENATE BILL NO. 449—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 6:284.1(B) and 336, relative to state banks; to provide for compliance review; to provide for privilege of results of the compliance review; to provide for evidence in court or administrative proceedings; and to provide for related matters.
Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 516—
BY SENATOR CROWE
To enact Chapter 26 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1701, relative to commercial regulations; to provide for notification to officers, members, managers, and partners of certain changes; to provide for certain terms, conditions, and procedures; to provide that notice be given to certain individuals; to provide for documents; to provide for a cause of action; to provide for judicial review; to provide for the duties of a certain court; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 516 by Senator Crowe

AMENDMENT NO. 1
On page 1, line 6, delete "to provide for documents" and insert "to provide relative to documents"

AMENDMENT NO. 2
On page 2, delete lines 8 through 28

AMENDMENT NO. 3
On page 2, line 29, change "D" to "C"

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

SENATE BILL NO. 552—
BY SENATOR PETERSON
To enact R.S. 36:961, relative to data collected by certain state departments; to provide that certain state departments develop reports providing statistics on women by race and ethnic groups; to provide for annual reports; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 552 by Senator Peterson

AMENDMENT NO. 1
On page 1, line 2, delete "R.S. 36:961" and insert "R.S. 46:2525.1"

AMENDMENT NO. 2
On page 1, line 6, delete "R.S. 36:961" and insert "R.S. 46:2525.1"

AMENDMENT NO. 3
On page 1, line 7, delete "$961." and insert "$2525.1" and after "women by" insert "race and"

AMENDMENT NO. 4
On page 1, delete lines 9 through 11 and insert the following:

Department of Health and Hospitals, Department of Economic Development, director of the Department of State Civil Service, the Superintendent of the Department of Education, the commissioner of the division of administration, the executive director of the Louisiana Workforce Commission and the head of the Louisiana State University Health Science

AMENDMENT NO. 5
On page 1, at the beginning of line 14, after "but" delete "by" and after "not" insert "be" and after "indicators" insert a comma ",".

AMENDMENT NO. 6
On page 1, line 17, after "Each" delete "department" and insert "agency" and after "post" delete "their" and insert "its"

AMENDMENT NO. 7
On page 2, line 1, delete "department" and insert "agency"

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

SENATE BILL NO. 559—
BY SENATOR ERDEY
To amend and reenact R.S. 32:898(A) and 901, relative to certificates of insurance; to provide for method of filing proof and notice of cancellation or termination; and to provide for related matters.

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

SENATE BILL NO. 614—
BY SENATORS ADLEY, ALLAIN, BUFFINGTON, DORSEY-COLOMB, ERDEY, GUILLORY, HEITMEIER, MILLS AND NEVERS
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.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 614 by Senator Adley

AMENDMENT NO. 1
On page 2, line 3, delete "Applicant" and insert "applicant"

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

Rules Suspended
Senator Kostelka asked for and obtained a suspension of the rules to recall Senate Bill No. 278 from the Committee on Judiciary A.

SENATE BILL NO. 278—
BY SENATOR KOSTELKA
To enact R.S. 23:1174.2, relative to payment of certain costs of court; to exempt the office of workers' compensation from the payment of certain costs of court; and to provide for related matters.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule
Senator Murray moved to suspend the rules to temporarily pass over controversal Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.
Without objection, so ordered.

SENATE BILL NO. 59—
BY SENATOR MORRELL
AN ACT
To enact R.S. 40:981.5, relative to controlled dangerous substances; to create the crime of utilizing or permitting the presence of a juvenile in drug trafficking; to provide elements of the crime and definitions; to provide penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President - Donahue
Adley - Dorsey-Colomb
Allain - Gallot
Amedee - Heitmeier
Appel - Johns
Broome - Kostelka
Buffington - LaFleur
Chabert - Long
Claitor - Martiny
Cortez - Mills
Crowe - Morrell
Total - 32

NAYS

Total - 0

ABSENT

Brown - Morrish
Guillory - Smith, J.
Erdey - Peterson
Guillory - Smith, G.
Total - 7

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

SENATE BILL NO. 90—
BY SENATOR RISER
AN ACT
To amend and reenact R.S. 40:46(A), relative to legitimation; to provide for legitimation by a major child and the biological parents; to provide for specific information required; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President - Donahue
Adley - Dorsey-Colomb
Allain - Gallot
Amedee - Heitmeier
Appel - Johns
Broome - Kostelka
Buffington - LaFleur
Chabert - Long
Claitor - Martiny
Cortez - Mills
Crowe - Morrell
Total - 33

NAYS

Total - 0

ABSENT

Brown - Morrish
Guillory - Smith, G.
Erdey - Peterson
Guillory - Smith, J.
Total - 6

The Chair declared the bill was passed and ordered it sent to the House. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 199—
BY SENATORS KOSTELKA, GUILLORY AND WHITE
AN ACT
To enact R.S. 14:70.8, relative to crimes involving theft and fraud; to create the crime of illegal transmission of monetary funds; to provide for definitions; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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<td>Crowe</td>
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<td>Total - 35</td>
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</tbody>
</table>

Total - 0        |        | ABSENT |

Guillory        | Smith, G. |
Morris          | Smith, J.  |
Total - 4       |          |        |

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

SENATE BILL NO. 203—
BY SENATORS KOSTELKA, GUILLORY AND WHITE
AN ACT
To amend and reenact R.S. 14:72.2(A) and (C)(3)(a), relative to the crime of monetary instrument abuse; to provide that monetary instrument abuse includes the unlawful manufacture or transfer with intent to deceive of monetary instruments of the United States; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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<td>Total - 32</td>
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</table>

Total - 3          |        | ABSENT |

Guillory        | Smith, G. |
Morris          | Smith, J.  |
Total - 4       |          |        |

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

SENATE BILL NO. 213—
BY SENATOR BROWN
AN ACT
To amend and reenact R.S. 44:9(F) and (G), relative to criminal arrest and disposition records; to authorize the Louisiana Department of Public Safety and Corrections to provide the Louisiana Department of Insurance access to criminal arrest and disposition records; to provide that the Louisiana Department of Insurance may use criminal arrest and disposition records which have been expunged; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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<td>Cortez</td>
<td>Morrell</td>
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<td>Total - 32</td>
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<td>NAYS</td>
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</tbody>
</table>

Total - 3          |        | ABSENT |

Crowe          | Smith, G. |
Morris         | Smith, J.  |
Total - 4       |          |        |

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

SENATE BILL NO. 261—
BY SENATOR NEVERS
AN ACT
To amend and reenact Civil Code Articles 136 and 137 and R.S. 9:344(D), relative to children; to provide relative to the duties of care, custody, and control of children under certain circumstances; to provide relative to rights and responsibilities; to provide relative to custody and visitation; to provide relative to awards of visitation rights; to provide relative to visitation by grandparents and other non-parents; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.
Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 261 by Senator Nevers

AMENDMENT NO. 1
On page 2, line 5, following "include" delete "when the court"

AMENDMENT NO. 2
On page 2, line 6, before "that" change "determines" to "a determination by a court"

AMENDMENT NO. 3
On page 3, line 14, following "include" change "when the court determines" to "a determination by a court"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Morrell
Adley Dorsey-Colomb Murray
Allain Erdey Nevers
Amedee Gallot Peacock
Appel Guillory Perry
Broome Heitmeier Riser
Brown Johns Tarver
Buffington LaFleur Thompson
Chabert Long Ward
Claitor Martiny White
Cortez Mills
Crowe
Total - 36

NAYS

Murray Peterson
Total - 2

ABSENT

Adley Morrish Smith, G.
Kostelka Smith, J.
Total - 5

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

SENATE BILL NO. 427—
BY SENATOR KOSTELKA

AN ACT
To amend and reenact R.S. 15:1404(A) and the introductory paragraph of (B) and to enact R.S. 15:1404(B)(9) through (13), relative to criminal gang activity; to provide for the definition of "pattern of criminal gang activity"; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 427 by Senator Kostelka

AMENDMENT NO. 1
On page 2, line 8, following "(10)" and before "or" change "Rioting" to "Riot"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Murray
Adley Dorsey-Colomb Nevers
Allain Erdey Peacock
Amedee Gallot Perry
Appel Guillory Peterson
Broome Heitmeier Riser
Brown Johns Tarver
Buffington Kostelka Thompson
Total - 32

NAYS

Murray Peterson
Total - 2

ABSENT

Adley Morrish Smith, J.
Kostelka Smith, G.
Total - 5

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

SENATE BILL NO. 306—
BY SENATOR WHITE

AN ACT
To amend and reenact R.S. 14:98(F)(2), relative to driving offenses; to provide with respect to the crime of operating a vehicle while intoxicated; to provide with respect to the ten-year cleansing period for purposes of determining when a person has a prior offense; and to provide for related matters.

The bill was read by title. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE
10th DAY'S PROCEEDINGS
March 29, 2012

Chabert LaFleur Walsworth
Claitor Long Ward
Cortez Martiny White
Crowe Mills
Total - 35

NAYS

Total - 0

ABSENT

Morrell Smith, G.
Morris Smith, J.
Total - 4

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

SENATE BILL NO. 429—
BY SENATOR NEVERS
AN ACT
To amend and reenact Code of Civil Procedure Article 970(A), relative to motions for judgment on offer of judgment; to provide relative to time periods; to provide for certain terms, conditions and procedures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Nevers
Adley Dorsey-Colomb Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Heitmeier Riser
Broome Johns Tarver
Brown LaFleur Thompson
Buffington Long Ward
Chabert Martiny Mills
Claitor Morrell White
Cortez Morrell
Crowe Murray
Total - 34

NAYS

Total - 0

ABSENT

Erdey Morrish Smith, J.
Kostelka Smith, J.
Total - 5

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

SENATE BILL NO. 506—
BY SENATOR CLAITOR
AN ACT
To enact Code of Civil Procedure Article 1426.1, relative to discovery; to provide relative to a stay of discovery in certain civil matters for good cause shown by a district attorney or defendant in a related criminal matter; to provide certain terms, conditions and procedures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Crowe Morrell
Adley Donahue Murray
Allain Dorsey-Colomb Nevers
Amedee Gallot Peacock
Appel Guillory Perry
Broome Heitmeier Peterson
Brown Johns Riser
Buffington LaFleur Thompson
Chabert Martiny Mills
Claitor White
Cortez Ward
Crowe
Total - 33

NAYS

Total - 0

ABSENT

Brown Morrish Smith, J.
Martiny Smith, G.
Total - 6

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

SENATE BILL NO. 531—
BY SENATOR PEACOCK
AN ACT
To amend and reenact R.S. 56:39(A) and to enact R.S. 14:63(G)(5), relative to criminal trespass; to provide relative to penalties for criminal trespass; to provide for forfeiture of and payment for the killing of wildlife in the course of a criminal trespass; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Crowe Morrell
Adley Donahue Murray
Allain Dorsey-Colomb Nevers
Amedee Gallot Peacock
Appel Guillory Peterson
Broome Heitmeier Riser
Brown Johns Tarver
Buffington LaFleur Thompson
Chabert Martiny Mills
Claitor White
Cortez Ward
Crowe
Total - 33

NAYS

Total - 0

ABSENT

Erdey Morrish Smith, J.
Kostelka Smith, J.
Total - 5

The Chair declared the bill was passed and ordered it sent to the House. Senator Claitor moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 616—
BY SENATOR MORRELL

AN ACT
To enact R.S. 47:1641.1, relative to criminal penalties for falsifying retail sales records; to prohibit the sale, purchase, possession, or use of automated sales suppression devices; to provide for definitions; to provide for penalties; and to provide for related matters.

Floor Amendments
Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 616 by Senator Morrell

AMENDMENT NO. 1
On page 1, line 3, after "prohibit" delete "the sale, purchase, possession, or use of"

AMENDMENT NO. 2
On page 1, line 9, after "knowingly" delete "sell, purchase, install," and insert "create, design, manufacture, sell, purchase, lease, install, update, repair, service."

AMENDMENT NO. 3
On page 1, line 10, after "possess" insert "or otherwise make available."

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President
Adley
Allain
Amedee
Appel
Broome
Brown
Buffington
Chabert
Cortez
Crowe
Morrell
Murray
Peacock
Perry
Peterson
Riser
Tarver
Thompson
Walsworth
Ward
White

Total - 33

NAYS

Clairor
Erdey

Smith, G.

Smith, J.

Total - 6

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

SENATE BILL NO. 4—
BY SENATORS MORRELL, DORSEY-COLOMB, MILLS, PERRY AND WHITE AND REPRESENTATIVE LEGER

AN ACT
To amend and reenact R.S. 14:403(A) and the introductory paragraph of Children's Code Article 603(15) and (d) and 610(A) and (E)(1) and (2), and to enact Children's Code Article 603(15)(j), relative to reporting abuse of children; to provide for mandatory reporting of sexual abuse of a child; to provide for definition; to provide for penalties; and to provide for related matters.

Floor Amendments
Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 4 by Senator Morrell

AMENDMENT NO. 1
On page 2, line 25, following "610," delete "shall be guilty of a felony and upon conviction"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments
Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 4 by Senator Morrell

AMENDMENT NO. 1
On page 2, line 22, after "any person" insert "who is eighteen years of age or older"

AMENDMENT NO. 2
On page 3, line 1, after "81.2, " delete the remainder of the line and insert "86, 89, 89.1, and the attempt to commit any of these crimes pursuant to R.S. 14:27."

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President
Adley
Allain
Amedee
Appel
Broome
Brown
Buffington
Chabert
Cortez
Crowe
Morrell
Dorsey-Colomb
Guillot
Heitmeier
Johns
Kostelka
Lafleur
Long
Martiny
Mills
Murray
Nevers
Peacock
Peterson
Riser
Tarver
Thompson
Walsworth
Ward
White

Total - 36

NAYS

Clairor
Erdey

Smith, G.

Smith, J.

Total - 3

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Morrell moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 363—

BY SENATOR MARTINY

AN ACT

To enact R.S. 27:306(A)(4)(e), relative to the operation of video draw poker devices; to provide relative to amenities required of qualified truck stop facilities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Allain
Amedee
Appel
Broome
Brown
Buffington
Chabert
Claitor
Cortez
Crowe

Donahue
Dorsey-Colomb
Erdey
Guillory
Heitmeier
Johns
LaFleur
Long
Martiny
Mills
Morrell
Murray

Nevers
Peacock
Perry
Peterson
Riser
Tarver
Thompson
Walsworth
Ward
White

Total - 34

NAYS

Total - 0

ABSENT

Gallot
Kostelka

Morrish
Smith, J.

Nettie

Total - 5

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

SENATE BILL NO. 365—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:306(A)(4)(b) (introductory paragraph), relative to the operation of video draw poker devices at qualified truck stop facilities; to provide with respect to the calculation of fuel sales; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Allain
Amedee
Appel
Broome
Buffington
Chabert
Claitor
Cortez
Crowe

Donahue
Dorsey-Colomb
Erdey
Guillory
Heitmeier
Johns
LaFleur
Martiny
Mills
Morrell
Murray

Nevers
Peacock
Perry
Peterson
Riser
Tarver
Thompson
Ward
White

Total - 33

NAYS

Total - 0

ABSENT

Gallot
Kostelka

Morrish
Smith, J.

Nettie

Total - 5

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

SENATE BILL NO. 572—

BY SENATOR MORRELL

AN ACT

To enact R.S. 14:95.1.3, relative to weapons; to prohibit the purchase of firearms or ammunition with the intent to transfer illegally; to provide for definitions; to provide for penalties; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 572 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 14, following "the" and before "knows" change "persons" to "person"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Allain
Amedee
Appel
Broome
Buffington
Chabert
Claitor
Cortez
Crowe

Donahue
Dorsey-Colomb
Erdey
Guillory
Heitmeier
Johns
LaFleur
Martiny
Mills
Morrell
Murray

Nevers
Peacock
Perry
Peterson
Riser
Tarver
Thompson
Ward
White

Total - 33

NAYS

Total - 0

ABSENT

Brown
Gallot

Morrish
Smith, J.

Nettie

Total - 6

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

Rules Suspended

Senator Long asked for and obtained a suspension of the rules to revert to the Morning Hour.
Introduction of Senate Bills and Joint Resolutions

SENATE BILL NO. 639—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 14:30(A)(10) and to enact R.S. 14:30(A)(11), relative to the crime of first degree murder; to provide that first degree murder includes the killing of a taxicab driver under certain circumstances; to provide for definitions; and to provide for related matters.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 31—
BY SENATOR DORSEY-COLOMB
A RESOLUTION
To commend and congratulate the pastor and members of the Little Rising Sun Baptist Church of Baton Rouge, Louisiana, upon the celebration of its One Hundredth Anniversary.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

March 29, 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 passed and asks your concurrence in the following House Bills and Joint Resolutions:

HB NO. 169  HB NO.170

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 169—
BY REPRESENTATIVE HENRY
AN ACT
To amend and reenact R.S. 9:2743(B) and (D)(2), relative to certificates of encumbrances; to provide procedures for identifying the mortgagor or obligor of debt; to provide for affidavit to serve as satisfactory evidence; to provide with respect to liability; and to provide for related matters.

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

HOUSE BILL NO. 170—
BY REPRESENTATIVE HENRY
AN ACT
To amend and reenact R.S. 9:5175(B), relative to erasure or cancellation of mortgages; to provide for the use of an affidavit to designate the judgments, mortgages, or privileges to be discharged; to provide for procedures; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

March 29, 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 passed and asks your concurrence in the following House Concurrent Resolutions:

HCR NO. 64  HCR NO. 61

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVES DIXON, HARRIS, AND HAZEL AND SENATORS GALLOT, KOSTELKA, LONG, AND RISER
A CONCURRENT RESOLUTION
To urge and request the board of directors of the Rapides Primary Health Care Center to rename the center in honor of the late Israel "Bo" Curtis, former state representative, of Alexandria.

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

HOUSE CONCURRENT RESOLUTION NO. 64—
BY REPRESENTATIVES SCHRODER, LEGER, AND JIM MORRIS
A CONCURRENT RESOLUTION
To urge and request the Department of Wildlife and Fisheries to study for possible implementation a system for the issuance of hunting and recreational fishing licenses that would involve a term of effectiveness for each license for a year from the date of issuance.

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

March 29, 2012

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 27—
BY SENATORS DORSEY-COLOMB, WHITE, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAIFOR, CORTEZ, CROWE, DONAHUE, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHN, KOSTELKA, LAPLUE, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, SMITH, JOHN SMITH, TAYLOR, THOMPSON, WALSWORTH AND WARD AND REPRESENTATIVES BARROW, CARTER, FOIL, GREENE, HONORE, JAMES, PONTI, RICHARDSON, SMITH, ALFRED WILLIAMS AND WILLMOTT
A CONCURRENT RESOLUTION
To commend Seimone Augustus upon her receipt of the Most Valuable Player award presented by the Women's National
SENATE CONCURRENT RESOLUTION NO. 28—
BY SENATORS JOHNS, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOW, GUILLOY, HEITMEIER, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES DANAHAY, FRANKLIN, GEYMANN AND KLECKLEY
A CONCURRENT RESOLUTION
To commend Kenny Almond on being inducted into the Louisiana High School Basketball Coaches Association Hall of Fame.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

March 29, 2012

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 17—
BY SENATORS DORSEY-COLOMB, WHITE, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOW, GUILLOY, HEITMEIER, JONS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WARD
A RESOLUTION
To commend Seimone Augustus upon her receipt of the Most Valuable Player award presented by the Women's National Basketball Association (WNBA) for the 2011 Championship Finals.

SENATE RESOLUTION NO. 18—
BY SENATOR WALSWORTH
A RESOLUTION
To commend the Girl Scouts of the USA on one hundred years of success in teaching Girl Scouts leadership skills, positive values, a strong sense of self and working with others to build healthy relationships in their communities.

SENATE RESOLUTION NO. 19—
BY SENATOR BUFFINGTON
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the State of Louisiana upon the death of Fred Bell Carter Jr., teacher, coach, and mentor; a person fulfilled by his service to his God, to his family, and to his community.

SENATE RESOLUTION NO. 20—
BY SENATOR ERDEY
A RESOLUTION
To commend George Kyle Morris upon completing the requirements and earning the ranking of Eagle Scout.

SENATE RESOLUTION NO. 21—
BY SENATOR THOMPSON
A RESOLUTION
To commend Susan G. Komen for the Cure and its Louisiana affiliates for improvement in the quality of life in local communities through the delivery of breast cancer education, screening, treatment, and research, and to recognize April 17, 2012, as Komen for the Cure Day at the Legislature of Louisiana.

SENATE RESOLUTION NO. 22—
BY SENATOR MARTINY
A RESOLUTION
To commend Bernard Paul Laviolette III on attaining the rank of Eagle Scout.

SENATE RESOLUTION NO. 23—
BY SENATOR MILLS
A RESOLUTION
To commend Bernard Paul Laviolette III on attaining the rank of Eagle Scout.

SENATE RESOLUTION NO. 24—
BY SENATOR MARTINY
A RESOLUTION
To commend the Louisiana Physical Therapy Association for its outstanding achievements and to designate the week of March 26, 2012, as Louisiana Physical Therapy Association Week.

Respectfully submitted,
"JODY" AMEDEE
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message to the Secretary of State

SIGNED
SENATE CONCURRENT RESOLUTIONS
March 29, 2012

To the Honorable Secretary of State:
The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 23—**
BY SENATORS THOMPSON, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BURFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLOY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RIDER, GARY SMITH, JOHN SMITH, TARVER, WALLSORTH, WARD AND REPRESENTATIVE CARMODY

A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of John Clifton McDonald, MD, chancellor emeritus of the Louisiana State University Health Sciences Center at Shreveport and dean emeritus of the School of Medicine in Shreveport.

**SENATE CONCURRENT RESOLUTION NO. 24—**
BY SENATORS THOMPSON, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BURFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLOY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RIDER, GARY SMITH, JOHN SMITH, TARVER, WALLSORTH, WARD AND REPRESENTATIVE CHANEY

A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of William "Billy" Brown III.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLITIONS**

March 29, 2012

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. 48—**
BY REPRESENTATIVES KLECKLEY, ABRAMSON, ADAMS, ANDERS, ARMSTRONG, ARNOLD, BARRAS, BURFORD, DIXON, DODD, EDDOSS, EDWARDS, FANNIN, FOIL, FRANKLIN, GAY, GAROFALO, GEMMELL, GEMMELL, GREENE, GUILLOY, GUINN, HARRIS, HARRISON, HAYWOOD, HENRY, HENRY, HEGGINS, HILL, HOBBS, HOFFMANN, HOLLIS, HOWARD, HUNTER, HUNTS, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSTON, JOHNS, JORDAN, JORDAN, JONES, JORDAN, LEROY, LEROY, LEROY, MAES, MACK, MILLER, MONTGOMERY, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTIEGO, PEARSON, PIER, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SCHENCK, SCHRODER, SHADOWN, SIMON, SMITH, SMITH, ST. GERMAIN, TALBOT, THIBAULT, THIBU, THIBU, THOMSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLIOTT, AND SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BURFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLOY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RIDER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALLSORTH, WARD AND WHITE

A CONCURRENT RESOLUTION
To recognize the bicentennial of Louisiana's statehood and to encourage participation in local and statewide bicentennial observances and activities.

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

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

**ATTENDANCE ROLL CALL**

**ROLL CALL**

The roll was called with the following result:

**PRESENT**

Mr. President
Donahue
Morrell

Adley
Dorsey-Colomb
Murray

Allain
Erdey
Nevers

Amedee
Gallot
Peacock

Appel
Guilloy
Perry

Browne
Heitmeier
Peterson

Buffington
Johns
Riser

Chabert
Kostelka
Tarver

Claitor
LaFleur
Thompson

Cortez
Martyney
Walsworth

Crowe
Mills
Ward

Total - 36

**ABSENT**

Morris
Smith, G.

J. Smith

Total - 3

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Morris 1 Day
J. Smith 1 Day

Gary Smith 1 Day

**Announcements**

The following committee meetings for April 2, 2012, were announced:

- Education 9:00 AM Hainkel Room
- Finance 12:30 PM Room A
- Labor and Industrial Rel. 9:00 AM Room C
- Local & Municipal Affairs 9:00 AM Room F
- Natural Resources 9:00 AM Room A
- Retirement 12:30 PM Room E
- Revenue & Fiscal Affairs 12:30 PM Hainkel Room
- Transportation 9:00 AM Room E

**Adjournment**

On motion of Senator Thompson, at 10:35 o'clock A.M. the Senate adjourned until Monday, April 2, 2012, at 11:30 o'clock A.M.

The President of the Senate declared the Senate adjourned until 11:30 o'clock A.M. on Monday, April 2, 2012.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

DIANE O’QUIN
Journal Clerk