

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

TWENTY-SEVENTH 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

Tuesday, May 1, 2012

The Senate was called to order at 2:10 o'clock P.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	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.
Broome	Kostelka	Tarver
Chabert	LaFleur	Thompson
Cortez	Mills	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White
Dorsey-Colomb	Peacock	
Erdey	Perry	
Total - 28		

ABSENT

Adley	Claitor	Morrell
Allain	Heitmeier	Nevers
Brown	Long	Peterson
Buffington	Martiny	
Total - 11		

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

Prayer

The prayer was offered by Reverend Fred Duval IV, 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 Cortez, the reading of the Journal was dispensed with and the Journal of April 30, 2012, was adopted.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 89—
BY SENATOR PETERSON

A RESOLUTION

To commend Loyola University, New Orleans for the contribution that it makes each day to the state of Louisiana by preparing young professionals to strongly compete in the legal, academic and business environments.

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

SENATE RESOLUTION NO. 90—
BY SENATOR PETERSON

A RESOLUTION

To commend Xavier University for the contribution that it makes daily to the state of Louisiana especially in the areas of biological sciences, life sciences, and the physical sciences.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

A CONCURRENT RESOLUTION

To commend Jennifer Young Tu of New Orleans on being selected as a recipient of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

A CONCURRENT RESOLUTION

To commend Dr. Annette Oertling of New Orleans upon her receipt of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

A CONCURRENT RESOLUTION

To commend Dr. Alma Thornton of Baton Rouge upon her receipt of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

A CONCURRENT RESOLUTION

To commend Dawn Sharpe-Brackett of Slidell upon her receipt of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

SENATE CONCURRENT RESOLUTION NO. 85—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

A CONCURRENT RESOLUTION

To commend Madison Julia Matherne of New Orleans on being selected as a recipient of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

May 1, 2012

A CONCURRENT RESOLUTION

To commend Danielle Lauren Borel of Baton Rouge on being selected as a recipient of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

SENATE CONCURRENT RESOLUTION NO. 87—

BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB AND REPRESENTATIVES BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, ST. GERMAIN, THIERRY AND WHITNEY

A CONCURRENT RESOLUTION

To commend Shelly Deckert Dick of Baton Rouge on being selected as a recipient of a 2012 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 85—

BY SENATORS GARY SMITH, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To commend the River Region Caucus and its member parishes for their cooperative efforts toward improving the quality of life in the river region.

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

SENATE RESOLUTION NO. 86—

BY SENATOR APPEL

A RESOLUTION

To commend the Ambassador of the Republic of Hungary to the United States of America, György Szápáry, and to welcome him to the Louisiana Senate.

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

SENATE RESOLUTION NO. 87—

BY SENATOR PETERSON

A RESOLUTION

To commend Tulane University for the work and research it does in critical areas such as bioenvironmental, cancer and research involving women's issues, and for its contributions to the state of Louisiana.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Original Senate Resolution No. 87 by Senator Peterson

AMENDMENT NO. 1

On page 1, lines 13 and 14, change "four thousand four hundred" to "five thousand seven hundred twenty-seven"

AMENDMENT NO. 2

On page 1, between lines 14 and 15 insert the following: "WHEREAS, Tulane, as New Orleans' largest private employer, is a major economic driver in the region, accounting for approximately nine hundred twenty million dollars in annual

economic activity and directly and indirectly creating ten thousand six hundred jobs throughout Louisiana; and"

AMENDMENT NO. 3

On page 2, between lines 25 and 26, insert the following:

"WHEREAS, Tulane's Center for Public Service piloted the "Together for Tomorrow" program in 2011 to engage AmeriCorps VISTA members with area schools to form innovative partnerships with the community and elementary and secondary schools, contributing more than ten thousand hours of service; and

WHEREAS, Tulane students have contributed thirty-nine thousand service hours to educational programs in New Orleans; and

WHEREAS, the Cowen Institute for Public Education's AdvanceNola program has more than doubled the number of students taking Advanced Placement math, science, and English courses in high schools with more than six hundred students enrolled in 2012; and

WHEREAS, thirty-three percent of African American students in Louisiana taking Advanced Placement tests in 2012 are participants in Tulane's AdvanceNola program; and

WHEREAS, the Ruth U. Fertel Tulane Community Health Center has opened in the location of the original Ruth's Chris Steakhouse and will provide care to those in New Orleans who are underinsured or uninsured; and

WHEREAS, Tulane is at the forefront of university-led efforts to incorporate social entrepreneurship into both academic and research programs, as well as through community engagement; and

WHEREAS, beginning in 2012, Tulane will offer the first university-wide undergraduate minor in social innovation and social entrepreneurship; and

WHEREAS, the new Tulane Stadium is returning to campus after a thirty-year absence, and it will be a point of pride and economic stimulus for New Orleans and give the Green Wave a true home field advantage; and"

On motion of Senator LaFleur, the amendments were adopted.

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

SENATE RESOLUTION NO. 88—

BY SENATOR PETERSON

A RESOLUTION

To commend Ted Ellis for his many contributions to the greater New Orleans area and to the world of art.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request that the hospitals and behavioral health treatment facilities in the parishes of Orleans, Jefferson, Plaquemines, and St. Bernard report to the president of the Louisiana Senate, the speaker of the Louisiana House of Representatives, the Senate Committee on Health and Welfare, the House of Representatives Committee on Health and Welfare, and the Senate Select Committee on Women and Children certain information regarding the quantity of behavioral health treatment, including both mental illness and substance abuse, sought in the four parishes during specific time frames.

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

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR WHITE

A CONCURRENT RESOLUTION

To commemorate the two hundred twenty-fifth anniversary of the signing of the Constitution of the United States of America and to recognize the contributions of the National Society, Sons of

the American Revolution and the Daughters of the American Revolution National Society.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Perry
Adley	Guillory	Peterson
Allain	Johns	Riser
Amedee	Kostelka	Smith, G.
Appel	LaFleur	Smith, J.
Buffington	Martiny	Tarver
Chabert	Mills	Thompson
Cortez	Morrell	Walsworth
Crowe	Morrish	Ward
Dorsey-Colomb	Murray	White
Erdey	Peacock	
Total - 32		

NAYS

Total - 0

ABSENT

Broome	Donahue	Nevers
Brown	Heitmeier	
Claitor	Long	
Total - 7		

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 30, 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. 49	HB NO. 249	HB NO. 325
HB NO. 334	HB NO. 656	HB NO. 1072

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 49—
BY REPRESENTATIVES ABRAMSON AND LEGER
AN ACT

To amend and reenact R.S. 14:46.2(D), 46.3(D)(1) and (2), 81.1(A)(1), (D), and (E)(1), (2), and (4), 81.3(C), 82.1, 83, 83.1(B), 83.2(B), 84, 85, 86(B)(1), 89(B), 89.2(B)(3), 104, 105, 282, and 403.3(A)(1)(introductory paragraph) and (C), R.S. 15:541(12)(c) and (25)(l), R.S. 40:2521, R.S. 46:1433 and 1809(B)(3)(d) and (4)(a), Code of Criminal Procedure Article 571.1 and Children's Code Articles 804(3) and (5) and 1015(3)(1) and to enact R.S. 14:46.2(E), 46.3(A)(6) and (C)(3), 82(C)(4) and (5) and (G), 83.3(D), 83.4(C), 86(C), 89(C), and 89.2(D), R.S. 15:541(12)(d) and (25)(k), (m), (n), and (o), and

1308(A)(2)(q) and (r), and Children's Code Articles 603(10)(r) and (s), 606(A)(6), 918(D), and 1015(3)(m), relative to human trafficking, trafficking of children for sexual purposes, and the commercial sexual exploitation of children; to amend certain crimes involving the prostitution and trafficking of children for sexual purposes; to provide for increased penalties for certain prostitution and trafficking offenses when the offense involves persons of a certain age; to provide for affirmative defenses; to prohibit certain defenses to certain crimes; to authorize the use of wiretaps for trafficking investigations; to require the reporting of rescued children; to provide relative to victim reparations; to provide with respect to limitations on the institution of prosecution for specific offenses; to provide access of child sex trafficking victims to certain services; to authorize the expungement of certain juvenile adjudication records; and to provide for related matters.

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

HOUSE BILL NO. 249—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 15:542.1(D), relative to sex offender registration and notification; to provide relative to sex offender notification requirements; to require certain sex offenders and child predators to provide notification for certain networking websites; to provide for the contents of such notification; 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.

HOUSE BILL NO. 325—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 334—
BY REPRESENTATIVES BROSSETT AND LEGER
AN ACT

To amend and reenact R.S. 33:9613(A)(3) and 9614(B) and (C) and to enact R.S. 33:9613(A)(4) and 9614(D), relative to local ethics entities, including but not limited to an ethics review board or office of inspector general in the parishes of East Baton Rouge, Jefferson, and Orleans; to provide relative to subpoena powers; to provide for protective orders; to provide relative to enforcement of subpoenas; to provide relative to the privileged nature of certain documents; to provide relative to public access to public documents; and to provide for related matters.

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

HOUSE BILL NO. 656—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 49:214.24(C) and (D) and 214.34(A)(introductory paragraph), (1), and (5) and (B) and to enact R.S. 49:214.34(C), relative to the coastal zone boundary; to redraw the coastal zone boundary; to provide relative to determination of fastlands within the coastal zone; to provide relative to required coastal use permits within the coastal zone; and to provide for related matters.

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

May 1, 2012

HOUSE BILL NO. 1072—
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 51:2454(B), relative to tax rebates; to provide for contracts under the Quality Jobs Program; to authorize contract renewals for certain franchises of the National Basketball Association; to provide for conditions of contract renewals; to provide for limitations; to provide for effectiveness; 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**

April 30, 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. 116 HCR NO. 114 HCR NO. 115

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE MACK

A CONCURRENT RESOLUTION

To commend Clay Parker of Hammond for his accomplishments upon being selected to participate in the National Rifle Association's annual National Youth Education Summit.

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

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to prevent the retirement of A-10 aircraft assigned to the 917th Fighter Group, based at Barksdale Air Force Base.

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

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVES BURRELL, WESLEY BISHOP, DIXON,
JEFFERSON, AND PIERRE AND SENATORS BROWN AND GUILLORY

A CONCURRENT RESOLUTION

To commend Alpha Phi Alpha Fraternity, Incorporated, upon the celebration of its one hundred sixth anniversary as an organization.

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

**House Bills and Joint Resolutions on
Second Reading**

HOUSE BILL NO. 65—
BY REPRESENTATIVE BROSETT

AN ACT

To amend and reenact R.S. 14:62.8(B), relative to the crime of home invasion; to provide for increased penalties when the offender

is armed with a dangerous weapon; and to provide for related matters.

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

HOUSE BILL NO. 86—
BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 15:587.1(J), relative to criminal history information; to provide relative to the provision of information to protect children; to amend provisions relative to criminal history requests made to the Federal Bureau of Investigation; and to provide for related matters.

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

HOUSE BILL NO. 167—
BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 15:572.8(N)(1) and to enact R.S. 15:572.8(R) and (S), relative to compensation for wrongful conviction and imprisonment; to provide for the administration of the Innocence Compensation Fund; to require reporting; and to provide for related matters.

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

HOUSE BILL NO. 179—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 25:745(A)(2) and 1238.1(B) and to enact R.S. 25:1238.2(B)(1)(f) and (g), relative to historic preservation and commemoration; to provide relative to historic preservation districts and landmark commissions in New Orleans and the commemoration of historic events therein; to provide relative to certain exemptions from the application of laws relative to such districts and commissions; to provide relative to the application of Sections 15 and 16 of Act No. 804 of the 1975 Regular Session of the Legislature; to provide relative to the Battle of New Orleans Bicentennial Commission; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 228—
BY REPRESENTATIVE SMITH

AN ACT

To amend and reenact R.S. 15:828(C) and to enact R.S. 15:571.3(E), relative to diminution of sentence for good behavior; to authorize certain inmates to earn good time for participation in certified treatment and rehabilitation programs; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 314—
BY REPRESENTATIVE BERTHELOT

AN ACT

To amend and reenact R.S. 25:380.145(A) and R.S. 39:21.3(A)(2)(e) and (B)(2)(e) and 22(1) and to repeal R.S. 17:2758(A)(4), 3129.2, 3138, and 3453(F), R.S. 25:380.142 and 380.143, R.S. 36:4(B)(1)(q), 209(J)(3) and (Y), 309(C)(3), 650(B), 651(N), (R), and (V), and 769(K), and R.S. 49:667, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, authorities, and like entities; to transfer certain powers, functions, and duties; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Advisory Council of the Louisiana Universities Marine Consortium for Research and Education, Board of

Directors for the Louisiana Infrastructure Bank, Board of Directors for Regional Education Service Centers, Council of 100, Executive Committee of the Louisiana Systemic Initiatives Program Council, Governor's State Manpower Services Council, Louisiana Higher Education Executive Advisory Committee, Louisiana Political Museum and Hall of Fame Advisory Board, Minority Health Professions Education Foundation, Ozarks Regional Commission, and Postsecondary Education Review 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. 319—
BY REPRESENTATIVE MONTOUCET
AN ACT

To enact R.S. 47:1907(A)(4), relative to assessors; to provide relative to the salary for the assessor of Lafayette Parish; 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. 512—
BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact Code of Evidence Article 803(8)(b)(i), relative to the admission of evidence; to provide with respect to hearsay; to prohibit the notification of administrative sanctions form from being introduced as evidence; 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. 565—
BY REPRESENTATIVE DOVE AND SENATOR LONG
AN ACT

To enact R.S. 49:191(6)(a) and to repeal R.S. 49:191(4)(d), relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources 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.

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

HOUSE BILL NO. 570—
BY REPRESENTATIVE MONTOUCET
AN ACT

To amend and reenact R.S. 56:253(C)(1) and to enact R.S. 44:4(45), relative to shipping alligator parts and skins; provides that the Public Records Law shall not apply to certain records received and held by the Department of Wildlife and Fisheries relative to the alligator industry; to require certain shipper and receiver information be attached to alligator parts or skins prior to shipping; and 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. 602—
BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 3:2093(6) through (10), to enact R.S. 3:2093(11) and 2135, and to repeal R.S. 3:2095, 2096, 2099, Part III of Chapter 16 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:2171 through 2188, 2221(C), 2228, and Part V of Chapter 16 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:2261 through 2264, relative to diseases of animals; to provide for the Louisiana Board of Animal Health; to provide for powers; to provide for technical correction; to repeal the sale of hog cholera serum; to repeal cattle fever tick eradication; to repeal parishwide testing; to repeal sheep scab infection; to provide for

the redesignation of certain provisions of Title 3 of the Louisiana Revised Statutes of 1950 and to direct the Louisiana State Law Institute with respect to such redesignations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE BILL NO. 693—
BY REPRESENTATIVES CROMER, ADAMS, ANDERS, ARNOLD, BILLIOT, BROSSETT, HENRY BURNS, DIXON, EDWARDS, HARRISON, HAZEL, HENRY, HUNTER, HUVAL, JOHNSON, JONES, KLECKLEY, TERRY LANDRY, LEGER, LIGI, LOPINTO, LORUSSO, MONTOUCET, MORENO, PIERRE, PONTI, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SIMON, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, AND WILLMOTT AND SENATORS ALARIO, AMEDEE, CHABERT, LAFLEUR, AND WHITE
AN ACT

To enact R.S. 22:999.1, relative to health insurance issuers which provide coverage for cancer treatment; to require that such issuers provide for parity for orally administered anti-cancer medications with intravenously administered or injected anti-cancer medications; to provide for definitions; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 900—
BY REPRESENTATIVE DIXON
AN ACT

To enact Subpart J of Part I of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4780.81 through 4780.91, relative to Rapides Parish; to authorize the governing authority of the parish to provide zoning regulations and restrictions in a certain district within the parish; to provide procedures relative to the amendment and enforcement of any such regulation or restriction; to provide relative to the applicability of the Act; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 956—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 33:9100.12(A) and to enact R.S. 33:9100.10, relative to Orleans Parish; to provide relative to the East New Orleans Neighborhood Advisory Commission; to authorize the governing authority of the city of New Orleans to levy and collect a parcel fee within the area of the commission; to provide relative to the disposition of the proceeds of the fee; to require the executive board of the commission to propose an annual budget to the commission; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1063—
BY REPRESENTATIVES SIMON AND ORTEGO
AN ACT

To enact R.S. 37:158, relative to the practice of architecture; to provide for firm practices; to provide for licensure by the State Board of Architectural Examiners; to provide for promulgation of rules; to provide an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

May 1, 2012

HOUSE BILL NO. 1135—

BY REPRESENTATIVE BILLIOT
AN ACT

To enact R.S. 32:83, relative to driving on certain highways; to provide for method of driving on multiple-lane highways with left-turn lanes; 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. 1154—

BY REPRESENTATIVES THOMPSON, ANDERS, BARRAS, BERTHELOT, WESLEY BISHOP, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHANEY, COX, DIXON, EDWARDS, FANNIN, GAINES, GAROFALO, HARRIS, HODGES, HOFFMANN, HOWARD, HUVAL, JEFFERSON, JONES, NANCY LANDRY, LORUSSO, MACK, JAY MORRIS, POPE, PRICE, REYNOLDS, RICHARDSON, RITCHIE, SCHEXNAYDER, SEABAUGH, SHADOIN, ST. GERMAIN, WHITNEY, AND PATRICK WILLIAMS

AN ACT

To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize promulgation of 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.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 1, 2012

To the President and Members of the Senate:

I am directed by your Committee on Judiciary B to submit the following report:

SENATE BILL NO. 265—

BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 33:4769 and to enact R.S. 40:1563(L) and Subpart E of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1651 through 1658, relative to condemnation of buildings and structures; to authorize the state fire marshal to condemn and order demolition or removal of certain buildings and structures in parishes and municipalities; to provide certain procedures, terms, and conditions; to provide for notice of condemnation hearing; to provide for service of notice; to provide for appeal process; to provide for costs and fees attributed to demolition or removal of a building or structure; to provide for repairs of the building or structure; to provide for funding; to provide for liens; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 517—

BY SENATOR MORRELL
AN ACT

To amend and reenact Children's Code Art. 813(C) and to enact Children's Code Art. 814(G), relative to taking a child into custody; to require the notification of certain school officials when a child has been taken into custody; to provide for the confidentiality of such notification; to provide relative to violations of confidentiality; and to provide for related matters.

Reported by substitute.

HOUSE BILL NO. 158—

BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 15:81(H)(1), relative to bond for release of municipal ordinances; to provide for an increase in the maximum amount of the bond which can be set in the Municipal Court of New Orleans; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 191—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Criminal Procedure Article 415.1, relative to additional grand juries; to authorize the impaneling of one or more additional grand juries; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 215—

BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact R.S. 46:1846, relative to communication between offender and victim; to amend provisions relative to prohibited communication between an offender and a victim; to amend procedures by which an offender and victim may communicate; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 338—

BY REPRESENTATIVE JOHNSON
AN ACT

To amend and reenact Code of Criminal Procedure Article 895(I), (J), (K), (L), and (M) and to enact R.S. 15:538(E) and 574.4.3(F) and Code of Criminal Procedure Article 895(N), relative to sex offenders; to provide relative to conditions of probation and parole for certain sex offenders; to authorize the use of truth verification examinations; to provide relative to the administration of truth verification examinations; to prohibit the use of test results for certain purposes; to provide for definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 355—

BY REPRESENTATIVE POPE
AN ACT

To enact R.S. 15:85.3, relative to posting of criminal bonds; to provide for an increase in fees assessed for criminal bonds in Denham Springs; to provide for collection of fees by the marshal of the Denham Springs City Court; to provide for allocation of funds to the marshal's general fund; to provide for use of funds for the operational expenses of the marshal's office; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 432—

BY REPRESENTATIVE LOPINTO
AN ACT

To repeal R.S. 15:308(C) and 574.22, relative to the Louisiana Risk Review Panel; to repeal the statutory authority for the panel.

Reported favorably.

HOUSE BILL NO. 433—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Children's Code Article 877(A), relative to juvenile adjudication hearings; to amend procedures relative to adjudication hearings for juvenile offenders charged with a crime of violence; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 558—BY REPRESENTATIVES LOPINTO AND NORTON
AN ACT

To amend and reenact R.S. 15:542.1.3(A) and (B)(2) and 544(C), (D), and (E) and to enact R.S. 15:544(F), relative to sex offender registration and notification; to provide relative to sex offenders convicted under the laws of another state; to provide for court documentation; to provide for the duration of sex offender registration and notification for certain offenders; to provide relative to the frequency of in-person registration renewals; to provide with respect to certification on an offender's registration history; to provide for an effective date; to provide for prospective application; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 592—BY REPRESENTATIVE JAY MORRIS
AN ACT

To amend and reenact R.S. 13:587.2(A) and 587.4(A), relative to district courts; to provide relative to designation of speciality divisions or sections in district courts; to provide relative to the designation of a special division or section of the Fourth Judicial District Court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 932—BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 33:1947(A) and to enact R.S. 33:2201(F), relative to law enforcement; to provide for a member of the Law Enforcement Officers and Firemen's Survivor Benefit Review Board; to provide with respect to the eligibility of the surviving spouses and children of certain deceased law enforcement officials to receive benefits; to authorize that benefits may be paid if certain officers were in the course of traveling at the time of death; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1082—BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 26:71.1(1)(h) and 271.2(1)(h), relative to Class A-General retail permits for low and high alcoholic beverages; to require a Class A-General retail establishment to adhere to certain guidelines relative to public restrooms; to require the retail establishment to obtain proof of compliance from the office of public health; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1098—BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 26:902 through 905, 906(B), (C), (D), and (E), 912, 913, 918(B), and 919(A), (E), and (F) and to repeal R.S. 26:907 and 915, relative to tobacco product permits for retail dealers; to eliminate requirements relative to registration certificates for tobacco retail dealers and all references thereto; to provide for a single class of permits for tobacco retail dealers; to provide for a decrease in retail dealer permit fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1164—BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 26:80(A) and (F)(2)(introductory paragraph) and 280(A) and (F)(2)(introductory paragraph), relative to qualifications of applicants for low and high alcoholic beverage permits; to prohibit any applicant from obtaining a state or local permit who has been convicted of crimes involving

distribution or possession with intent to distribute certain substances; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

**REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS**

Senator Neil Riser, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

April 30, 2012

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 337—BY SENATOR AMEEDÉ
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(K)(1) of the Constitution of Louisiana, relative to ad valorem property tax exemptions of certain property owned by certain disabled veterans and their spouses; to provide for eligibility for claiming the exemption; to provide for an effective date; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 350—BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 47:551(A), relative to local taxes; to continue the levy of a local tax on the gross proceeds derived from the lease or rental of an automobile pursuant to an automobile rental contract; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 351—BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 47:551(A), relative to local taxes; to authorize a parish or municipality to continue the levy of a local tax on the gross proceeds derived from the lease or rental of an automobile pursuant to an automobile rental contract; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 397—BY SENATOR GALLOT
AN ACT

To amend and reenact R.S. 47:1991(A), relative to ad valorem property tax assessments; to provide relative to the cancellation of certain assessments; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 475—BY SENATOR DORSEY-COLOMB AND REPRESENTATIVE BARROW
AN ACT

To enact R.S. 39:469, relative to the rebate of sales and use tax of the state and its political subdivisions; to provide for performance based tax rebates for musical or other entertainment events held in public facilities under certain conditions; to provide for the

May 1, 2012

qualifications of the rebate; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 574—
BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 47:2161 and to enact R.S. 47:2164, relative to ad valorem taxes; to require the payment of ad valorem taxes during the redemptive period after a tax sale; to provide for the liability for the payment of such taxes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 605—
BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 47:2126, 2153(A), (B)(1)(a) and (C), 2154, and 2286, and to enact R.S. 47:1993(D)(3) and 2153(B)(8), and to repeal R.S. 47:2122(10) and 2156, relative to ad valorem tax; to provide with respect to property subject to tax sale; to require assessors to compile certain information relative to transferred property; to provide relative to information included on tax rolls; to provide for tax sale procedures and notifications; to provide for the assessment of property sold at a tax sale; to repeal the right to a redemption nullity for a tax debtor; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 653—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 47:338.1(D), relative to sales tax of political subdivisions; to provide for the use of the tax proceeds of a sales tax district in the municipality of Breaux Bridge; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 680—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 47:1835(A), relative to the tax commission; to provide with respect to the employment of a secretary; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 225—
BY REPRESENTATIVES LORUSSO, ADAMS, AND WESLEY BISHOP

AN ACT

To amend and reenact R.S. 47:1851(B), relative to ad valorem taxation; to provide for the definition of public service property for purposes of assessment; to provide for the definition of barge lines, towing, and other water transportation companies; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 302—
BY REPRESENTATIVE DIXON

AN ACT

To enact R.S. 47:2129.1, relative to the collection of ad valorem taxes in Rapides Parish; to authorize the collector to accept quarterly payment of certain taxes and statutory impositions subject to approval of the governing body of the taxing authority; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 650—
BY REPRESENTATIVES PATRICK WILLIAMS AND FOIL

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. 47:120.105, 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.

Reported favorably.

HOUSE BILL NO. 754—
BY REPRESENTATIVES ROBIDEAUX, ABRAMSON, ADAMS, ARMES, BADON, BARRAS, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CROMER, FANNIN, FOIL, GAROFALO, GISCLAIR, GREENE, GUILLORY, GUNN, HARRIS, HAZEL, HENSGENS, HOFFMANN, HOLLIS, HOWARD, HUVAL, JEFFERSON, JOHNSON, KLECKLEY, LAMBERT, LEBAS, LEGER, LEOPOLD, LIGI, LORUSSO, MILLER, MONTOUÇET, ORTEGO, PIERRE, PONTI, POPE, PYLANT, REYNOLDS, RICHARDSON, RITCHIE, SCHEXNAYDER, SEABAUGH, SHADON, SIMON, ST. GERMAIN, THIBAUT, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.126, and 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 contracts for certain state sales and use tax rebates; to provide for definitions, requirements, and limitations; to provide for the amount, approval, and issuance of rebates; to provide for the recapture of rebates under certain circumstances; to provide relative to the payment of certain taxes in error; to provide with respect to administrative expenses; to provide for the disposition of certain state revenues; to establish the Specialized Educational Institutions Support Fund; to provide for the deposit, use, and investment of monies in the fund; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 835—
BY REPRESENTATIVE MILLER

AN ACT

To amend and reenact R.S. 13:5121(2), 5124(B), and 5125, relative to bond validation suits; to provide for an online database for posting notice of filing bond validation suits; to provide for the information to be posted thereon; to provide for proof of posting; to provide for an effective date; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

Respectfully submitted,
 NEIL RISER
 Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

May 1, 2012

To the President and Members of the Senate:

I am directed by your Committee on Judiciary C to submit the following report:

SENATE BILL NO. 649—
 BY SENATOR GARY SMITH
 AN ACT

To enact Code of Criminal Procedure Article 334.4, relative to bail; to provide for the use of global positioning system monitoring of persons charged with certain offenses; to provide for definitions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 687—
 BY SENATOR PERRY
 AN ACT

To amend and reenact R.S. 14:98(B), (C), (D)(1), (E)(1), (I), and (K)(3)(a), relative to the crime of operating a vehicle while intoxicated; to provide relative to sentencing guidelines for conviction of operating a vehicle while intoxicated; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 18—
 BY REPRESENTATIVE JAY MORRIS AND SENATOR KOSTELKA
 AN ACT

To amend and reenact R.S. 14:34, 34.1(B) and (C), and 34.7, relative to the crime of battery; to provide for increased penalties for certain crimes of battery when the victim is an active member of the United States Armed Forces or a disabled veteran of the United States Armed Forces; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 70—
 BY REPRESENTATIVE ST. GERMAIN
 AN ACT

To enact R.S. 14:91.9, relative to sexual offenders; to prohibit sex offenders from residing or being physically present within a certain distance of a former victim; to prohibit sex offenders from communicating with a former victim; to provide for penalties; to provide for affirmative defenses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 90—
 BY REPRESENTATIVE MACK
 AN ACT

To enact Code of Criminal Procedure Article 162.2, relative to search warrants; to provide for the issuance of search warrants upon electronic testimony; to provide procedures for the issuance of warrants upon electronic testimony; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 96—
 BY REPRESENTATIVE MORENO
 AN ACT

To enact R.S. 14:73.10, relative to computer-related crime; to create the crime of online impersonation; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 99—
 BY REPRESENTATIVE HENRY
 AN ACT

To enact R.S. 15:1352(A)(30) through (44), relative to racketeering; to add enumerated crimes to the definition of "racketeering activity"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 219—
 BY REPRESENTATIVE WILLMOTT
 AN ACT

To amend and reenact R.S. 14:202.1(D)(1) and (3), (E)(1) and (3), and (F)(1) and (3), relative to the crime of home improvement fraud; to increase the values associated with the amount of damage caused by home improvement fraud or the amount contracted to conduct the home improvements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 231—
 BY REPRESENTATIVE LIGI
 AN ACT

To enact R.S. 14:102.27, relative to offenses affecting public sensibility; to create the crime of unlawful sale of a live dog or cat at certain locations; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 616—
 BY REPRESENTATIVE ANDERS
 AN ACT

To enact R.S. 14:133.6, relative to offenses affecting organized government; to create the crime of filing a false lien against a law enforcement or court officer; to provide for criminal penalties; to authorize restitution; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 620—
 BY REPRESENTATIVES THIERRY, ADAMS, BADON, BROWN, BURRELL, GUILLORY, HAZEL, HODGES, HONORE, HOWARD, TERRY, LANDRY, MACK, MORENO, AND PYLANT
 AN ACT

To amend and reenact R.S. 14:91.5 and R.S. 15:543.1, relative to the unlawful use of a social networking website; to provide relative to the crime of unlawful use of a social networking website; to provide for definitions; to remove the exception regarding permission by the court or the probation or parole officer; to

May 1, 2012

provide notice of this crime to sex offenders; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 980—
BY REPRESENTATIVE MACK
AN ACT

To amend and reenact Code of Criminal Procedure Article 496, relative to procedure after indictment; to provide relative to warrants of arrest on indictment or information; to require affidavits establishing probable cause for the issuance of warrants of arrest based on indictment or information; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Ben W. Nevers, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 1, 2012

To the President and Members of the Senate:

I am directed by your Committee on Judiciary A to submit the following report:

SENATE BILL NO. 133—
BY SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 13:587.2(A) and 587.4(A), relative to courts and judicial procedure; to provide relative to district courts; to provide relative to designation by judges of speciality divisions or sections; to provide certain procedures, terms and conditions; to provide relative to the Fourth Judicial District Court; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 519—
BY SENATOR MARTINY
AN ACT

To amend and reenact Children's Code Articles 407(A), 412(A) and 879, relative to juvenile proceedings; to provide relative to the confidentiality of delinquency hearings and the records thereof; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 596—
BY SENATOR KOSTELKA
AN ACT

To enact Code of Evidence Article 519, relative to testimonial privileges for judges in civil and criminal cases; to prohibit the issuance of a subpoena requiring a judge to testify in a civil, criminal, or juvenile proceeding without a hearing to determine privilege; to provide for specific requirements regarding the information being sought through the judge's testimony; to provide for a waiver for failure of a judge to timely object to a subpoena; to extend privilege to any judge or commissioner provided for in the constitution of Louisiana; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 16—
BY REPRESENTATIVE JAY MORRIS
AN ACT

To enact R.S. 33:447.9, relative to the mayor's court in the town of Sterlington; to authorize an increase in court costs for violations of municipal ordinances; to provide for the allocation of additional funds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 132—
BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact Code of Civil Procedure Article 1314(B), relative to service of process; to provide for service of pleadings; to provide with respect to service on an attorney; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 224—
BY REPRESENTATIVE ARMES
AN ACT

To amend and reenact R.S. 46:236.3(E)(1)(a), (G), and (O), relative to child support enforcement; to provide for withholdings for support; to provide with respect to civil liability of persons who honor an income assignment order; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 361—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 35:191(A)(2), relative to notaries; to provide for parish commissioned notary jurisdiction; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 439—
BY REPRESENTATIVE ABRAMSON
AN ACT

To repeal R.S. 9:2448, relative to testaments; to repeal the statutory authorization for the designation in a will of an attorney to handle an estate.

Reported favorably.

HOUSE BILL NO. 459—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 966(B), (E), and (F), relative to motions for summary judgment; to provide for evidence which may be considered under certain circumstances; to provide for the inclusion of certain information in judgments; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 462—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 42(4), relative to venue of foreign corporations and limited liability companies;

to provide for venue in certain parishes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 467—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 2724(A), relative to notice in executory process proceedings; to provide for notice to certain persons; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 929—
BY REPRESENTATIVE MILLER
AN ACT

To amend and reenact R.S. 35:191(A)(1)(d) and (e), 191.2(3), 191.4(B) through (H), and 192(A) and to enact R.S. 35:191(A)(1)(f) and (g), 191.1(C), and 191.4(I), relative to notaries; to provide for qualifications of notaries; to provide for education of notaries; to provide for fees; to provide for requirements for instructors; to provide for bonding requirements for certain notaries; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BEN W. NEVERS
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

SENATE BILL NO. 1—
BY SENATOR LONG
AN ACT

To amend and reenact R.S. 11:102.2(B)(4) and 883.1(A)(2)(a), (C)(4)(a)(introductory paragraph), (b)(introductory paragraph), and (c)(i), and (G), and to repeal R.S. 11:883.1(C)(4)(d) and (e), relative to application of excess investment earnings of the Teachers' Retirement System of Louisiana; to provide for post-retirement benefit increases funded from such earnings; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 1 by Senator Long

AMENDMENT NO. 1
On page 1, line 2 after "To" delete the remainder of the line and delete lines 3 through 5 in their entirety and at the beginning of line 6 delete "increases" and insert: "enact R.S. 11:883.1.2, relative to application of excess interest earnings of the Teachers' Retirement System of Louisiana; to provide for a lump-sum benefit supplement"

AMENDMENT NO. 2
On page 1 delete lines 9 and 10 in their entirety and insert:
"Section 1. R.S. 11:883.1.2 is hereby enacted to read"

AMENDMENT NO. 3
On page 1, delete lines 12 through 17 and delete page 2 in its entirety and on page 3 delete lines 1 through 16 and insert in lieu thereof the following:
"§883.1.2 Lump sum benefit supplement
A. Notwithstanding any provision of law to the contrary, a nonrecurring lump sum benefit supplement shall be paid from funds allocated to the experience account as further provided in this Section. The benefit supplement shall be paid before or

concurrent with any permanent benefit increase paid from experience account funds pursuant to R.S. 11:883.1 or any other law.

B. The supplement shall be granted to the following persons:

- (1) Retirees who, on June 30, 2012:**
 - (a) Are at least seventy-five years of age.**
 - (b) Have thirty or more years of service credit, exclusive of unused leave.**
 - (c) Have been retired for twenty years or more.**
 - (d) Have not participated in the Deferred Retirement Option Plan pursuant to R.S. 11:786 and did not select an Initial Lump Sum Benefit pursuant to R.S. 11:783(A)(3).**

(2) Any beneficiary who receives a benefit from the system based on the service of a deceased member who, if he had lived to the date the benefit is granted, would fulfill the requirements of Paragraph (1) of this Subsection.

C. The supplement shall be the greater of three hundred dollars or two percent of the normal annual benefit, payable in a single lump sum following the adoption by the Public Retirement Systems' Actuarial Committee of the first valuation dated on or after June 30, 2012, in which the balance of the experience account is sufficient to fund the supplement on an actuarial basis. The enactment of this Section shall serve as legislative authorization to grant the supplement and no additional action by the legislature shall be necessary to authorize the payment.

D. Authority to grant a supplement pursuant to this Section shall terminate after one supplement has been granted.

Section 2. This Act shall become effective on June 30, 2012; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on June 30, 2012, or on the day following such approval by the legislature, whichever is later."

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

SENATE BILL NO. 7—
BY SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 11:1732(15) and 1763(J)(1), (2), and (3), relative to the Municipal Employees' Retirement System; to provide for final average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for transitional provisions; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 9—
BY SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 11:62(7), 1786, and 1806, relative to the Municipal Employees' Retirement System; to provide for ranges for employee contributions; to provide for board authority to set the employee contributions for Plan A and Plan B within the ranges for each fiscal year; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 12—
BY SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 11:2031(5), relative to the Registrars of Voters Employees' Retirement System; to provide for final average compensation; to provide for transitional provisions; to provide an effective date; and to provide for related matters.

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

May 1, 2012

SENATE BILL NO. 14—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2072(A) and (B) and 2074(B) and to repeal R.S. 11:2072(C), relative to the Registrars of Voters Employees' Retirement System; to provide for calculation of the annual amount of retirement allowance; to provide for calculation of disability benefits; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 22—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:2174(B)(1)(b)(iv) and (d), relative to the Sheriffs' Pension and Relief Fund; to provide for membership for part-time employees; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 35—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:207 and 2178(B) and (G) and to enact R.S. 11:2186, relative to the Sheriffs' Pension and Relief Fund; to provide for benefits; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 36—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:1755(G), 1769(F), 1785(D), and 1805(C), relative to Municipal Employees' Retirement System of Louisiana; to provide for compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 37—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:2178.1(C)(9)(c), relative to the Sheriffs' Pension and Relief Fund; to provide for surviving spouse annuities; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 38—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2144(A) and to enact Part X of Chapter 6 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2165.1 through 2165.7, relative to the Registrars of Voters Employees' Retirement System; to provide relative to membership, benefit calculation, retirement eligibility, and disability benefits for certain members; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 41—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:542.1.2 and 542.1.3, relative to the Louisiana State Employees' Retirement System; to provide for a minimum benefit for certain retirees, beneficiaries, and survivors; to provide for a one-time benefit supplement; to provide for funding; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 41 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 2, after "R.S.11:542.1.2" delete "and 11:542.1.3"

AMENDMENT NO. 2

On page 1, line 3 change "a minimum benefit" to "benefits"

AMENDMENT NO. 3

On page 1, line 8, after "R.S.11:542.1.2" delete "and 11:542.1.3" and change "are" to "is"

AMENDMENT NO. 4

On page 1, line 9 after "**§542.1.2**" delete the remainder of the line and delete lines 10 through 17 in their entirety and delete pages 2 and 3 in their entirety and on page 4 delete lines 1 through 3 in their entirety and at the beginning of line 4 delete "**§542.1.3**"

AMENDMENT NO. 5

On page 4, delete lines 5 and 6 in their entirety and insert in lieu thereof the following:

"A. Notwithstanding any provision of law to the contrary, a"

AMENDMENT NO. 6

On page 4, line 7 change "may" to "shall"

AMENDMENT NO. 7

On page 4, line 7 after "paid" and before the period "." insert "**from funds allocated to the experience account as further provided in this Section**"

AMENDMENT NO. 8

On page 4, line 7 delete "**The benefit**" and delete lines 8 through 14 in their entirety and insert in lieu thereof the following: "**The benefit supplement shall be paid before or concurrent with any permanent benefit increase paid from experience account funds pursuant to R.S. 11:542 or any other law.**"

B. The supplement shall be granted to the following persons:

(1) Retirees who, on June 30, 2012:

(a) Are at least seventy-five years of age.

(b) Have thirty or more years of service credit, exclusive of unused leave.

(c) Have been retired for twenty years or more.

(d) Have not participated in the Deferred Retirement Option Plan pursuant to R.S. 11:447 and did not select an Initial Benefit Option pursuant to R.S. 11:446(A)(5).

(2) Any beneficiary who receives a benefit from the system based on the service of a deceased member who, if he had lived to the date the benefit is granted, would fulfill the requirements of Paragraph (1) of this Subsection.

C. The supplement shall be the greater of three hundred dollars or two percent of the normal annual benefit, payable in a single lump sum following the adoption by the Public Retirement Systems' Actuarial Committee of the first valuation dated on or after June 30, 2012, in which the balance of the experience account is sufficient to fund the supplement on an actuarial basis. The enactment of this Section shall serve as legislative authorization to grant the supplement and no

additional action by the legislature shall be necessary to authorize the payment.

D. Authority to grant a supplement pursuant to this Section shall terminate after one supplement has been granted.

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

SENATE BILL NO. 49—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:1763(A) and to enact R.S. 11:1789 through 1789.5 and R.S. 11:1808 through 1808.5, relative to the Municipal Employees' Retirement System; to provide relative to membership, employee contributions, benefit calculation, survivor benefits, disability benefits, and retirement eligibility for future system members; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 49 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:" and before "1763(A)" insert "1732(22) and (23) and"

AMENDMENT NO. 2

On page 1, line 9, after "R.S." delete "11:2763(A) is" and insert "11:1732(22) and (23) and 1763(A) are"

AMENDMENT NO. 3

On page 1, between line 10 and 11, insert the following:
"§1732. Definitions

The following words and phrases, as used in this Chapter, unless a different meaning is plainly required by the context, shall have the following meaning:

* * *

(22) "Plan A" means the revised plan to replace a combination of the regular and supplemental plans, to be effective October 1, 1978, as outlined in Part III. **"Plan A" shall be comprised of two subplans, Tier 1 for members hired on or before December 31, 2012 and Tier 2, for members hired on or after January 1, 2013.**

(23) "Plan B" means the revised plan to replace the regular plan, to be effective October 1, 1978, as outlined in Part IV. **"Plan B" shall be comprised of two subplans, Tier 1 for members hired on or before December 31, 2012 and Tier 2, for members hired on or after January 1, 2013.**

* * *

AMENDMENT NO. 4

On page 5, line 7, change "**Plan A**" to "**Plan B**"

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

SENATE BILL NO. 50—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:242(E) and 2178(K) and to enact R.S. 11:2175.1(C)(4), relative to the Sheriffs' Pension and Relief Fund; to provide relative to permanent benefit increases; to provide for credits to the funding deposit account; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. The bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 79—
BY SENATOR MORRISH

AN ACT

To amend and reenact R. S. 32:388(B)(1)(b)(i), relative to trucks hauling concrete or construction aggregates; to authorize ready-mixed concrete trucks to exceed licensed gross vehicle weight under certain conditions; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 79 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact R.S. 32:388(B)(1)(b)(i)" to "enact R.S. 32:388(B)(1)(b)(iv)"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 32:388(B)(1)(b)(i) is hereby amended and reenacted" to "R.S. 32:388(B)(1)(b)(iv) is hereby enacted"

AMENDMENT NO. 3

On page 1, line 11, after "(b)(i)" delete the remainder of line 11 and lines 12 through 17 and on page 2, delete lines 1 through 9, and insert the following:

* * *

(iv) Effective from August 1, 2012, through July 31, 2014, no truck hauling ready-mixed concrete shall be assessed a penalty for exceeding its maximum permissible gross weight, as determined by law, provided the total excess weight is ten percent or less of such truck's maximum permissible gross weight, such truck contains a certificate evidencing its most recent mixer chip-out of build-up occurred within the previous ninety days, such truck does not exceed the posted load while crossing a posted bridge, such truck is not operating on the interstate system, and no tire on such truck exceeds its tire weight rating. If such truck's total excess weight is greater than ten percent of its maximum permissible gross weight, as determined by law, such truck shall be assessed a penalty calculated on the total amount by which the truck's weight exceeds its maximum permissible gross weight, as determined by law. For the purposes of this Item, a

AMENDMENT NO. 4

On page 2, line 13, after "**concrete**" insert ":

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

SENATE BILL NO. 168—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R. S. 32:57(A) and 125(D), to enact R.S. 32:171(F)(5), and to repeal R.S. 32:123(E), relative to penalties for traffic violations; to provide for enhanced penalties for various traffic violations resulting in injury or death; and to provide for related matters.

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

SENATE BILL NO. 207—
BY SENATOR MORRISH

AN ACT

To enact R.S. 22:1098, relative to review of health coverage premium rates; to provide for definitions; to enact requirements that meet the provisions of effective rate review as defined by the U.S. Department of Health and Human Services; to provide for information to be filed by health insurance issuers; to

May 1, 2012

provide for review of filed information by the commissioner of insurance; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and passed to a third reading.

SENATE BILL NO. 247—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:3217.1(A) and to enact R.S. 17:3232, relative to postsecondary education; to provide for the creation of the Central Louisiana Technical Community College; to provide with respect to the management, supervision, and operation of the institution; to provide with respect to program offerings; to provide for the awarding of certificates, diplomas, and degrees; to provide for the duties and responsibilities of the Board of Regents and the Board of Supervisors of Community and Technical Colleges; to provide relative to accreditation; to provide with respect to performance agreements with the Board of Regents; to provide reporting requirements; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and passed to a third reading.

SENATE BILL NO. 284—
BY SENATORS CORTEZ, MILLS AND PERRY AND REPRESENTATIVES
STUART BISHOP AND NANCY LANDRY

AN ACT

To enact R.S. 17:1994(C) and 3217.3, relative to community and technical colleges; to provide for the merger of the certain Louisiana Technical College campuses with South Louisiana Community College; to provide relative to the transfer of the students, employees, funds, obligations, property, programs, facilities, and functions of such technical college campuses to South Louisiana Community College; to provide relative to performance agreements with the Board of Regents; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and passed to a third reading.

SENATE BILL NO. 305—
BY SENATOR WHITE

A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 9 and 13(B) and (C) and to enact Article VIII, Section 13(D)(3) of the Constitution of Louisiana, relative to the creation of school boards and school districts by the legislature; to remove provisions limiting the legislature's authority to define the geographic jurisdiction of school districts; to provide relative to funding for such school districts; to allow and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 305 by Senator White

AMENDMENT NO. 1

On page 1, line 4, between "legislature" and the semi-colon ";" insert ", subject to voter approval"

AMENDMENT NO. 2

On page 1, line 15, after "Boards." and before "The legislature" insert "(1)"

AMENDMENT NO. 3

On page 1, after line 17, insert:
"(2)(a) On and after January 1, 2013, any act of the legislature creating a local public school board and providing for its school district shall become effective only if the proposed school board and school district as provided in the act have been

approved by both of the following at an election held for the purpose:

(i) A majority of the electors of the proposed school district who vote on the proposition.

(ii) A majority of the electors of the entirety of each existing school district from which the proposed school district is to be created who vote on the proposition.

(b) For purposes of this Subparagraph, "proposition" shall mean the proposition on the ballot for approval of creation of the school board and its school district, and "school district" shall mean the geographic jurisdiction of a school board.

(c) The election shall be called and the proposition placed on the ballot as provided by law."

AMENDMENT NO. 4

On page 4, at the end of line 11, change "December 1" to "November 6"

AMENDMENT NO. 5

On page 4, at the end of line 18, delete the comma "," and insert "and to provide for creation of local public school boards and school districts, subject to voter approval,"

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

SENATE BILL NO. 338—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 38:2215(C) and to enact R.S. 38:2215 (D) and (E), relative to certain public works; to provide for the time period between award of the contract and execution of the contract; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 338 by Senator Appel

AMENDMENT NO. 1

On page 1, line 12, after "C." delete the remainder of line 12 and delete line 13 and insert the following:

"If the contractor has provided all necessary documents to the public entity within ten days of the opening of bids and no bid protest has been submitted to the public entity, the contractor and public entity shall execute the contract not later than forty-five days from the public entity's acceptance of the lowest responsible bid."

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

SENATE BILL NO. 376—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 32:1525(A)(1) and (3), relative to motor carrier violations; to provide for notice of a violation of provisions regarding the transportation of hazardous waste; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 376 by Senator Gary Smith

AMENDMENT NO. 1

On page 1, line 15, delete "**upon completion**" and delete line 16 and insert the following: "**of the violation; however, whenever an incident involves hazardous materials and includes evacuations, fatalities, or serious injuries, the office of state police shall send the responsible party a "notice of violation" within sixty calendar days of the violation.**"

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

SENATE BILL NO. 420—
BY SENATOR MARTINY

AN ACT

To enact R.S. 9:2780.1(G), relative to contract provisions; to provide relative to motor carrier transportation contracts; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 420 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 9:2780.1(D)," and after "R.S. 9:2780.1(G)," insert "and to repeal Section 2 of Act No. 492 of the 2010 Regular Session of the Legislature,"

AMENDMENT NO. 2

On page 1, line 3, after "contracts;" insert "to provide for application of certain laws;"

AMENDMENT NO. 3

On page 1, line 5, after "Section 1." insert "R.S. 9:2780.1(D) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:
"D. Notwithstanding any contractual provision to the contrary, ~~the laws of the state of Louisiana~~ **this Section** shall apply to and govern any construction contract to be performed in this state and any motor carrier transportation contract relative to loading or unloading activities, or any services incidental thereto, which occur in this state. Any provision, covenant, or clause in such contracts which conflicts with the provisions of this Section shall be null, void, and unenforceable.

* * *

AMENDMENT NO. 5

On page 1, after line 10 insert the following:
"Section 2. Section 2 of Act No. 492 of the 2010 Regular Session of the Legislature is hereby repealed."

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

SENATE BILL NO. 464—
BY SENATOR CORTEZ

AN ACT

To enact R.S. 39:2183 and to repeal Chapter 25 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:2191 and 2192, relative to procurement; to allow for the prohibition of certain convicted felons from participating in the contract and procurement process; to provide for technical corrections to certain Louisiana Revised Statute provisions; and to provide for related matters.

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

SENATE BILL NO. 479—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 41:140(C) and the introductory paragraph of (D), and to enact R.S. 41:140(D)(4), relative to public lands; to provide for the procedure of the sale of immovable property; to provide an exception from public auction or sealed bids; to provide terms, conditions and requirements; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 479 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 41:140(C) and the" and insert "the" and after "paragraph of" insert "R.S. 41:140"

AMENDMENT NO. 2

On page 1, delete line 7, and insert:
"Section 1. The introductory paragraph of R.S. 41:140(D) is hereby amended"

AMENDMENT NO. 3

On page 1, delete lines 11 through 15

AMENDMENT NO. 4

On page 2, line 3, after "**(4)**" insert "**(a)**"

AMENDMENT NO. 5

On page 2, line 6, delete "**or**" and insert a comma

AMENDMENT NO. 6

On page 2, line 14, change "**(a)**" to "**(b)**"

AMENDMENT NO. 7

On page 2, line 18, change "**(b)**" to "**(c)**"

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

SENATE BILL NO. 507—

BY SENATOR MORRELL

AN ACT

To enact R.S. 17:176(H), relative to extracurricular interscholastic athletic activities; to provide relative to participation by student athletes in certain activities; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 507 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, change "17:176(H)" to "17:176(H) and (I)"

AMENDMENT NO. 2

On page 1, line 6, change "17:176(H) is" to "17:176(H) and (I) are"

AMENDMENT NO. 3

On page 1, after line 17, insert the following:
"**I. Notwithstanding Subsection F of this Section or any policy, guideline, rule, or regulation to the contrary adopted by any legal entity that administers or regulates high school extracurricular interscholastic athletic programs in this state, if**"

a student transfers from a nonpublic school to another nonpublic school, the student shall be deemed eligible to participate in an extracurricular interscholastic athletic program immediately upon transfer, provided that the principal of the student's former school does not object in writing to the student's participation at the nonpublic school to which the student transferred within seven days of the student's transfer.

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

SENATE BILL NO. 521—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 23:642, relative to employment; to prohibit a parish or municipality from establishing certain minimum, mandatory leave days; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 521 by Senator Johns

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 23:642" to "the heading of R.S. 23:642 and 642"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 23:642 is" to "The heading of R.S. 23:642 and 642 are"

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

SENATE BILL NO. 577—
BY SENATOR PETERSON

AN ACT

To enact Part XIV of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 1019 through 1019.2, relative to employment; to create the Louisiana Equal Pay Task Force; to provide for purpose; to provide for composition of the task force; to provide for duties and powers of the task force; to provide for reporting deadlines; and to provide for related matters.

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

SENATE BILL NO. 589—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:4562.3(D), relative to the Evangeline-Ville Platte Recreation District; to remove certain requirements relative to the district's budget; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 589 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:4562.3(D)" and before the comma "," insert "and to enact R.S. 33:4562.3(F)"

AMENDMENT NO. 2

On page 1, line 3, after "budget;" insert "to provide for district's authority and duties;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" and before "to read" insert "and R.S. 33:4562.3(F) is hereby enacted"

AMENDMENT NO. 4

On page 2, after line 4, insert the following:

"F. The district, acting through its board of commissioners, shall specifically have the following authority and duties:

(1) To hire a director and such other personnel as may be necessary to carry out the directions and instructions of the board and perform such other acts as may be directed by the board.

(2) To develop and implement a utilization policy for the assets of the district that supports the use of the assets by the residents of the district and limits the times at which access to the assets are restricted for private or exclusive functions.

(3) To adopt and implement a schedule for fees, rental, or service charges for the use of district assets for private or exclusive functions.

(4) To adopt and implement a policy regarding all revenue generated by the assets of the district, including concession sales, the sale of space for signage, and the reservation of ball parks, which shall provide that all proceeds from such assets shall be dedicated to the operation and maintenance of, equipment for, and improvements to the district.

(5) To develop and deliver recreational programming and enrichment activities that encourage the use of the district's assets by residents of the district."

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

SENATE BILL NO. 604—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 23:1472(19)(a), relative to unemployment insurance benefits; to amend the definition of unemployment in the context of eligibility for unemployment insurance benefits; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 604 by Senator Gary Smith

AMENDMENT NO. 1

On page 2, line 12, delete "**previous**" and insert "**first**", and after "**four**" insert "**of the last five**"

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

SENATE BILL NO. 612—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 23:151, relative to the employment of minors; to provide for certain exceptions; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 612 by Senator Johns

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:151" insert "and 183"

AMENDMENT NO. 2

On page 1, line 3, after "exceptions;" insert "to provide for employment certificates,"

AMENDMENT NO. 3

On page 1, line 5, after "R.S. 23:151" insert "and 183" and change "is" to "are"

AMENDMENT NO. 4

On page 1, after line 11, insert the following:

** * *

§183. Persons authorized to issue

A. Employment Except as provided in Subsection B of this Section, employment certificates shall be issued by any of the following:

(1) the The parish or city public school superintendent or by his or her designated representative.

(2) By the principal of a public or private school or by his or her designated representative.

(3) By a parent or legal guardian if the student is a home study program participant.

B. During the period of time, between June 1st and August 15th of 2012 and each year thereafter, employment certificates need only be signed by a parent or legal guardian.

C. whose The minor's name shall be submitted in writing for approval to the executive director of the Louisiana Workforce Commission. The superintendent or his designee must completely fill out and electronically submit the Employment Certificate Interactive Form located on the Louisiana Workforce Commission's website. The employment certificate shall be printed online from the website from the information that has been entered onto the department's employment certificate database. The original employment certificate shall be signed by the minor and the issuing authority and presented to the minor for delivery to his or her employer."

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

SENATE BILL NO. 673—

BY SENATORS ERDEY, AMEDEE AND WHITE
AN ACT

To enact R.S. 47:302.41.1, relative to the disposition of certain sales tax collections in Livingston Parish; to establish the Juban Crossing Economic Development District Fund as a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 673 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 12, after "**Juban**" and before "**Economic**", insert "**Crossing**"

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

SENATE BILL NO. 692—

BY SENATOR NEVERS
AN ACT

To enact Part LXXII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.351 through 1300.361, relative to care of students with diabetes; to provide for diabetes management and treatment plan; to provide for individualized health plans; to provide for unlicensed

diabetes care assistants and training; to provide for self monitoring and treatment; to provide for immunity; to provide for reporting; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported by substitute by the Committee on Education. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 692 by Senator Nevers)

BY SENATOR NEVERS
AN ACT

To enact R.S. 17:436.3, relative to the care of students with diabetes; to provide for development of diabetes management and treatment plans; to provide relative to the provision of care by certain school personnel; to provide for the duties and responsibilities of the school principal and other school personnel; to provide for unlicensed diabetes care assistants, their duties and functions, and their training; to provide for student self-monitoring and treatment; to provide for immunity; to provide for rules and regulations; to provide for effectiveness; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:436.3 is hereby enacted to read as follows:

§436.3. Students with diabetes; management and treatment plans; provision of care; unlicensed diabetes care assistants; student self-monitoring and treatment

A.(1) Beginning with the 2012-2013 school year, a diabetes management and treatment plan may be developed for each student with diabetes enrolled in a public or nonpublic elementary or secondary school who seeks care for his diabetes while at school or while participating in a school-related activity and shall be updated on an annual basis. Such plan shall be developed by the physician responsible for such student's diabetes treatment and a current copy of such plan shall be kept on file at the school in which the student is enrolled.

(2) A student's diabetes management and treatment plan shall contain:

(a) An evaluation of the student's level of understanding of his condition and his ability to manage his diabetes.

(b) The diabetes-related healthcare services the student may receive or self-administer at school or during a school-related activity.

(c) A timetable, including dosage instructions, of any diabetes medications to be administered to the student or self-administered by the student.

(d) The signature of the student, the student's parent or legal guardian, and the physician responsible for the student's diabetes treatment.

(3) The parent or legal guardian of a student with diabetes shall annually submit a copy of the student's diabetes management and treatment plan to the principal of the school in which the student is enrolled. The plan shall be reviewed by the appropriate school personnel:

(a) Prior to or within five days after the beginning of each school year.

(b) Upon enrollment, if the student enrolls in the school after the beginning of the school year.

(c) As soon as practicable following the student's receipt of a diagnosis of diabetes.

B.(1) The school nurse may provide care to a student with diabetes, or assist a student with the self-care of his diabetes, in accordance with the student's diabetes management and treatment plan. If a school has no school nurse, or the school nurse is unavailable, an unlicensed diabetes care assistant may provide care to a student with diabetes, or assist a student with the self-care of his diabetes, as provided in this Section.

(2) Each school may adopt a policy to ensure that a school nurse, or at least one unlicensed diabetes care assistant, shall be present and available to provide care to a student with diabetes during the regular school day or during school-related activities, in accordance with the student's diabetes management and treatment plan.

(3) If a school does not have a school nurse, one of the following alternative procedures may be utilized:

(a) An unlicensed diabetes care assistant may be provided access to an individual with expertise in diabetes care, such as a physician, a registered nurse, a certified diabetes educator, or a licensed dietitian.

(b) The principal may be provided access to the physician responsible for the student's diabetes treatment.

C.(1) For purposes of this Section, "unlicensed diabetes care assistant" means a school employee who volunteers to be trained in accordance with this Section.

(2) The principal of the school, in consultation with the school nurse if one is available, may:

(a) Seek school employees who are not healthcare professionals and who are willing to be trained to serve as unlicensed diabetes care assistants and provide care to students with diabetes pursuant to the provisions of this Section. A school employee shall not be subject to any penalty or disciplinary action for refusing to serve as an unlicensed diabetes care assistant.

(b) Make efforts to ensure that the school has at least one unlicensed diabetes care assistant, if the school has a full-time nurse, or at least three unlicensed diabetes care assistants if the school has no full-time nurse.

(3) An unlicensed diabetes care assistant shall serve under the supervision of the school nurse or the school principal.

(4) An unlicensed diabetes care assistant, in accordance with the diabetes management and treatment plan on file for a student, may provide diabetes care to a student, or assist a student in the self-care of his diabetes, including but not limited to:

(a) Checking and recording blood glucose and ketone levels.

(b) Responding to blood glucose levels outside of the target range established for a student.

(c) Administering glucagon and other emergency treatments as prescribed in a student's diabetes management and treatment plan.

(d) Administering, or assisting a student in administering, insulin through the insulin delivery system prescribed in the student's diabetes management and treatment plan.

(e) Administering oral diabetes medications to a student as prescribed in the student's diabetes management and treatment plan.

(f) Assisting a student to follow the instructions in his diabetes management and treatment plan relative to meals, snacks, and physical activity.

(5)(a) An unlicensed diabetes care assistant may only provide diabetes care to a student in accordance with the student's diabetes management and treatment plan, and then only if the student's parent or legal guardian signs an agreement authorizing such care by the unlicensed diabetes care assistant and such agreement is on file with the school.

(b) An unlicensed diabetes care assistant shall exercise reasonable judgment in deciding whether to contact a healthcare professional in the event of a medical emergency involving a student with diabetes.

(c) An unlicensed diabetes care assistant who assists a student in compliance with a student's diabetes management and treatment plan as provided in this Section shall be exempt from any applicable state law or rule that restricts the activities that may be performed by a person who is not a healthcare professional.

(d) An unlicensed diabetes care assistant shall be immune from any liability for any act or omission to act related to the provision of care to a student with diabetes, or assisting a student with the self-care of his diabetes.

(6)(a) The Board of Elementary and Secondary Education may promulgate rules and regulations to provide for the training of unlicensed diabetes care assistants in accordance with the Administrative Procedure Act. In developing such rules and regulations, the board may consult:

(i) The Department of Health and Hospitals.

(ii) The American Diabetes Association.

(iii) The Juvenile Diabetes Research Foundation International.

(iv) The American Association of Diabetes Educators.

(v) The Louisiana State Board of Nursing.

(b) If the Board of Elementary and Secondary Education does not promulgate such rules and regulations, the governing authority of each elementary and secondary school may adopt policies to provide for the training of unlicensed diabetes care assistants.

(7) Training for an unlicensed diabetes care assistant may be provided by a healthcare professional with expertise in caring for persons with diabetes or by the school nurse and shall include:

(a) Recognizing the symptoms of hypoglycemia and hyperglycemia.

(b) Understanding the details of a student's diabetes management and treatment plan.

(c) Understanding the proper action to take if a student's blood glucose levels are outside the target ranges specified in his diabetes management and treatment plan.

(d) Performing finger sticks to check blood glucose levels, checking urine ketone levels, and properly recording the results.

(e) Properly administering glucagon and insulin and properly recording the results.

(f) Recognizing complications which require emergency assistance.

(g) Understanding the recommended schedules and food intake for meals and snacks for a student with diabetes, the effect of physical activity on blood glucose levels, and the proper actions to be taken if a student's schedule is disrupted.

D. In accordance with a student's diabetes management and treatment plan, a school shall permit the student to attend to the self-management and care of his diabetes, which may include the following activities:

(a) Performing blood glucose level checks.

(b) Self-administration of insulin through the insulin delivery system specified in the student's diabetes management and treatment plan.

(c) Treatment of hypoglycemia and hyperglycemia as specified in the student's diabetes management and treatment plan.

(d) Possessing on the student's person, at any time, such supplies or equipment as are necessary to monitor and care for the student's diabetes.

(e) Otherwise attending to the management and care of the student's diabetes in the classroom, in any area of the school or school grounds, or at any school-related activity.

E. With written permission from a student's parent or legal guardian, a school may provide a school employee with responsibility for providing transportation for a student with diabetes, or supervising a student with diabetes during an off-campus activity, with an information sheet that provides the following information:

(a) The identity of the student with diabetes.

(b) A description of potential emergencies that may occur as a result of the student's diabetes and the appropriate responses to such emergencies.

(c) The telephone number of the person to be contacted in case of an emergency involving the student with diabetes.

F. A school shall not restrict the assignment of a student with diabetes to a particular school on the basis that the school does not have an unlicensed diabetes care assistant.

G. No physician, nurse, school employee, school, or school district shall be liable for civil damages or subject to disciplinary action under professional licensing regulations or school disciplinary policies as a result of the activities authorized by this Section.

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 Appel, the committee substitute bill was adopted and becomes Senate Bill No. 759 by Senator Nevers, substitute for Senate Bill No. 692 by Senator Nevers.

SENATE BILL NO. 759— (Substitute of Senate Bill No. 692 by Senator Nevers)

BY SENATOR NEVERS

AN ACT

To enact R.S. 17:436.3, relative to the care of students with diabetes; to provide for development of diabetes management and treatment plans; to provide relative to the provision of care by certain school personnel; to provide for the duties and responsibilities of the school principal and other school personnel; to provide for unlicensed diabetes care assistants, their duties and functions, and their training; to provide for student self-monitoring and treatment; to provide for immunity; to provide for rules and regulations; to provide for effectiveness; and to provide for related matters.

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

SENATE BILL NO. 693—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 9:2780.1(A)(2)(a), (A)(5), (B), (C), and (D), to enact R.S. 9:2780.1(G), and to repeal Section 2 of Act No. 492 of the 2010 Regular Session of the Legislature, relative to construction contracts; to provide relative to definitions; to exclude certain contracts; to provide relative to the enforcement of certain clauses in construction contracts; to repeal a provision excluding certain contracts; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 693 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 1, after "construction," delete "**major**" and before "renovation" delete "**major**"

AMENDMENT NO. 2

On page 2, line 3, after "other" delete "**major**" and after "property" insert "**, or repair or maintenance of a highway, road, or bridge**"

AMENDMENT NO. 3

On page 2, line 10, change "indemnities" to "**indemnatee**"

AMENDMENT NO. 4

On page 2, line 11, change "**indemnities**" to "**indemnatee's**"

AMENDMENT NO. 5

On page 2, line 17, change "indemnities" to "**indemnatee**"

AMENDMENT NO. 6

On page 2, line 19, change both occurrences of the word "indemnities" to "**indemnatee**"

AMENDMENT NO. 7

On page 2, line 26, delete "**negligent or intentional**"

AMENDMENT NO. 8

On page 2, line 27, change "indemnities" to "**indemnatee**"

AMENDMENT NO. 9

On page 2, line 29, change "indemnities" to "**indemnatee**"

AMENDMENT NO. 10

On page 3, line 2, after "D." delete "**(1)**"

AMENDMENT NO. 11

On page 3, delete lines 8 and 9

AMENDMENT NO. 12

On page 3, line 13, after "**which**" delete the remainder of line 13, delete line 14, and on line 15, delete "**other's**" and insert: "**each party assumes responsibility for its own personnel and property and agrees to indemnify, defend, or hold harmless the other party and the other party's**"

AMENDMENT NO. 13

On page 3, line 16, change "**property damage**" to "**damage to the indemnitor's personnel or property**"

AMENDMENT NO. 14

On page 3, at the end of line 17, insert the following: "**The provisions of this Paragraph shall not apply to the intentional acts of any party, or any party's contractors, employees, and invitees.**"

AMENDMENT NO. 15

On page 3, line 19, change "**indemnities**" to "**indemnatee**"

AMENDMENT NO. 16

On page 3, line 20, change "**indemnities**" to "**indemnatee**"

AMENDMENT NO. 17

On page 3, line 23, after "**price**" insert "**; provided, however, that the indemnitor's liability under such clause shall be limited to the amount of the proceeds that were payable under the insurance policy or policies that the indemnitor was required to obtain**"

AMENDMENT NO. 18

On page 3, line 25, change "**indemnities**" to "**indemnatee**"

AMENDMENT NO. 19

On page 3, line 29, after "**Subsection**" insert "**; provided that such insurance coverage is only provided where the indemnitor is at least partially at fault or otherwise liable for damages ex delicto or quasi ex delicto**"

AMENDMENT NO. 20

On page 4, line 2, after "**Subsection**" insert "**; provided that such insurance coverage is only provided where the indemnitor is at least partially at fault or otherwise liable for damages ex delicto or quasi ex delicto**"

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

SENATE BILL NO. 699—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:330.12.1(A) and to enact R.S. 38:330.12 and 330.12.2, relative to the New Orleans Lakefront Airport; to provide relative to the ownership, governance, management, and maintenance of the airport; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 699 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 38:330.12.1(A) and to" and delete "and 330.12.2"

AMENDMENT NO. 2

On page 1, line 3, after "Airport" insert "and other such non-flood protection assets, functions, and activities"

AMENDMENT NO. 3

On page 1, line 4, after "airport" insert "and other such non-flood assets, functions, and activities"

AMENDMENT NO. 4

On page 1, delete lines 7 and 8, and insert: "Section 1. R.S. 38:330.12 is hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 1, line 11, change "A. Except as provided in R.S. 38:330.12.2, any" to "A. Any"

AMENDMENT NO. 6

On page 3, delete lines 22 through 29, delete page 4, and on page 5, delete lines 1 through 6

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

SENATE BILL NO. 702— BY SENATOR HEITMEIER

AN ACT

To authorize the Board of Supervisors of the Louisiana State University System and Agricultural and Mechanical College and LSU Health Sciences Center to transfer certain state property in Orleans Parish; to authorize the commissioner of administration to transfer certain state property in Orleans Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

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

SENATE BILL NO. 731— BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:29, relative to remediation; to provide relative to remediation of certain sites by the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, judgments, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oilfield sites and exploration and production sites; to provide for landowner notification of environmental testing; and to provide for related matters.

Reported by substitute by the Committee on Natural Resources. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 731 by Senator Allain)

BY SENATOR ALLAIN

AN ACT

To enact R.S. 30:29.2, relative to remediation; to provide relative to remediation of oilfield sites and exploration and production sites; to provide for qualified admission of responsibility for environmental damage; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agency heads; to provide relative to certain actions or claims involving environmental damage; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:29.2 is hereby enacted to read as follows:

§29.2. Qualified admission of responsibility for environmental damage

A. Within one hundred and twenty days of being served with a claim under R.S. 30:29, any party may make a qualified admission of responsibility to fund the most feasible plan to

evaluate or remediate all or a portion of the environmental damage to applicable regulatory standards. This admission shall not be construed as an admission of liability for damages pursuant to R.S. 30:29(H). After the initial admission under the provisions of this Section, an admission by any other party to the litigation under the provisions of this Section shall be made within thirty days of the filing in the record of the first admission.

B. Within sixty days of a qualified admission of responsibility as to all or any portion of the environmental damage, and whether by one or more of the defendants, a party admitting responsibility shall file a plan of evaluation or remediation with the Department of Natural Resources, office of conservation, together with all facts and data necessary to support the plan. Any party may submit a plan, submittal or comment for consideration by the department. The department shall have sixty days after the filing of the plan of evaluation or remediation within which to approve the plan or structure a plan which the department determines to be the most feasible plan to evaluate or remediate the environmental damage to applicable regulatory standards. No plan for evaluation or remediation of environmental damage approved by the department shall include an exception from any existing regulations as to remediation of environmental media suitable for use in human consumption, the forestry industry, the fishing industry, the agriculture industry, the aquaculture industry, or coastal restoration, unless the exception has been approved by the commissioner of agriculture, the secretary of the Department of Natural Resources, the secretary of the Department of Wildlife and Fisheries, the secretary of the Department of Environmental Quality, the secretary of the Department of Health and Hospitals, and, if the environmental damage is within the coastal zone or impacts the master plan for coastal protection, the chairman of the Coastal Protection and Restoration Authority.

C. A qualified admission of responsibility, as provided for in this Section, for implementing the most feasible plan and the plan approved by the department shall be admissible as evidence in any action. The party admitting responsibility shall be required to deposit with the department sufficient funds to cover the cost of the department's review of the plans or submittals including the cost of holding a public hearing to approve or structure the feasible plan. The initial payment of these costs shall be in the amount of one hundred thousand dollars. This initial payment shall be deposited prior to or along with the submission of the plan by the party admitting responsibility. Within thirty days of the department's filing of the plan, the party admitting responsibility for implementing the most feasible plan shall reimburse the plaintiff for those costs which the court determines to be recoverable under R.S. 30:29(E)(1). Nothing in this Section shall delay the prosecution or defense of the action, including the conducting of discovery and pretrial motion practice.

D. Any party may subpoena, for purposes of deposition or trial, any employee, contractor or representative of the department involved in the formulation of the feasible plan approved by the department.

E. The provisions of this Section shall not establish primary jurisdiction with the Department of Natural Resources.

F. The definitions in R.S. 30:29 shall apply to the provisions of this Section.

G.(1) Any party admitting responsibility under the provisions of this Section shall waive any and all legal or contractual rights to indemnity or contribution from any party to the litigation, or any other person, for the cost of implementing the feasible plan. Any agreement granting indemnity or contribution to any such party admitting responsibility shall become null and void upon the filing of a qualified admission of responsibility. Any party who accepts all or part of any payment of any legal or contractual indemnity obligation in violation of the provisions of this Paragraph shall be liable to the indemnitor for the return of such payment. A qualified admission of responsibility and the resulting waiver of indemnity shall be limited to the extent of the qualified admission of responsibility. The waiver of indemnity shall not apply to indemnity against acts or omissions of the assignee or successor operator, occurring

after any assignment, or for any damages beyond the jurisdiction of the department.

(2) Nothing in this Section shall prohibit or invalidate any insurance agreement governed by the provisions of Title 22 of the Louisiana Revised Statutes of 1950.

Section 2. The provisions of this Section shall not apply to any case in which the court on or before the effective date of this Act has issued or signed an order setting the case for trial, regardless of whether such trial setting is continued.

On motion of Senator Ward, the committee substitute bill was adopted and becomes Senate Bill No. 760 by Senator Allain, substitute for Senate Bill No. 731 by Senator Allain.

SENATE BILL NO. 760— (Substitute of Senate Bill No. 731 by Senator Allain)

BY SENATOR ALLAIN

AN ACT

To enact R.S. 30:29.2, relative to remediation; to provide relative to remediation of oilfield sites and exploration and production sites; to provide for qualified admission of responsibility for environmental damage; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agency heads; to provide relative to certain actions or claims involving environmental damage; and to provide for related matters.

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 78—
BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 13:5556(C), (D), and (E), relative to the Livingston Parish Retired Employees' Insurance Fund; to provide relative to the administration of the Livingston Parish Retired Employees' Insurance Fund; to provide for the investment of fund monies; to authorize the use of fund monies for the LREIF Board; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 78 by Representative Pope

AMENDMENT NO. 1

On page 1, line 2, change "13:5556(C)" to "13:5554.2(C)"

AMENDMENT NO. 2

On page 1, line 8, change "13:5556(C)" to "13:5554.2(C)"

AMENDMENT NO. 3

On page 1, line 10, change "\$5556." to "\$5554.2."

On motion of Senator Donahue, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 101—

BY REPRESENTATIVES EDWARDS AND MACK

AN ACT

To amend and reenact R.S. 13:996.6, relative to court costs for the Twenty-First Judicial District Court; to authorize an increase in civil and criminal court costs in the Twenty-First Judicial District Court; to provide for the allocation of funds to the judicial expense fund; to require the sheriffs in the Twenty-First Judicial District to collect court costs in criminal cases; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 131—

BY REPRESENTATIVE BROADWATER

AN ACT

To amend and reenact R.S. 33:108(D) and 4724, relative to planning and zoning; to provide relative to master plans adopted by municipal or parish planning commissions; to provide relative to the filing of certified copies of any such plan; to provide relative to zoning regulations and restrictions established by municipal governing authorities; to provide relative to public hearings held by any such governing authorities relative to the establishment and amendment of such regulations and restrictions; to change the notice requirements relative to such public hearings; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 143—

BY REPRESENTATIVE GISCLAIR

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Lafourche Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 181—

BY REPRESENTATIVE GEYMANN

AN ACT

To amend and reenact R.S. 40:1496.5, relative to Beauregard Parish; to provide relative to the governing board of the Beauregard Parish Fire Protection District Number 2; to increase the membership of the governing board; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 216—

BY REPRESENTATIVES HARRISON, ARMES, BILLIOT, GISCLAIR, GUINN, LAMBERT, LEOPOLD, MONTUCET, JIM MORRIS, ORTEGO, RICHARDSON, AND SCHEXNAYDER

AN ACT

To enact R.S. 56:301.9, relative to issuance of licenses associated with the commercial fishing industry; to authorize the Department of Wildlife and Fisheries to issue such licenses via the Internet; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 230—

BY REPRESENTATIVES THIBAUT, ARMES, CHANEY, CONNICK, GISCLAIR, GUINN, HARRISON, LAMBERT, LEOPOLD, AND SCHEXNAYDER AND SENATORS LAFLEUR AND RISER

AN ACT

To amend and reenact R.S. 56:116(C)(1), relative to weapons used during primitive firearms season; to provide for the minimum caliber of certain rifles used in primitive firearms season; to provide for the authority of the Wildlife and Fisheries Commission; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

May 1, 2012

HOUSE BILL NO. 234—
BY REPRESENTATIVE HODGES
AN ACT

To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 245—
BY REPRESENTATIVE HARRISON AND SENATOR MORRELL
AN ACT

To amend and reenact R.S. 56:700.2(A)(4) and to repeal R.S. 30:101.11, relative to the Underwater Obstruction Removal Fund and the Fishermen's Gear Compensation Fund; to remove the termination date for deposits from the Fishermen's Gear Compensation Fund to the Underwater Obstruction Fund; to remove the termination date from the Underwater Obstruction Removal Fund; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 250—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 33:130.472(I)(1), relative to the Concordia Economic and Industrial Development District; to provide relative to meetings of the board of commissioners of the district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 252—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 33:9097.8(B), (E)(8), and (F)(1)(b), relative to the Broadmoor Crime Prevention and Improvement District in East Baton Rouge Parish; to modify the boundaries of the district; to provide with respect to the parcel fee that the parish is authorized to impose on behalf of the district; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 252 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 2, delete "and" and after "(F)(1)(b)," and before "relative" insert "and (G)(1)."

AMENDMENT NO. 2

On page 1, line 10, after "(E)(8)," and before "(F)(1)(b)" delete "and" and after "(F)(1)(b)" and before "are" insert ", and (G)(1)"

AMENDMENT NO. 3

On page 2, between lines 21 and 22 insert the following:
"G. Budget. (1) The board of commissioners shall adopt an annual budget in accordance with the Louisiana Local Government Budget Act, R.S. 39:1301 et seq. ~~The budget and all amendments shall be submitted to the East Baton Rouge Metropolitan Council.~~"

* * *

On motion of Senator Dorsey-Colomb, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 255—
BY REPRESENTATIVES LEGER, ABRAMSON, BROSSETT, LORUSSO,
AND MORENO AND SENATORS MORRELL AND MURRAY
AN ACT

To authorize and provide for the transfer of certain property of the Orleans Parish School Board; to specify the property which may be transferred and the authorized recipient of the property; to provide terms and conditions; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 256—
BY REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 46:1053(Q)(3), relative to the parish of Concordia; to provide relative to the governing board of Concordia Parish Hospital Service District Number One; to increase the maximum per diem authorized to be paid to members of such board for attending board meetings; to provide relative to the number of meetings for which board members may be paid; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 271—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 27:44.1(D)(1)(a), relative to alternative inspections for riverboats; to provide with respect to inspection standards utilizing United States Coast Guard criteria; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 285—
BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 49:327(B)(2), relative to funds on deposit in the state treasury; to provide relative to the investment of funds in the state treasury; to provide relative to the maturity of securities purchased as investments; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 296—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 39:197(1) and 200(F), relative to data processing procurement; to provide for definitions; to provide for contract forms; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 346—
BY REPRESENTATIVE CHANEY
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Ouachita Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 346 by Representative Chaney

AMENDMENT NO. 1

On page 1, line 3, after "Ouachita" insert "and Union" and change "Parish" to "parishes"

AMENDMENT NO. 2

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

"Section 4. The commissioner of administration, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease or deliver any interest, excluding mineral rights, the state may have to all or any portion of the following described parcel of property to the Girl Scouts of Louisiana-Pines to the Gulf:

A certain tract of land, including all improvements located thereon situated on Lot 7, Section 9, Township 20 North, Range 4 East, Union Parish, containing 6.72 acres, more or less.

Section 5. The commissioner of administration is hereby authorized to enter into any such agreements, covenants, conditions, and stipulations and to execute such documents as are necessary to properly effectuate any conveyance, transfer, assignment, lease or delivery of title, excluding mineral rights, to the property described in Section 4 herein, and as more specifically described in any such agreement entered into and documents executed by and between the division of administration and the Girl Scouts of Louisiana-Pines to the Gulf, in exchange of consideration proportionate to at least the appraised value of the property."

AMENDMENT NO. 3

On page 2, line 9, change "4" to "6"

On motion of Senator Ward, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 352—

BY REPRESENTATIVE BURFORD
AN ACT

To enact R.S. 13:5557.1, relative to payment of group health insurance premiums for retired sheriffs and deputy sheriffs; to create the DeSoto Parish Retired Employees' Insurance Fund to fund premium costs for eligible retired sheriffs and retired deputy sheriffs; to provide for the total amount of principal and earnings in the DeSoto Parish Retired Employees' Insurance Fund; to provide for the limitations on withdrawal and appropriation of monies; to provide for limitations of equity and fixed income investments; to provide for the membership and election on the investment advisory board; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 363—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 47:120, relative to overtime compensation; to require employers to retain a record of overtime compensation paid; to provide for employee receipt of overtime data; to provide a time period for retention of the data; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 401—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 56:497(A)(2) and (C)(1), relative to management and taking of shrimp; to authorize the Wildlife and Fisheries Commission to set shrimp seasons, including bait

shrimp seasons; to provide relative to a bait shrimp permit and rules and regulations therefor; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 406—

BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 56:805, relative to recreational reef sites; to authorize the Wildlife and Fisheries Commission to establish such sites; to authorize the commission to regulate fishing from such reef sites; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 431—

BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 56:433.1(A)(2), relative to the oyster seed ground vessel permit; to extend the application period for such permit; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 486—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 56:1832(B), relative to the Wild Louisiana Stamp; to provide for the use of proceeds from the sale of the Wild Louisiana Stamp; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 498—

BY REPRESENTATIVE DIXON
AN ACT

To amend and reenact R.S. 23:1293(A)(1) and to enact R.S. 23:1291.2, relative to workers' compensation; to provide that payors shall make certain information available; to provide for confidentiality; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 557—

BY REPRESENTATIVE HENSGENS
AN ACT

To amend and reenact R.S. 56:116.1(D)(1), relative to hunting; to provide for the authority of the Wildlife and Fisheries Commission and the secretary of the Department of Wildlife and Fisheries; to provide for trapping outlaw quadrupeds; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 585—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

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 with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 585 by Representative St. Germain

AMENDMENT NO. 1

On page 1, at the end of line 17, insert: "However, if the insurance carrier is experiencing a problem with its electronic transmission equipment, the carrier shall have ten days to provide the certificate to the department; provided that the carrier shall not utilize such option more than three times in a calendar year."

AMENDMENT NO. 2

On page 2, after line 6, insert: "Section 2. This Act shall become effective on January 1, 2013."

On motion of Senator Adley, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 633—

BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 32:390(C), relative to commercial motor vehicles; to provide relative to the Weigh-In-Motion System; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 643—

BY REPRESENTATIVE MONTOUCET AN ACT

To amend and reenact R.S. 56:279(A), (B)(1), and (C)(1), relative to the Louisiana Alligator Resource Fund; to change the recipient of certain monies from the fur and refuge division to the office of wildlife; to provide for revenue to the fund; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 651—

BY REPRESENTATIVE LAMBERT AN ACT

To repeal R.S. 56:410.4, 410.5, 410.7(C), 410.8, 410.9, and 410.11, relative to fishing; to remove certain provisions relative to yo-yos or trigger devices and trotlines on certain bodies of water; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 832—

BY REPRESENTATIVE HAZEL AN ACT

To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize promulgation of rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 926—

BY REPRESENTATIVE SIMON AN ACT

To enact R.S. 17:3048.1(C)(2)(h)(i)(cc); to provide for guidelines and procedures permitting the Louisiana Student Financial Assistance Commission to receive and consider certain test scores submitted by an applicant for a Taylor Opportunity Program for Students award after statutorily established deadlines; to provide applicability; to provide limitations; to provide for the adoption of certain program rules by the administering agency; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 931—

BY REPRESENTATIVE STUART BISHOP AN ACT

To amend and reenact R.S. 23:1306(B), relative to workers' compensation job injury data; to require the submission of reports to the office of workers' compensation administration; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 960—

BY REPRESENTATIVE JOHNSON AN ACT

To enact R.S. 13:852 and 853, relative to court costs, to provide relative to court costs in the Twelfth Judicial District Court; to provide for additional court costs for criminal cases including traffic offenses in the Twelfth Judicial District Court; to provide relative to court costs in the Twenty-Second Judicial District Court; to provide for additional court costs for criminal cases in the Twenty-Second Judicial District Court; to provide for use of additional funds; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 960 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 2, after "853, relative to court" and before "to provide" change "costs," to "costs and filing fees,"

AMENDMENT NO. 2

On page 1, line 2, after "provide relative to court costs" and before "in the" insert "filing fees"

AMENDMENT NO. 3

On page 1, line 4, after "Court;" and before "to provide" insert "to provide for additional fees for civil filings in the Twelfth Judicial District Court;"

AMENDMENT NO. 4

On page 1, line 6, after "cases" and before "in the" insert "including traffic offenses"

AMENDMENT NO. 5

On page 1, line 10, after "costs;" and before "Twelfth" insert "additional fees for civil filings;"

AMENDMENT NO. 6

On page 1, line 11, after "A." and before "In all" insert "(1)"

AMENDMENT NO. 7

On page 1, between lines 17 and 18, insert the following:

"(2) In addition to all other fees or costs now or hereafter provided by law, the clerk of court of the Twelfth Judicial District Court shall collect from every person the sum of ten dollars for every civil filing."

AMENDMENT NO. 8

On page 2, line 5, change "misdemeanor offenses," to "criminal cases, including traffic offenses."

AMENDMENT NO. 9

On page 2, at the end of line 7, change "the" to "a"

AMENDMENT NO. 10

On page 2, line 8, after "sum" and before "fifty" change "of" to "not to exceed"

AMENDMENT NO. 11

On page 2, line 10, change "clerk of court" to "sheriff"

On motion of Senator Donahue, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 996—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 38:2212.10(F) and to enact R.S. 38:2212.10(G), relative to public works contracts; to clarify the application of E-Verify; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 998—

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 33:2955(A)(1)(j) and (k), relative to investments by political subdivisions; to provide relative to the power of municipalities, parishes, school boards, and other political subdivisions to invest their monies; to provide requirements relative to the investment of such monies; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1028— (Substitute for House Bill No. 323 by Representative Hoffman)

BY REPRESENTATIVE HOFFMANN

AN ACT

To enact R.S. 47:463.2(E), relative to the advertisement of special prestige license plates; to provide for advertisements for special prestige license plates; to provide rule making authority; to provide for deadlines; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 1190— (Substitute for House Bill No. 683 by Representative Dove)

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact 49:214.34(A)(3) and to enact R.S. 41:1705(16) and R.S. 56:431.2, relative to alternative oyster culture; to authorize the Department of Wildlife and Fisheries to issue permits for alternative oyster culture activities; to provide parameters for such permits; to provide relative to coastal use permits necessary for such activities; to provide relative to penalties; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

**Senate Resolutions
on Second Reading
Reported by Committees**

SENATE RESOLUTION NO. 32—

BY SENATOR MURRAY

A RESOLUTION

To establish and provide for the Major Event Funding Study Committee to conduct a study of the feasibility of establishing trust funds to support the hosting of major events in Louisiana.

Reported favorably by the Committee on Finance.

The resolution was read by title. On motion of Senator Murray, the Senate Resolution was adopted.

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

SENATE CONCURRENT RESOLUTION NO. 16—

BY SENATOR CORTEZ

A CONCURRENT RESOLUTION

To amend the Department of Wildlife and Fisheries, Louisiana Wildlife and Fisheries Commission rule (LAC 76:V.115(E)(1) and (F)(2)), to provide exemptions from the department's rules governing private possession of potentially dangerous quadrupeds, exotic cats and nonhuman primates; to include in those exemptions, facilities certified by the Zoological Association of America; and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Concurrent Resolution No. 16 by Senator Cortez

AMENDMENT NO. 1

On page 1, line 2, delete ", Louisiana Wildlife and Fisheries"

AMENDMENT NO. 2

On page 1, line 3, delete "Commission" and "and (F)(2)"

AMENDMENT NO. 3

On page 1, line 5, delete "facilities"

AMENDMENT NO. 4

On page 1, line 6, delete "certified by the Zoological Association of America" and insert "the Zoo of Acadiana so long as it meets the American Zoo and Aquarium standards for enclosures"

AMENDMENT NO. 5

On page 1, line 9, delete "Department of Wildlife and Fisheries, Louisiana"

May 1, 2012

AMENDMENT NO. 6

On page 1, line 10, after "Commission to" insert ""..."

AMENDMENT NO. 7

On page 1, line 11, after "cats" insert "..."; and" and delete the remainder of the line

AMENDMENT NO. 8

On page 1, delete line 12

AMENDMENT NO. 9

On page 1, line 13, after "for" insert ""..."

AMENDMENT NO. 10

On page 1, line 15, after "organizations" insert "..."

AMENDMENT NO. 11

On page 1, delete lines 16 through 18

AMENDMENT NO. 12

On page 2, delete lines 1 through 6

AMENDMENT NO. 13

On page 2, line 7 delete "Department of Wildlife and Fisheries,"

AMENDMENT NO. 14

On page 2, delete line 8 and insert "Wildlife and Fisheries Commission provide those "...zoos accredited""

AMENDMENT NO. 15

On page 2, line 9, delete "zoos or those entities" and insert "or"

AMENDMENT NO. 16

On page 2, delete lines 10 through 12 and insert: "WHEREAS, accreditation and exacting standards are important to ensure the well-being and safety of the animals held in captivity and the safety of the people who are caring for and viewing the animals."

AMENDMENT NO. 17

On page 2, line 14, delete "and (F)(2) are" and insert "is"

AMENDMENT NO. 18

On page 2, line 21, after "(AZA)" delete the remainder of the line and insert "and the Zoo of Acadiana so long as it meets the American Zoo and Aquarium Association standards for enclosures;"

AMENDMENT NO. 19

On page 2, delete lines 23 through 30

AMENDMENT NO. 20

On page 3, delete lines 1 through 7

AMENDMENT NO. 21

On page 3, line 11, delete "amendment" and insert "amendments" and delete "and (F)(2)"

AMENDMENT NO. 22

On page 3, delete lines 12 and 13 and insert "Louisiana Administrative Code."

On motion of Senator Ward, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Perry
Adley	Erdey	Peterson
Allain	Gallot	Riser
Amedee	Johns	Smith, G.
Appel	Kostelka	Smith, J.
Broome	LaFleur	Tarver
Brown	Mills	Thompson
Buffington	Morrell	Walsworth
Chabert	Morrish	Ward
Claitor	Murray	White
Cortez	Peacock	
Total - 32		

NAYS

Total - 0

ABSENT

Crowe	Heitmeier	Nevers
Donahue	Long	
Guillory	Martiny	
Total - 7		

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

SENATE CONCURRENT RESOLUTION NO. 40—

BY SENATOR PERRY

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority, in conjunction with appropriate member agencies, to jointly study the freshwater needs of the Mermentau Basin and the feasibility of diverting Atchafalaya River water into the Mermentau Basin.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Mills	Thompson
Chabert	Morrell	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Heitmeier	Martiny
Donahue	Long	Nevers
Total - 6		

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

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.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Erdey	Peterson
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Mills	Thompson
Chabert	Morrell	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Heitmeier	Martiny
Gallot	Long	Nevers
Total - 6		

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

SENATE CONCURRENT RESOLUTION NO. 46—

BY SENATORS MORRISH, BROWN, BUFFINGTON, HEITMEIER AND GARY SMITH

A CONCURRENT RESOLUTION

To approve the comprehensive master plan for integrated coastal protection projects, as adopted by the Coastal Protection and Restoration Authority.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Perry
Adley	Erdey	Peterson
Allain	Gallot	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.
Broome	Kostelka	Tarver
Brown	LaFleur	Thompson
Buffington	Mills	Walsworth
Chabert	Morrell	Ward
Claitor	Morrish	White

Cortez
Donahue
Total - 34

Murray
Peacock

NAYS

Total - 0

ABSENT

Crowe
Heitmeier
Total - 5

Long
Martiny

Nevers

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

Rules Suspended

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

SENATE BILL NO. 52—

BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:62(5)(a), (c), and (e) and (11)(c) and to enact R.S. 11:62(11)(d), R.S. 11:102(D), and Subpart P of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:331, relative to certain members of the Louisiana State Employees' Retirement System and certain postsecondary education members of the Teachers' Retirement System of Louisiana; to increase employee contribution rates; and to provide for related matters.

On motion of Senator Donahue the bill, which was on Third Reading and Final Passage, Subject to Call, was read by title and recommitted to the Committee on Finance.

Senate Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator Adley asked that Senate Concurrent Resolution No. 38 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 38—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of authorizing the collection of tolls to complete I-49 South.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Erdey	Peterson
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Mills	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Total - 33		

May 1, 2012

NAYS

Total - 0

ABSENT

Crowe Long Morrell
Heitmeier Martiny Nevers
Total - 6

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 754— (Substitute of Senate Bill No. 81 by Senator Mills)

BY SENATOR MILLS

AN ACT

To enact R.S. 42:1123(42), relative to the Code of Governmental Ethics; to provide for an exception to the provisions of law relative to ethical standards for public servants; to provide relative to a public servant doing business with a person who has a business relationship with the agency of the public servant under certain circumstances; 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. 754 by Senator Mills

AMENDMENT NO. 1

On page 1, line 12, following "Part," and before "an" insert "the contracting for the sale of grain by"

AMENDMENT NO. 2

On page 1, line 15, following "commission" delete the remainder of the line and insert ";

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 754 by Senator Mills

AMENDMENT NO. 1

On page 1, line 13, after "commission, or" delete "a related" and insert "an immediate"

On motion of Senator Riser, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Crowe Peacock
Adley Donahue Perry
Allain Dorsey-Colomb Riser
Amedee Erdey Smith, G.

Appel Johns Smith, J.
Broome Kostelka Tarver
Brown LaFleur Thompson
Buffington Martiny Walsworth
Chabert Mills Ward
Cortez Morrish White
Total - 30

NAYS

Claitor Murray Peterson
Total - 3

ABSENT

Gallot Heitmeier Morrell
Guillory Long Nevers
Total - 6

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

SENATE BILL NO. 755— (Substitute of Senate Bill No. 191 by Senator Claitor)

BY SENATOR CLAITOR

AN ACT

To enact Part VII of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1360.81 through 1360.97, relative to behavior analysts; to provide for licensure of behavior analysts and certification for assistant behavior analysts; to provide for a board to develop standards and procedures and to promulgate rules and regulations with respect to the practice of behavior analysis; to provide for the future creation of an independent regulatory authority; to provide qualifications for licensure and certification; to provide for continuing education; to provide with respect to fees for licensure and certification; to provide for causes for refusal to issue, suspension, or revocation; 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. 755 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 20, before "ascribed" change "meaning" to "meanings"

AMENDMENT NO. 2

On page 9, line 28, following "Knowingly" and before ";" change "make or present" to "making or presenting"

AMENDMENT NO. 3

On page 10, line 6, following "which" change "affects" to "affect"

AMENDMENT NO. 4

On page 10, line 7, following "which" and before "capable" change "is" to "are"

AMENDMENT NO. 5

On page 10, line 8, following "dependence" delete the remainder of the line and insert "of the applicant, licensee, or certificate holder, or affecting his physical"

AMENDMENT NO. 6

On page 12, line 17, following "by" and before "certification" change "the" to "a"

AMENDMENT NO. 7

On page 12, line 18, following "**board**" and before "**would**" insert "**which**"

AMENDMENT NO. 8

On page 13, line 13, following "**continuing**" and before "**adjudication**" change "**and**" to "**an**"

On motion of Senator Martiny, the amendments were adopted.

Senator Gallot moved to recommit the amended bill to the Committee on Commerce, Consumer Protection, and International Affairs.

Senator Claitor objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Morrell
Amedee	Gallot	Murray
Appel	Guillory	Perry
Broome	Johns	Peterson
Cortez	Kostelka	Riser
Crowe	LaFleur	Tarver
Donahue	Mills	Thompson
Total - 21		

NAYS

Adley	Claitor	Peacock
Allain	Erdey	Smith, G.
Buffington	Martiny	Smith, J.
Chabert	Morrish	Walsworth
Total - 12		

ABSENT

Brown	Long	Ward
Heitmeier	Nevers	White
Total - 6		

The Chair declared the bill was recommitted.

Senator Gallot moved to reconsider the vote by which the bill was recommitted and laid that motion on the table.

SENATE BILL NO. 756— (Substitute of Senate Bill No. 373 by Senator Mills)

BY SENATOR MILLS

AN ACT

To enact R.S. 22:1856.1, relative to the audit of pharmacy records by certain entities including pharmacy benefit managers; to provide for definitions; to provide with respect to an appeals process; 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. 756 by Senator Mills

AMENDMENT NO. 1

On page 4, line 22, following "**is**" and before "**on**" change "**solely based**" to "**based solely**"

AMENDMENT NO. 2

On page 5, line 25, following "Section 2." and before "provisions" change "This" to "The"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 756 by Senator Mills

AMENDMENT NO. 1

On page 1, line 15, change "**three**" to "**five**"

AMENDMENT NO. 2

On page 5, between lines 24 and 25, insert:

"(4) Any audit conducted pursuant to the participation of a pharmacy in the Louisiana Medicaid Program."

On motion of Senator Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Perry
Adley	Dorsey-Colomb	Peterson
Allain	Erdey	Riser
Amedee	Gallot	Smith, G.
Appel	Johns	Smith, J.
Broome	Kostelka	Tarver
Brown	LaFleur	Thompson
Buffington	Martiny	Walsworth
Chabert	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 32		

NAYS

Claitor	Peacock
Total - 2	

ABSENT

Guillory	Long	Nevers
Heitmeier	Morrell	
Total - 5		

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

SENATE BILL NO. 757— (Substitute of Senate Bill No. 388 by Senator Martiny)

BY SENATOR MARTINY

AN ACT

To enact R.S. 51:705(C)(1)(p), relative to securities; to provide relative to the registration of securities subject to certain laws or practices; to provide certain terms, conditions, procedures, and requirements; 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:

May 1, 2012

YEAS

Mr. President	Donahue	Perry
Adley	Dorsey-Colomb	Peterson
Allain	Erdey	Riser
Amedee	Gallot	Smith, G.
Appel	Johns	Smith, J.
Broome	LaFleur	Tarver
Brown	Martiny	Thompson
Buffington	Mills	Walsworth
Chabert	Morrish	Ward
Cortez	Murray	White
Crowe	Peacock	
Total - 32		

NAYS

Claitor
Total - 1

ABSENT

Guillory	Kostelka	Morrell
Heitmeier	Long	Nevers
Total - 6		

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. 758— (Substitute of Senate Bill No. 571 by Senator Mills)

BY SENATOR MILLS

AN ACT

To enact Chapter 10-D of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1191 through 1197, relative to a healthcare service district within Department of Health and Hospitals' Region IV; to provide such authority to create the healthcare service district; to provide for the governing board for the healthcare service district; to provide for the membership of the governing board and for the appointment, terms, and compensation of the board; 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. 758 by Senator Mills

AMENDMENT NO. 1

On page 1, lines 3 and 11, change "1197" to "1196"

AMENDMENT NO. 2

On page 4, line 11, change "1197" to "1196"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 758 by Senator Mills

AMENDMENT NO. 1

On page 2, line 25, after "district," insert "Notwithstanding any other provision of law to the contrary, the district or governing board shall have no authority or governance of the hospital service districts and shall have no authority to collect or cause to be collected any hospital service district monies, funds, or assets."

AMENDMENT NO. 2

On page 3, line 24, change "funding" to "finding"

AMENDMENT NO. 3

On page 5, line 22, after "district," insert "The prohibition provided for in this Subsection shall not prohibit members of the governing board from having contracts or employment agreements with healthcare institutions or organizations whose purpose is directly related to health care."

On motion of Senator Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Murray
Adley	Donahue	Perry
Allain	Dorsey-Colomb	Peterson
Amedee	Erdey	Riser
Appel	Gallot	Smith, G.
Broome	Johns	Smith, J.
Brown	LaFleur	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Ward
Cortez	Morrish	White
Total - 30		

NAYS

Peacock
Total - 1

ABSENT

Claitor	Kostelka	Nevers
Guillory	Long	Walsworth
Heitmeier	Morrell	
Total - 8		

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

Called from the Calendar

Senator Adley asked that Senate Bill No. 599 be called from the Calendar.

SENATE BILL NO. 599—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 36:508.2(A) and R.S. 48:1161; to enact R.S. 36:509(F)(11), R.S. 48:25.1, 197, 1161.1, 1161.2, and 1167.1; to repeal R.S. 33:2201(B)(17), R.S. 35:408, R.S. 36:504(A)(9) and 509(M), R.S. 47:820.5, 820.5.2, and 820.5.3, and R.S. 48:1092.1 and 1101.1, relative to the Department of Transportation and Development; provides relative to termination of the Crescent City Connection Division; provides relative to the Crescent City Connection Bridge and ferries; provides relative to the Mississippi River Bridge Authority; to create the Crescent City Transition Fund as a special fund in the state treasury; to provide for the use of monies in the fund; provides relative to transfer of funds, property, buildings, and improvements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cortez	Peacock
Adley	Donahue	Perry
Allain	Erdey	Riser
Amedee	Gallot	Smith, J.
Appel	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	LaFleur	Walsworth
Chabert	Martiny	Ward
Claitor	Morrish	White
Total - 27		

NAYS

Crowe	Mills	Murray
Dorsey-Colomb	Morrell	Smith, G.
Total - 6		

ABSENT

Broome	Heitmeier	Nevers
Guillory	Long	Peterson
Total - 6		

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

Called from the Calendar

Senator Appel asked that Senate Bill No. 723 be called from the Calendar.

SENATE BILL NO. 723—

BY SENATORS APPEL, CHABERT, CORTEZ, CROWE, MARTINY AND MORRELL AND REPRESENTATIVES LEGER AND BROSSETT AND SENATORS ALARIO, ALLAIN, BROOME, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, JOHNS, KOSTELKA, LAFLEUR, MILLS, MORRISH, MURRAY, RISER, GARY SMITH, THOMPSON, WALSWORTH, WARD AND WHITE

AN ACT

To enact Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3118, relative to the Louisiana International Trade Initiative; to create the office of international commerce within the Department of Economic Development; to create the Louisiana Board of International Commerce; to provide for membership of the board; to provide for powers and duties of the board; to provide for definitions, terms, procedures, and conditions; to provide for development of a master international trade plan and an annual report; to provide for legislative oversight; 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. 723 by Senator Appel

AMENDMENT NO. 1

On page 1, line 11, following "Statutes" and before "to" insert "of 1950,"

AMENDMENT NO. 2

On page 3, line 5, following "**including**" change "**but not limited to,**" to "**but not limited to**"

AMENDMENT NO. 3

On page 3, line 11, following "**means**" and before "**the**" change "**but is not limited to,**" to "**but is not limited to**"

AMENDMENT NO. 4

On page 3, line 21, following "**as**" and before "**office**" change "**the**" to "**an**"

AMENDMENT NO. 5

On page 4, line 6, following "**include**" and before "**the**" change "**but are not limited to,**" to "**but are not limited to**"

AMENDMENT NO. 6

On page 5, line 8, following "**use**" and before "**criteria**" change "**this**" to "**these**"

AMENDMENT NO. 7

On page 5, line 10, following "**Paragraph**" and before ":" change "**(B)(2) of this Section**" to "**(2) of this Subsection**"

AMENDMENT NO. 8

On page 5, line 17, following "**Paragraph**" and before "**in**" change "**(B)(2) of this Section**" to "**(2) of this Subsection**"

AMENDMENT NO. 9

On page 6, line 2, following "**include**" and before "**the**" change "**but are not limited to,**" to "**but are not limited to**"

AMENDMENT NO. 10

On page 6, line 14, following "**Paragraph**" and before "**to**" change "**(B)(2) of this Section**" to "**(2) of this Subsection**"

AMENDMENT NO. 11

On page 9, line 10, following "**(i)**" change "**Baton Rouge Metro Airport**" to "**Baton Rouge Metropolitan Airport**"

AMENDMENT NO. 12

On page 9, line 12, following "**(iii)**" and before "**New**" insert "**Louis Armstrong**"

AMENDMENT NO. 13

On page 10, line 25, change "**herein**" to "**in this Chapter**"

AMENDMENT NO. 14

On page 10, line 28, following "**forth**" change "**herein**" to "**in this Chapter**"

AMENDMENT NO. 15

On page 11, line 23, following "**project**" and before "**projects**" change "**and shall only include in the master plan,**" to "**and shall include in the master plan only**"

AMENDMENT NO. 16

On page 12, line 11, following "**Paragraph**" and before "**of**" change "**(B)(3)**" to "**(3)**"

AMENDMENT NO. 17

On page 12, line 12, change "**Section**" to "**Subsection**"

AMENDMENT NO. 18

On page 12, line 17, following "**with**" change "**Paragraph**" to "**Subparagraph**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 5, line 10, after "Section," delete the remainder of the line and at the beginning of line 11, add

"(4) Include in the master plan projects approved"

AMENDMENT NO. 2

On page 5, line 11, after "board," delete the remainder of the line and at the beginning of line 12, add

"(5) Include in the annual report a detailed description of each project"

AMENDMENT NO. 3

On page 5, at the beginning of line 13, add "(6)"

AMENDMENT NO. 4

On page 5, line 16, change "(4)" to "(7)"

AMENDMENT NO. 5

On page 5, line 24, change "(5)" to "(8)"

AMENDMENT NO. 6

On page 5, line 27, change "(6)" to "(9)"

AMENDMENT NO. 7

On page 6, line 6, change "(7)" to "(10)"

AMENDMENT NO. 8

On page 6, at the beginning of line 9, add "(11)"

AMENDMENT NO. 9

On page 6, line 12, change "(8)" to "(12)"

AMENDMENT NO. 10

On page 6, line 17, change "(9)" to "(13)"

AMENDMENT NO. 11

On page 6, line 18, change "(10)" to "(14)"

AMENDMENT NO. 12

On page 6, line 20, change "(11)" to "(15)"

AMENDMENT NO. 13

On page 7, line 1, change "(12)" to "(16)"

AMENDMENT NO. 14

On page 7, line 7, change "(13)" to "(17)"

AMENDMENT NO. 15

On page 7, line 8, change "(14)" to "(18)"

AMENDMENT NO. 16

On page 7, line 12, change "(15)" to "(19)"

AMENDMENT NO. 17

On page 7, line 14, change "(16)" to "(20)"

AMENDMENT NO. 18

On page 7, line 19, change "(17)" to "(21)"

AMENDMENT NO. 19

On page 11, line 14, change "R.S. 51:3115(B)(12)" to "R.S. 51:3115(B)(16)"

On motion of Senator Appel, the amendments were adopted.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 1, line 3, change "Trade" to "Commerce"

AMENDMENT NO. 2

On page 1, line 13, change "TRADE" to "COMMERCE"

AMENDMENT NO. 3

On page 1, line 15, change "Louisiana International" to "office of international commerce"

AMENDMENT NO. 4

On page 1, line 16, delete "Trade Initiative"

AMENDMENT NO. 5

On page 2, line 1, change "Louisiana International Trade Initiative" to "office of international commerce"

AMENDMENT NO. 6

On page 2, line 12, change "Trade" to "Commerce"

AMENDMENT NO. 7

On page 3, line 8, on page 10, line 23, and on page 10, line 25, change "Master International Trade Plan" to "Master Plan of International Commerce"

AMENDMENT NO. 8

On page 3, line 17, after "Chapter," insert "For purposes of this Chapter, each project shall have a cost of more than one million dollars. As it relates to ports, projects of any inland port or projects from any port or harbor district other than an international port shall not be included in the meaning of "project"."

AMENDMENT NO. 9

On page 5, line 24, change "Develop and coordinate" to "Develop, coordinate, and monitor"

AMENDMENT NO. 10

On page 8, delete line 7, and insert "(iii) Central Louisiana Economic Development Alliance."

AMENDMENT NO. 11

On page 10, line 5, delete "voting"

AMENDMENT NO. 12

On page 10, line 10, change "quarterly" to "monthly"

AMENDMENT NO. 13

On page 11, line 15, change "Only" to "Except as specified in Paragraph (4) of this Subsection, only"

AMENDMENT NO. 14

On page 11, line 23, after "shall" delete the remainder of the line and insert "approve such projects for inclusion in the master plan only if they are"

AMENDMENT NO. 15

On page 11, line 24, after "plan," insert "Every project submitted to the board shall include a return on investment analysis in a form acceptable to the department. The board shall place emphasis on the results of the return on investment analysis when determining whether to approve the project."

AMENDMENT NO. 16

On page 12, line 1, after "evaluation" insert ", including the return on investment analysis,"

AMENDMENT NO. 17

On page 12, between lines 19 and 20, insert the following:

"(4) The department may identify, plan, and develop projects including those relating to international trade without submitting them to the board for approval as being consistent with the master plan. Such projects may be developed by the department independent of the board."

AMENDMENT NO. 18

On page 13, delete lines 6 through 9 and insert the following:

"B. Notwithstanding any provision of law to the contrary, nothing in this Chapter shall be construed to affect the Airport Construction and Development Priority Program, R.S. 2:801 et seq."

On motion of Senator Appel, the amendments were adopted.

Floor Amendments

Senator Gallot proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gallot to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 11, delete line 15 and 16 and on line 17 delete "state," and insert the following:

"B.(1) Only projects included in the master plan shall be eligible for assistance, financial, technical, or otherwise, from the office or department."

AMENDMENT NO. 2

On page 12, delete lines 11 and 12 and insert: "assistance of the office or the department, except as provided in Paragraph (3) of this Subsection."

AMENDMENT NO. 3

On page 12, line 16, change "utilize" to "be provided"

Senator Gallot moved the adoption of the amendments.

Senator Appel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Broome, Brown, Buffington, Dorsey-Colomb, Gallot, Kostelka, LaFleur, Mills, Morrell, Murray, Peacock, Riser, Smith, J., Tarver, Walsworth, Ward

NAYS

Mr. President, Allain, Amedee, Appel, Chabert, Claitor, Cortez, Crowe, Donahue, Erdey, Guillory, Johns, Martiny, Morrish, Smith, G., Thompson, White

ABSENT

Heitmeier, Long, Nevers, Perry, Peterson

The Chair declared the amendments were rejected.

Floor Amendments

Senator Crowe proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Crowe and Alario to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 8, line 26, change "Four" to "Six"

AMENDMENT NO. 2

On page 9, at the end of line 6, insert "The governor shall select at least one representative from each of the ports submitting nominations."

Senator Crowe moved the adoption of the amendments.

Senator Appel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Amedee, Broome, Crowe, Dorsey-Colomb, Erdey, Gallot, Guillory, Johns, Kostelka, LaFleur, Mills, Morrell, Perry, Riser, Smith, G., Thompson, Walsworth, Ward, White

NAYS

Adley, Appel, Brown, Buffington, Chabert, Claitor, Cortez, Donahue, Martiny, Murray, Peacock, Tarver

ABSENT

Allain, Heitmeier, Long, Morrish, Nevers, Peterson, Smith, J.

The Chair declared the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 8, line delete line 10 and insert "(vi) Acadiana Economic Development Authority."

On motion of Senator Mills, the amendments were adopted.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 10, line 28, after "herein" insert "including legislative approval."

AMENDMENT NO. 2

On page 12, delete line 20 and insert: "C.(1)(a) The master plan shall be"

AMENDMENT NO. 3

On page 12, line 24, delete "Works," and insert the following: "Works for approval on or before the fifteenth day of the regular legislative session of each year."

(b) If any committee disapproves the master plan, it shall send the master plan back to the board together with a brief summary of the reasons for disapproval and may make recommendations concerning changes it deems necessary or appropriate to remedy any deficiencies in the plan.

(c) After approval of the committees, the legislature may approve or disapprove the master plan by resolution adopted by a majority vote of the members of each house of the legislature. If the legislature disapproves the master plan, it shall include in the resolution a brief summary of the reasons for disapproval and may make recommendations concerning any changes it deems necessary or appropriate to remedy any deficiencies in the master plan.

(d) If the legislature approves the master plan, or if the legislature fails to take action on the master plan within sixty days after the plan is submitted, the board shall implement the plan as submitted.

(e) At any time subsequent to the adoption or implementation of the master plan in accordance with the procedure set forth in this Chapter, the board may amend or supplement the plan or add or delete projects. No project shall be added or deleted unless and until the amendment to the master plan is approved as provided by this Section. However, if such project is added or deleted while the legislature is not in session, the board shall submit the addition or deletion to the master plan to the Joint Legislative Committee on the Budget for approval."

On motion of Senator Cortez, the amendments were adopted.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 9, delete line 11, and insert: "(ii) The Chennault International Airport Authority."

On motion of Senator Morrish, the amendments were adopted.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 7, line 29, change "Four" to "Eight"

On motion of Senator Appel, the amendments were adopted.

Floor Amendments

Senator Gallot proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gallot to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 11, delete line 15 and 16 and on line 17 delete "state," and insert the following:

"B.(1) Only projects included in the master plan shall be eligible for assistance, financial, technical, or otherwise, from the office or department."

AMENDMENT NO. 2

On page 12, delete lines 11 and 12 and insert: "assistance of the office or the department, except as provided in Paragraph (3) of this Subsection."

AMENDMENT NO. 3

On page 12, line 16, change "utilize" to "be provided"

Senator Gallot moved the adoption of the amendments.

Senator Appel objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names: Adley, Amedee, Brown, Buffington, Cortez, Crowe, Dorsey-Colomb, Erdey, Gallot, Johns, Kostelka, LaFleur, Mills, Morrish, Murray, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward.

Total - 25

NAYS

Table with 3 columns listing names: Mr. President, Allain, Appel, Broome, Chabert, Claitor, Donahue, Guillory, Martiny, Morrell, White.

Total - 11

ABSENT

Table with 3 columns listing names: Heitmeier, Long, Nevers.

Total - 3

The Chair declared the amendments were adopted.

Floor Amendments

Senator Thompson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 723 by Senator Appel

AMENDMENT NO. 1

On page 9, between lines 15 and 16, insert: "(vii) Monroe Regional Airport."

On motion of Senator Thompson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Long	Peterson
Heitmeier	Nevers	
Total - 5		

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

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

**HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE ORTEGO
A CONCURRENT RESOLUTION**

To urge and request state agencies, when translating information from the English language to the French language, to make every effort to make such translations using Louisiana French by utilizing dictionaries and other resources dedicated to the preservation and celebration of this unique language.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cortez	Morrish
Adley	Crowe	Murray
Allain	Dorsey-Colomb	Perry
Amedee	Erdey	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	LaFleur	Walsworth
Chabert	Martiny	White
Claitor	Mills	
Total - 29		

NAYS

Total - 0

ABSENT

Donahue	Morrell	Smith, J.
Gallot	Nevers	Ward
Heitmeier	Peacock	
Long	Peterson	
Total - 10		

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

**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.

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 House Concurrent Resolution No. 58 by Representative Norton

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 2, line 1, change "direct" to "urge and request"

On motion of Senator Amedee, the committee amendment was adopted.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Original House Concurrent Resolution No. 58 by Representative Norton

AMENDMENT NO. 1

On page 1, line 4 after "in" delete "Iraq" and insert "the War on Terror"

AMENDMENT NO. 2

On page 1, delete line 8 and insert "of the United States in the War on Terror; and"

AMENDMENT NO. 3

On page 1, delete line 10 and insert the following: "have been withdrawn from Iraq and the draw-down of troops from Afghanistan has begun, it is appropriate for the State of Louisiana to formally"

AMENDMENT NO. 4

On page 1, line 15 after "in" delete "Iraq" and insert "the War on Terror"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

May 1, 2012

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Allain	Gallot	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.
Broome	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Donahue	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Brown	Long	Peterson
Crowe	Morrell	
Heitmeier	Nevers	
Total - 7		

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

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVE STUART BISHOP

A CONCURRENT RESOLUTION

To amend the Department of Wildlife and Fisheries rule (LAC 76:V.115(E)(1)), which provides exemptions from the department's rules governing private possession of potentially dangerous quadrupeds, exotic cats, and nonhuman primates, to include in those exemptions the Zoo of Acadiana so long as it meets the American Zoo and Aquarium Association standards for enclosures and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Perry
Adley	Gallot	Riser
Allain	Guillory	Smith, G.
Amedee	Johns	Smith, J.
Appel	Kostelka	Tarver
Brown	LaFleur	Thompson
Buffington	Martiny	Walsworth
Chabert	Mills	Ward
Cortez	Morrell	White
Donahue	Morrish	
Dorsey-Colomb	Murray	
Total - 31		

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Peacock
Claitor	Long	Peterson
Crowe	Nevers	
Total - 8		

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

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules to advance to:

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 113—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 51:656(C)(1)(f) and 658(B) and to enact R.S. 51:650(13), relative to fireworks; to define resident; to establish a resident and nonresident subclassification of fireworks retailer; to establish fees for the resident and nonresident subclassification of fireworks retailer; to increase the maximum criminal fine for operating without a permit; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Morrish
Adley	Dorsey-Colomb	Murray
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Total - 33		

NAYS

Peacock
Total - 1

ABSENT

Donahue	Long	Peterson
Heitmeier	Nevers	
Total - 5		

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

HOUSE BILL NO. 122—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:824(A) and (C), relative to the commitment of persons to the custody of the Department of Public Safety and Corrections; to authorize the commitment of certain persons to the custody of the Department of Public Safety and Corrections prior to conviction or sentencing; to provide for the housing of those persons; to provide for reimbursement to the department; and to provide for related matters.

Floor Amendments

Senator Brown proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Brown to Engrossed House Bill No. 122 by Representative Lopinto

AMENDMENT NO. 1

On page 2, line 5, between "contrary" and the comma "," insert "and except as provided in Paragraphs (2) and (3) of this Subsection"

AMENDMENT NO. 2

On page 2, between lines 7 and 8, insert the following:
"(2) A person ordered held in custody following indictment for any of the following offenses shall be confined at the Louisiana State Penitentiary while awaiting trial or other disposition of his case:

(a) First degree murder, R.S. 14:30, when the offender has a specific intent to kill or to inflict great bodily harm upon more than one person.

(b) First degree murder, R.S. 14:30, when the offender has a specific intent to kill or to inflict great bodily harm upon a victim who is under the age of twelve or sixty-five years of age or older.

(c) First degree murder, R.S. 14:30, or second degree murder, R.S. 14:30.1, when the offender has a specific intent to kill or to inflict great bodily harm upon a victim who is mentally or developmentally disabled.

(d) First degree murder, R.S. 14:30, or second degree murder, R.S. 14:30.1, when the offender has a specific intent to kill or to inflict great bodily harm upon a victim who is a minister, priest, rabbi, or other member of the clergy.

(e) First degree murder, R.S. 14:30, or second degree murder, R.S. 14:30.1, when the offender has a specific intent to kill or to inflict great bodily harm upon a victim who is an elected public official.

(f) First degree murder, R.S. 14:30, or second degree murder, R.S. 14:30.1, when the offender has a specific intent to kill or to inflict great bodily harm upon a victim who is a law enforcement officer.

(g) First degree murder, R.S. 14:30, and intimidating, impeding, or injuring witnesses, R.S. 14:129.1."

AMENDMENT NO. 3

On page 2, line 8, change "(2) However, in" to "(3) In"

AMENDMENT NO. 4

On page 2, line 18, change "(3)" to "(4)" and change "Paragraph (2)" to "Paragraphs (2) or (3)"

AMENDMENT NO. 5

On page 2, line 20, change "(4)" to "(5)"

AMENDMENT NO. 6

On page 3, line 1, change "(5)" to "(6)"

AMENDMENT NO. 7

On page 3, line 4, change "(6)" to "(7)"

Senator Brown moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Brown
Total - 1

NAYS

Mr. President Donahue Murray
Allain Erdey Peacock
Amedee Gallot Perry
Appel Johns Riser
Broome Kostelka Smith, G.
Buffington LaFleur Smith, J.
Chabert Martiny Tarver
Claitor Mills Thompson

Cortez Morrell Walsworth
Crowe Morrish White
Total - 30

ABSENT

Adley Heitmeier Peterson
Dorsey-Colomb Long Ward
Guillory Nevers
Total - 8

The Chair declared the amendments were rejected.

Floor Amendments

Senator Peterson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed House Bill No. 122 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "Children's Code Art. 901.1(A) and"

AMENDMENT NO. 2

On page 1, line 2, after "C," insert "relative to probation and parole supervision fees; to provide with respect to a reduction in supervision fees for juveniles;"

AMENDMENT NO. 3

On page 1, between lines 8 and 9 insert the following:
"Section 1. Children's Code Art. 901.1(A) is hereby amended and reenacted to read as follows:

Art. 901.1. Probation and parole supervision fees
A. When the court suspends the imposition or execution of sentence and places the child or his parent or both on supervised probation or grants the child supervised parole, and the probationer or parolee is to be supervised by the Department of Public Safety and Corrections or any other agency, the court shall order payment, as a condition of probation or parole, of a monthly supervision fee. The supervision fee imposed shall be not less than ten nor more than one hundred not exceed fifty dollars per month and shall be payable to the department or other supervising agency to defray the costs of supervision. These funds are only to supplement the level of funds that would ordinarily be available from regular state or other appropriations.

* * *

AMENDMENT NO. 4

On page 1, line 9, after "Section" change "1" to "2"

On motion of Senator Peterson, 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 Donahue Murray
Adley Dorsey-Colomb Peacock
Allain Erdey Perry
Amedee Gallot Peterson
Appel Guillory Riser
Broome Johns Smith, G.
Brown Kostelka Smith, J.
Buffington LaFleur Tarver
Chabert Martiny Thompson
Claitor Mills Walsworth

May 1, 2012

Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Long	Nevers
Total - 3		

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

HOUSE BILL NO. 994—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:571.3(B)(1)(a), relative to diminution of sentence for good behavior; to change the rate that diminution of sentence is calculated for certain offenders; to provide for applicability; 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	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Erdey	Peterson
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Martiny	Tarver
Buffington	Mills	Thompson
Chabert	Morrell	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Total - 33		

NAYS

Total - 0

ABSENT

Crowe	Johns	Long
Heitmeier	Kostelka	Nevers
Total - 6		

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

HOUSE BILL NO. 81—

BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact R.S. 32:1253(A)(2), relative to the Louisiana Motor Vehicle Commission; to provide for membership; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 81 by Representative Ligi

AMENDMENT NO. 1

Delete Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the Senate on April 23, 2012.

AMENDMENT NO. 2

On page 1, line 2, change "32:1253(A)(2)," to "32:1253(A)"

AMENDMENT NO. 3

On page 1, line 5, change "32:1253(A)(2)" to "32:1253(A)"

AMENDMENT NO. 4

On page 1, line 10, change "eighteen" to "eighteen twenty-one"

AMENDMENT NO. 5

On page 1, delete line 12 and insert the following:

"(1) A chairman of the commission shall be appointed from the state at large. ~~Fourteen~~ Seventeen members shall be appointed in such manner that at least one, ~~but no more than two~~, shall be from each of the commission districts as listed below:

(a) Commission District 1 shall consist of the following parishes: Orleans, Plaquemines, St. Bernard, St. Tammany, and Washington.

(b) Commission District 2 shall consist of the following parishes: Jefferson, St. Charles, St. John, St. James, and Tangipahoa.

(c) Commission District 3 shall consist of the following parishes: East Baton Rouge, West Baton Rouge, Iberville, Ascension, East Feliciana, West Feliciana, St. Helena, Livingston, Assumption, and Pointe Coupee.

(d) Commission District 4 shall consist of the following parishes: Richland, Franklin, Union, Lincoln, Jackson, Winn, Caldwell, Ouachita, Morehouse, West Carroll, East Carroll, and Madison.

(e) Commission District 5 shall consist of the following parishes: Caddo, Bossier, Webster, DeSoto, Red River, Bienville, Claiborne, and Sabine.

(f) Commission District 6 shall consist of the following parishes: Rapides, Grant, LaSalle, Catahoula, Concordia, Avoyelles, Vernon, Tensas, and Natchitoches.

(g) Commission District 7 shall consist of the following parishes: Beauregard, Allen, Calcasieu, Cameron, Jefferson Davis, Acadia, and Evangeline.

(h) Commission District 8 shall consist of the following parishes: Lafayette, St. Landry, St. Martin, St. Mary, Iberia, Terrebonne, Lafourche, and Vermilion."

AMENDMENT NO. 6

On page 1, line 16, after "appointment" insert "or shall be the employee designee of a licensee" and after "holder" insert "or the employee designee of a holder"

AMENDMENT NO. 7

On page 2, line 3, after "products," delete the remainder of the line and delete lines 4 and 5 and on line 6 delete "vehicle sales," and insert the following: "six members shall be licensed motor vehicle dealers, two members shall be designees of motor vehicles manufacturers, one member shall be a licensed marine dealer, one member shall be the designee of a marine manufacturer, one member shall be a licensed recreational vehicle dealer, one member shall be the designee of a recreational vehicle manufacturer, one member shall be a licensed motorcycle dealer, one member shall be the designee of a motorcycle manufacturer, one member shall be a licensed motor vehicle and recreational products show producer."

AMENDMENT NO. 8

On page 2, between lines 7 and 8 insert the following:

"(3)(a) Each of the three remaining appointive members shall be a public member who is not a licensee under this Chapter and shall be appointed from the state at large. These three commissioners shall have the ~~sole~~ additional function of hearing and deciding matters concerning brokers and disputes between manufacturers, distributors, converters, motor vehicle lessor franchisors, or representatives and motor vehicle dealers, recreational products dealers, specialty vehicle dealers, and motor vehicle lessors.

(b) This function shall be performed only when so requested in writing at the time of the filing of the initial protest or initial answer to the protest. If no party requests a hearing before these commissioners, the commissioners appointed pursuant to Paragraph (1) of this Subsection shall retain jurisdiction over the dispute. Should a consumer, broker, manufacturer, distributor, converter, motor vehicle lessor franchisor, representative, motor vehicle lessor, specialty vehicle dealer, recreational product dealer, or motor vehicle dealer make the request as set forth above, the commissioners appointed pursuant to Paragraph (1) of this Subsection shall not participate, deliberate, or in any way take part in the hearing.

(c) The three commissioners shall elect among themselves a chairman to serve as presiding officer of the hearing.

(4) The governor shall appoint members of the commission based on the membership criteria provided in Paragraphs (2) and (3) of this Subsection, to begin serving terms on the commission beginning January 1, 2013.

(4) (5) Each appointment to the commission by the governor shall be submitted to the Senate for confirmation. Each commissioner shall at the time of appointment be a resident of this state and shall be of good moral character."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 81 by Representative Ligi

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:1253(A)(2)" insert "and 1253(H)"

AMENDMENT NO. 2

On page 1, line 3, after "membership;" insert "to provide for an appeal of decision of the commission; to provide for venue;"

AMENDMENT NO. 3

On page 1, line 5, change "R.S. 32:1253(A)(2) is" to "and 1253(H) are"

AMENDMENT NO. 4

On page 2, after line 8, insert the following:

"H. (1) The commission shall, in addition to the powers herein conferred, be constituted a body politic or political corporation, invested with the powers inherent in corporations, including but not limited to the power and authority to own immovable property. It may sue and be sued under the style of the commission, and all process against the commission shall be served on the chairman or executive director in person, and all suits on behalf of the commission shall be brought by the chairman. The domicile for the purpose of being sued shall be Jefferson Parish. No member of the commission, or the executive director, shall be subject to suit or be held liable as an individual in any suit against the commission.

(2) An appeal of any decision of the commission shall be brought in the Nineteenth Judicial District Court."

On motion of Senator Adley, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Morrish
Adley	Donahue	Murray
Allain	Dorsey-Colomb	Peacock

Amedee	Erdey	Perry
Appel	Gallot	Peterson
Broome	Guillory	Riser
Brown	Johns	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Martiny	Tarver
Claitor	Mills	
Cortez	Morrell	

Total - 31

NAYS

Kostelka	Walsworth
Thompson	White

Total - 4

ABSENT

Heitmeier	Nevers
Long	Ward

Total - 4

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

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 promising 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.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Reengrossed House Bill No. 386 by Representative Ponti

AMENDMENT NO. 1

On page 1, delete line 3 and insert: "and to enact R.S. 37:2175.1(A)(6) and (7), (D), and (E) and 2175.3(A)(9) and (10), relative to"

AMENDMENT NO. 2

On page 1, delete line 4 and insert: "home improvement contracting in connection with the repair or replacement of a roof system; to provide for definitions; to lower the minimum threshold amount for home"

AMENDMENT NO. 3

On page 1, delete line 15 and insert: "hereby amended and reenacted and R.S. 37:2175.1(A)(6) and (7), (D), and (E) and 2175.3(A)(9) and (10)"

AMENDMENT NO. 4

On page 2, line 1, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

May 1, 2012

AMENDMENT NO. 5

On page 2, line 4, after "contract" and before "at any" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 6

On page 2, line 8, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 7

On page 2, line 15, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 8

On page 3, line 2, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 9

On page 3, at the end of line 7, insert "by certified mail, return receipt requested, and shall be"

AMENDMENT NO. 10

On page 3, between lines 18 and 19, insert the following: "E. For the purposes of this Part, "roof system" means the components of a roof, including but not limited to covering, insulation, and ventilation."

AMENDMENT NO. 11

On page 4, at the end of line 2, after "services" and before the period "." insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 12

On page 4, between lines 14 and 15 insert the following: "(10) Failing to obtain any insurance required by federal law."

On motion of Senator Johns, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Donahue, Peacock, Adley, Dorsey-Colomb, Perry, Allain, Erdey, Peterson, Amedee, Gallot, Riser, Appel, Guillory, Smith, G., Broome, Johns, Smith, J., Brown, LaFleur, Tarver, Buffington, Martiny, Thompson, Chabert, Mills, Walsworth, Claitor, Morrell, Ward, Cortez, Morrish, White, Crowe, Murray

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Heitmeier, Long, Kostelka, Nevers, Total - 4

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

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 amount of the civil fine; to provide for the appeal of the civil fines; to provide for the deposit of monies collected in the Life Safety and Property Protection Trust Fund; to exempt prescribed burning; and to provide for related matters.

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

HOUSE BILL NO. 89—

BY REPRESENTATIVE LIGI AN ACT

To enact Part IV of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:67.1 and 67.2, relative to collective bargaining involving public entities; to provide relative to acceptance or offering for acceptance of certain collective bargaining agreements; to provide for public availability of certain documents; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Donahue, Peacock, Adley, Dorsey-Colomb, Perry, Allain, Erdey, Riser, Amedee, Gallot, Smith, G., Appel, Guillory, Smith, J., Broome, Johns, Tarver, Brown, Kostelka, Thompson, Buffington, LaFleur, Walsworth, Chabert, Martiny, Ward, Claitor, Mills, White, Cortez, Morrish, Crowe, Murray

Total - 34

NAYS

Table with 1 column: Morrell, Total - 1

ABSENT

Table with 2 columns: Heitmeier, Nevers, Long, Peterson, Total - 4

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

HOUSE BILL NO. 111—

BY REPRESENTATIVE GUILLORY AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Landry Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Guillory	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Adley	Long	Thompson
Donahue	Nevers	
Heitmeier	Peterson	
Total - 7		

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

HOUSE BILL NO. 217—

BY REPRESENTATIVE PUGH

AN ACT

To enact R.S. 33:3887.6, relative to Tangipahoa Parish; to provide relative to the governing board of the Tangipahoa Parish Sewerage District No. 1; to increase the maximum per diem authorized to be paid to members of such board for attending board meetings; to provide relative to the number of meetings for which board members may be paid; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Heitmeier	Nevers	
Long	Peterson	
Total - 4		

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

HOUSE BILL NO. 298—

BY REPRESENTATIVE BROADWATER

AN ACT

To amend and reenact R.S. 23:1127(C)(3), relative to written communication in workers' compensation claims; to provide for transmission by electronic mail in certain circumstances; 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	Murray
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Heitmeier	Nevers	
Long	Peterson	
Total - 4		

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

HOUSE BILL NO. 309—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Park Forest Crime Prevention and Improvement District in East Baton Rouge Parish; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to the powers and duties of the district; to provide for the levy of a parcel fee within the district; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Perry
Allain	Erdey	Riser
Amedee	Gallot	Smith, G.
Appel	Guillory	Smith, J.
Broome	Johns	Tarver
Brown	Kostelka	Thompson

May 1, 2012

Buffington	LaFleur	Walsworth
Chabert	Martiny	Ward
Claitor	Mills	White
Cortez	Morrell	
Crowe	Morrish	
Total - 34		

NAYS

Peacock
Total - 1

ABSENT

Heitmeier	Nevers
Long	Peterson
Total - 4	

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

HOUSE BILL NO. 320—
BY REPRESENTATIVE DANAHAY
AN ACT

To enact R.S. 25:151(B)(4) and (C)(3), relative to the Calcasieu Parish Library; to provide relative to the disposition of surplus library books; to authorize the library, subject to the approval of its governing board, to sell such books; to provide relative to the disposition of proceeds collected from such sales; to provide relative to the location of such sales; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Heitmeier	Nevers
Long	Peterson
Total - 4	

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

HOUSE BILL NO. 456—
BY REPRESENTATIVES BURRELL AND RICHARD
AN ACT

To repeal R.S. 33:4874 and R.S. 48:492 through 495, relative to revision of local government laws pursuant to House Concurrent Resolution No. 218 of the 2009 Regular Session of the Legislature; to repeal certain obsolete or ineffective provisions, specifically provisions relative to the power of local governments to punish vagrancy and provisions for laying out of public roads by a jury of freeholders, including provisions for

an oath, for compensation of owners, for an appeal, and for the width of the roads and causeways; and to provide for related matters.

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

HOUSE BILL NO. 571—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 30:2000.6(A)(11) and (12) and (D) and 2000.11(B), relative to the Atchafalaya Basin Research and Promotion Board; to provide relative to voting members of the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Heitmeier	Nevers
Long	Peterson
Total - 4	

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

HOUSE BILL NO. 737—
BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 23:1231(B)(2) and to enact R.S. 23:1231(B)(3) and 1251(3), relative to workers' compensation; to provide death benefits to living descendants of a deceased employee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Allain	Gallot	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.
Broome	Kostelka	Tarver
Brown	LaFleur	Thompson

Buffington	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Long	Peterson
Heitmeier	Nevers	
Total - 5		

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

HOUSE BILL NO. 809—
BY REPRESENTATIVE HAVARD
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in East Feliciana Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Erdey	Riser
Amedee	Gallot	Smith, G.
Appel	Guillory	Smith, J.
Broome	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	LaFleur	Walsworth
Chabert	Martiny	Ward
Claitor	Mills	White
Cortez	Morrish	
Crowe	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Heitmeier	Morrell	Peterson
Long	Nevers	
Total - 5		

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

HOUSE BILL NO. 23—
BY REPRESENTATIVE SEABAUGH
AN ACT

To enact R.S. 13:1565.1(C), relative to the Caddo Parish juvenile court; to authorize the clerk of the Juvenile Court for Caddo Parish to lease or purchase an automobile for office use; to provide for the purchase of insurance for the automobile; 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.

HOUSE BILL NO. 48—
BY REPRESENTATIVE HARRIS
AN ACT

To enact R.S. 14:67.28, relative to misappropriation without violence; to create the crime of theft of copper or other metals; to provide for a determination of the value of the copper or other metals taken; 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

Mr. President	Donahue	Peacock
Adley	Erdey	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Dorsey-Colomb	Long
Heitmeier	Nevers
Total - 4	

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

HOUSE BILL NO. 68—
BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 13:2583.3(A) and (B), relative to constables; to provide with respect to the constable of a justice of the peace court in Caddo Parish; to provide for the appointment of one or more deputy constables; and to provide for related matters.

Floor Amendments

Senator Peacock proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peacock to Engrossed House Bill No. 68 by Representative Seabaugh

AMENDMENT NO. 1

On page 2, line 4, after "qualifications" insert "and training"

On motion of Senator Peacock, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

May 1, 2012

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Peterson
Appel	Guillory	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White

Total - 36

NAYS

Total - 0

ABSENT

Heitmeier	Long	Nevers
-----------	------	--------

Total - 3

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

HOUSE BILL NO. 74—
BY REPRESENTATIVE SEABAUGH
AN ACT

To enact Code of Criminal Procedure Articles 163(D) and 163.1(D), relative to search warrants; to provide relative to the examination and testing of property and bodily samples seized pursuant to a search warrant; to provide relative to the timing of the examination or testing; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Peterson
Appel	Guillory	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	

Total - 32

NAYS

Adley	Claitor
-------	---------

Total - 2

ABSENT

Heitmeier	Martiny	Smith, J.
Long	Nevers	

Total - 5

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

HOUSE BILL NO. 121—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:574.4.2(A)(2) and (3) and to enact R.S. 15:574.4.2(A)(4) and (5), relative to conditions of parole; to revise statutory provisions regarding conditions of parole; to provide for the forfeiture of good time or credits earned; 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	Dorsey-Colomb	Perry
Adley	Gallot	Peterson
Allain	Guillory	Riser
Amedee	Johns	Smith, G.
Appel	Kostelka	Smith, J.
Broome	LaFleur	Tarver
Brown	Martiny	Thompson
Buffington	Mills	Walsworth
Chabert	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Peacock	

Total - 34

NAYS

Total - 0

ABSENT

Claitor	Heitmeier	Nevers
Erdey	Long	

Total - 5

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

HOUSE BILL NO. 138—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:536(A), 537(A), 541(2)(n) and (o), 542.1(A)(2)(d), and 543.1(8), relative to sex offender registration and notification; to make technical corrections to sex offender registration and notification provisions; to make technical corrections to sex offender registration and notification provisions relative to crime against nature and crime against nature by solicitation; 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	Perry
Adley	Dorsey-Colomb	Peterson
Allain	Guillory	Riser
Amedee	Johns	Smith, G.
Appel	Kostelka	Smith, J.
Broome	LaFleur	Tarver
Brown	Martiny	Thompson
Buffington	Mills	Walsworth
Chabert	Morrell	Ward
Claitor	Morrish	White

Cortez
Crowe
Total - 34

Murray
Peacock

NAYS

Total - 0

ABSENT

Erdey
Gallot
Total - 5

Heitmeier
Long

Nevers

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

HOUSE BILL NO. 146—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 27:65(B)(11), 239.1, and 361(F), relative to gaming; to provide with respect to the methods of wagering at gaming facilities; to prohibit the use of debit cards for wagering; 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.

HOUSE BILL NO. 190—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Criminal Procedure Article 349.3(A)(1), relative to bail; to provide relative to notice provided to a commercial surety upon a judgment of bond forfeiture; to provide relative to the registered address of a commercial surety; to provide for an effective date; 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
Adley
Allain
Amedee
Appel
Broome
Brown
Buffington
Chabert
Claitor
Cortez
Crowe
Total - 35

Donahue
Dorsey-Colomb
Gallot
Guillory
Johns
Kostelka
LaFleur
Martiny
Mills
Morrell
Morrish
Murray

Peacock
Perry
Peterson
Riser
Smith, G.
Smith, J.
Tarver
Thompson
Walsworth
Ward
White

NAYS

Total - 0

ABSENT

Erdey
Heitmeier
Total - 4

Long
Nevers

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

HOUSE BILL NO. 237—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 15:499(A)(introductory paragraph), relative to certificates of analysis; to provide with respect to proof of analysis or examination of physical evidence; 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
Adley
Allain
Amedee
Appel
Broome
Brown
Buffington
Chabert
Cortez
Crowe
Total - 32

Donahue
Dorsey-Colomb
Guillory
Johns
Kostelka
LaFleur
Martiny
Mills
Morrell
Morrish
Murray

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

NAYS

Claitor
Total - 1

ABSENT

Erdey
Gallot
Total - 6

Heitmeier
Long

Nevers
Peterson

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

HOUSE BILL NO. 447—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 27:44(3), 45(A)(introductory paragraph), 52(introductory paragraph) and (3) and (4), and 65(B)(2), (5), (13), and (15) and to repeal R.S. 27:46, 48, 51, 88, and 97, relative to the Riverboat Gaming Commission; to repeal antiquated references to the Riverboat Gaming Commission; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed House Bill No. 447 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 3, delete the third "and" and insert "57(B)(4), 59(B) and (D), 63(A), (B), and (C)(1), (3), (4), and (5)," and between "(15)" and "and" insert "and 93(A)(1)"

AMENDMENT NO. 2

On page 1, line 9, delete the third "and" and insert "57(B)(4), 59(B) and (D), 63(A), (B), and (C)(1), (3), (4), and (5)," and between "(15)" and "are" insert "and 93(A)(1)"

May 1, 2012

AMENDMENT NO. 3

On page 2, between lines 15 and 16, insert the following:
"\$57. General powers and duties of division

B. The division and its agents may:

(4) Initiate actions for violations of this Chapter or of rules of the commission board or the division and defend appeals therefrom.

\$59. Division; rules and regulations

B. The division shall submit any proposed rule or regulation to the commission board prior to attempting to promulgate the rule in accordance with the provisions of the Administrative Procedure Act. The commission board may reject any rule or regulation so submitted and any rule rejected by the commission board shall not be promulgated by the division.

D. All rules and regulations promulgated by the division and the commission board shall be in accordance with the Administrative Procedure Act and shall be subject to legislative oversight by the House of Representatives Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B.

\$63. Standards of conduct

A. Each member of the commission board and the supervisor shall file with the Board of Ethics at the time of appointment and annually thereafter, a financial disclosure statement listing all assets and liabilities, property and business interests, and sources of income of the member or supervisor, the spouse of the member or supervisor, and minor children of the member or supervisor.

B. Each employee of the commission board, except secretarial and clerical personnel, and each employee or agent of the division, except secretarial and clerical personnel, shall file with the Board of Ethics, at the time of appointment and annually thereafter, an affidavit affirming that the employee or agent and the spouse of the employee or agent does not have an interest in an applicant licensee or permittee.

C.(1) The members of the commission board, the supervisor, and all employees of the commission board and the division shall be subject to the Code of Governmental Ethics. In addition, the commission board shall adopt a code of ethics for officers and employees.

(3) Ethics codes adopted by the commission board and the division shall include but not be limited to the following:

(a) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not be permitted to engage in gaming activities in an establishment licensed by the division, except in the course of the person's duties.

(b) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not solicit or accept employment from a licensee or permittee for a period of two years after termination of service with the commission board or the division.

(c) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not act in an official capacity in a matter concerning a licensee or a permittee who is the employer of a spouse, child, parent, or sibling, when such action might reasonably be expected to impair the objectivity of the person.

(d) A spouse, child, parent, or sibling of a commission board member shall not be employed by a licensee under this Chapter, or a holding, intermediary, or subsidiary company of a licensee.

(e) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not have a direct or indirect interest in a licensee or permittee during the term of office or employment of the member, employee, supervisor, or agent.

(f) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not use the person's official authority for the purpose of affecting the result of an election or nomination for office; directly or indirectly coerce, attempt to coerce, command, or advise a person to pay, lend, or contribute anything of value to a party, a committee, an organization, an agency,

or a person for political purposes; or take part in a political campaign or the management of a political campaign.

(4) The following persons shall not pay, lend, or contribute anything of value to a political candidate, political organization, political party, or political action committee: a member of the commission, the supervisor, or a spouse or minor child of a commission board member or the supervisor.

(5)(a) Except as provided in Subparagraph (e) of this Paragraph, a member of the commission board shall not acquire a direct or indirect interest in or be employed by a licensee for a period of two years following the date the member's term expires.

(b) Except as provided in Subparagraph (e) of this Paragraph, an employee or agent of the commission board, the supervisor, or an employee or agent of the division shall not acquire a direct or an indirect interest in, or be employed by a licensee for a period of two years following the termination of the person's employment with the commission board or the division.

(c) A commission board member, the supervisor, or a person employed by the commission board or the division shall not represent a party other than the state before or against the commission board for a period of two years following the termination of the person's term or employment with the commission board or the division.

(d) A consultant or person under contract for services to the commission board or division may not represent a person other than the division or commission board before the division or commission board.

(e) However, a former commission board member, former commission board employee or agent, former supervisor, or former division employee or agent is not prohibited, following termination of the person's membership or employment, from acquiring an interest in or soliciting or obtaining employment with a person involved in a riverboat service industry which is not a licensee or permittee.

* * *

AMENDMENT NO. 4

On page 3, between lines 6 and 7, insert the following:

* * *

\$93. Authorization of local governing authorities; fees; regulation; local option

A. (1) The local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat, provided that in Bossier Parish, other than in Bossier City, and Caddo Parish an admission fee of up to three dollars may be levied. The governing authority of Bossier City, for each riverboat located in Bossier City in Bossier Parish, shall levy an assessment in the amount of four and five-tenths percent of the monthly net gaming proceeds as defined in R.S. 27:44(15) as the admission fee. For purposes of this Section, "licensed berth" shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission board or from which a riverboat is authorized by the commission board to operate. The authority granted to local governing authorities in Calcasieu Parish in this Subsection may be assigned to a gaming district established in accordance with R.S. 33:9576.

* * *

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

Table with 3 columns: Name, Position, and Name. Mr. President, Crowe, Murray; Adley, Donahue, Peacock; Allain, Dorsey-Colomb, Perry; Amedee, Gallot, Riser.

Appel	Guillory	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	White
Cortez	Morrish	
Total - 32		

NAYS

Martiny
Total - 1

ABSENT

Erdey	Long	Peterson
Heitmeier	Nevers	Ward
Total - 6		

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

HOUSE BILL NO. 248—
BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 15:571.35.1(C)(2)(e), relative to the Lafourche Parish Pretrial Home Incarceration Program; to authorize the earning of credit for time served participating in the program under certain conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Erdey	Long
Heitmeier	Nevers
Total - 4	

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

HOUSE BILL NO. 759—
BY REPRESENTATIVES NANCY LANDRY, ADAMS, ANDERS,
ARNOLD, BARROW, WESLEY BISHOP, BURRELL, CHAMPAGNE,
KATRINA JACKSON, LEBAS, NORTON, PYLANT, REYNOLDS,
ROBIDEAUX, AND WILLMOTT
AN ACT

To enact R.S. 14:43.4, relative to rape and sexual battery; to create the crime of female genital mutilation; to provide for the elements of such offense; to provide for exceptions; to provide

for definitions; to provide for criminal penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Gallot	Riser
Amedee	Guillory	Smith, G.
Appel	Johns	Smith, J.
Broome	Kostelka	Tarver
Brown	LaFleur	Thompson
Buffington	Martiny	Walsworth
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Crowe	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Erdey	Long	Peterson
Heitmeier	Nevers	
Total - 5		

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

HOUSE BILL NO. 826—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 44:9(E)(2), relative to arrest and prosecution records; to make a technical correction to the provision regarding the expungement of arrest and prosecution records of sex offenders; 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	Donahue	Peacock
Adley	Dorsey-Colomb	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 35		

NAYS

Total - 0

May 1, 2012

ABSENT

Erdey Long
Heitmeier Nevers
Total - 4

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

HOUSE BILL NO. 827—

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:110(B)(3) and (E) and to enact R.S. 14:110(B)(4), relative to escape; to provide relative to the crime of simple and aggravated escape; to expand the listing of prison facilities to include home incarceration; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 865—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 48:1456(A), (C), and (E) and 1460(9), relative to the Capital Area Transit System; to provide relative to membership of the board of commissioners, including qualifications and procedures for appointment; to provide for appointment of new members; to provide for powers and duties of the board; to remove a requirement for approval of certain board actions by the appropriate parish governing authority; to provide relative to fare increases by the board; 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.

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to revert to the Morning Hour.

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 1, 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. 74—

BY SENATOR PEACOCK AND REPRESENTATIVES CARMODY AND THOMPSON

A CONCURRENT RESOLUTION

To commend and congratulate Clifford Harris LeBlanc on being selected as Louisiana Non-Public 8th Grade Student of the Year.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATORS PEACOCK AND ADLEY AND REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To commend and congratulate Taylor Cox on being elected President of the Student Government Association at Louisiana State University in Baton Rouge.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To commend William H. Hutchinson, Bishop of the Louisiana Area of the United Methodist Church and Episcopal Director of the Foundation for Evangelism, for his many years of leadership and to congratulate him upon the occasion of his retirement.

Reported without amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 91—

BY SENATOR MURRAY

A RESOLUTION

To commend Dt. Ruth Mayfield Ellerbe on her election as the forty-third Imperial Commandress of the Imperial Court Daughters of Isis Auxiliary to the Ancient Egyptian Arabic Order Nobles Mystic Shrine of North and South America and its Jurisdictions, Inc.

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

SENATE RESOLUTION NO. 92—

BY SENATOR MURRAY

A RESOLUTION

To commend and congratulate Noble Donald R. Parks on his election as the Thirty-ninth Imperial Potentate of the Ancient Egyptian Arabic Order Nobles Mystic Shrine of North and South America and its Jurisdictions, Inc.

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

SENATE RESOLUTION NO. 93—

BY SENATOR MORRISH

A RESOLUTION

To recognize the essential role the chemical industry plays in Louisiana's economic development and designate May 2, 2012, as "Louisiana Chemical Industry Day".

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

SENATE RESOLUTION NO. 94—

BY SENATOR BROOME

A RESOLUTION

To recognize April of 2012 as Sarcoidosis Awareness Month in Louisiana and to commend the Sarcoidosis Awareness Support Group of Greater Baton Rouge.

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

SENATE RESOLUTION NO. 95—

BY SENATOR MILLS

A RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to proceed with the Vida Shaw Bridge replacement project.

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

SENATE RESOLUTION NO. 96—

BY SENATOR ALARIO

A RESOLUTION

To commend The Interfraternity Council at Louisiana State University for its campus-wide achievements.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 88—
BY SENATOR GARY SMITH

A CONCURRENT RESOLUTION

To commend Lily Acosta Galland, Norco Communications and Social Performance Manager, upon the occasion of her retirement after thirty-three years of service.

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

SENATE CONCURRENT RESOLUTION NO. 89—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and function as a joint committee to study and make recommendations with respect to the period of time between the dates of election of local and parishwide officials and the dates of assumption of office by such officials.

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

SENATE CONCURRENT RESOLUTION NO. 90—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend and congratulate Senator Karen Carter Peterson on being elected as the chair of the Louisiana Democratic Party, the first female to hold the post.

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

SENATE CONCURRENT RESOLUTION NO. 91—
BY SENATOR GARY SMITH

A CONCURRENT RESOLUTION

To commend and congratulate the St. Charles Catholic High School Football Team upon its nonpareil excellence during the 2011 football season that culminated in winning the 2011 Louisiana High School Athletic Association Class 3A State Championship.

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**

May 1, 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. 313	HB NO. 883	HB NO. 1090
HB NO. 1109	HB NO. 715	HB NO. 718
HB NO. 771	HB NO. 1116	HB NO. 1201

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

**House Bills and Joint Resolutions
on First Reading**

HOUSE BILL NO. 313—
BY REPRESENTATIVE JAMES
AN ACT

To enact R.S. 24:202(A)(23), relative to the council of the Louisiana State Law Institute; to provide for the membership of the council; and to provide for related matters.

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

HOUSE BILL NO. 715—
BY REPRESENTATIVE LEGER
AN ACT

To enact R.S. 49:222(B)(13), relative to the powers of the secretary of state; to provide relative to the fees chargeable by the secretary of state; to authorize fees relative to cable service or video service; and to provide for related matters.

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

HOUSE BILL NO. 718—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact R.S. 32:295.1(G)(2) and to enact R.S. 15:571.11(A)(1)(d) and R.S. 32:295.1(G)(3), relative to the disposition of fines collected for safety belt violations; to provide for an additional penalty for safety belt violations in Orleans Parish; to provide for the use of funds received from that assessment; and to provide for related matters.

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

HOUSE BILL NO. 771—
BY REPRESENTATIVES FOIL, BROSETT, CONNICK, DOVE, HAZEL, HUVAL, LAMBERT, LEGER, MACK, MORENO, PUGH, THIBAUT, THIERRY, AND PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 22:1050(A)(1) and (D)(1) and to repeal R.S. 22:1050(H)(1), relative to the mandate for coverage of diagnosis and treatment of autism spectrum disorders; to raise the age for such coverage; to eliminate the limitation on lifetime benefits; to provide relative to applicability; and to provide for related matters.

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

HOUSE BILL NO. 883—
BY REPRESENTATIVES HENRY BURNS AND LEGER
AN ACT

To amend and reenact R.S. 17:1808(C)(1)(d); to provide relative to licensure of postsecondary, academic degree-granting institutions; to authorize the Board of Regents to increase the license fee for such institutions; and to provide for related matters.

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

HOUSE BILL NO. 1090—
BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact R.S. 49:958 and 964(B), relative to decisions and orders in adjudication proceedings; to provide for notice of decisions and orders in adjudication proceedings; to authorize the use of electronic means of notification; and to provide for related matters.

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

May 1, 2012

HOUSE BILL NO. 1109—
BY REPRESENTATIVE PRICE
AN ACT

To enact R.S. 17:87.6(C), relative to alienation of school property by school boards; to authorize local public school boards to sell certain used individual computing devices at private sale to students or their parents, tutors, or legal guardians; to provide limitations on such sales and for the deposit and use of funds derived from such sales; and to provide for related matters.

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

HOUSE BILL NO. 1116—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 14:35.3(D)(introductory paragraph), relative to domestic abuse battery; to increase the minimum mandatory sentence for second offense domestic abuse battery; to require participation in a domestic abuse prevention program; and to provide for related matters.

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

HOUSE BILL NO. 1201— (Substitute for House Bill No. 1118 by Representatives Moreno and Leger)
BY REPRESENTATIVES MORENO AND LEGER
AN ACT

To amend and reenact R.S. 14:91.3(A), relative to the unlawful participation in a child-related business; to prohibit certain persons from engaging in certain acts relative to child care facilities and family child day care homes; 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

May 1, 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. 117 HCR NO. 118

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 117—
BY REPRESENTATIVES ST. GERMAIN, BARRAS, BERTHELOT, CHAMPAGNE, DOVE, GUILLORY, HARRISON, HUVAL, JONES, LAMBERT, TERRY LANDRY, LEBAS, LEGER, MONTOUCET, JIM MORRIS, ORTEGO, PIERRE, SCHEXNAyder, THIBAUT, AND THIERRY

A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to submit a request on behalf of the state of Louisiana to the Major General of the Mississippi River Commission and the Mississippi Valley Division of the United States Army Corps of Engineers to increase the water flow at the Old River Control structure from the Mississippi River into the Atchafalaya River

in an amount necessary to effect a stage change increase of approximately six inches at the Butte La Rose gauge.

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

HOUSE CONCURRENT RESOLUTION NO. 118—
BY REPRESENTATIVE KATRINA JACKSON
A CONCURRENT RESOLUTION

To commend Pastor Ronnie L. Traylor upon his ninth anniversary as pastor of the Marion Missionary Baptist Church in Marion, Louisiana.

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 400 from the Committee on Judiciary B.

SENATE BILL NO. 400—
BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 15:572.1(A)(1) and 574.2(A), (B), (C)(1), (2)(introductory paragraph), and (3), (D)(introductory paragraph), (4), (9), and (11), (E), (F)(1)(introductory paragraph), (G), and (H)(1) and (2), relative to the Board of Pardons; to merge the functions and duties of the Board of Parole into the Board of Pardons; to create a committee on parole; to provide for the membership, duties, and functions of the committee on parole; to provide for transitional provisions; and to provide for related matters.

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 401 from the Committee on Judiciary B.

SENATE BILL NO. 401—
BY SENATOR MORRELL
AN ACT

To enact Code of Criminal Procedure Article 890.1, relative to criminal sentencing; to provide that certain sentences may be served with the benefit of parole, probation, or suspension of sentence under certain circumstances; to provide for applicability; to provide for limitations; to provide for exceptions; and to provide for related matters.

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 402 from the Committee on Judiciary B.

SENATE BILL NO. 402—
BY SENATOR MORRELL
AN ACT

To amend and reenact R.S. 15:542.1.3(A) and 544, relative to sex offender registration and notification; to provide relative to the duration of sex offender registration and notification for certain offenders; to amend procedures relative to petitions to reduce the sex offender registration and notification period; to provide relative to sex offenders convicted under the laws of another state; and to provide for related matters.

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 442 from the Committee on Judiciary B.

SENATE BILL NO. 442—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 14:91.5 and to enact R.S. 15:543.1(18), relative to the crime of unlawful use of social media; to amend the crime of unlawful use of social media to the crime of unlawful use of a social networking website; to provide for definitions; to remove the exception allowing the use of social media by certain registered sex offenders under certain circumstances; to provide relative to notice of this crime to offenders; and to provide for related matters.

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 490 from the Committee on Judiciary B.

SENATE BILL NO. 490—
BY SENATOR MORRELL

AN ACT

To amend and reenact Chapter 34 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5401, to enact Chapter 34-A of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5501, and to repeal R.S. 13:621.41(J) and 1343(C), relative to reentry courts; to authorize the creation of reentry divisions of court in certain judicial district courts in the state; to provide for the implementation of the workforce development sentencing program in the reentry division; to provide for conditions and procedures; to provide for applicability; to repeal provisions related to the Criminal District Court of Orleans Parish or the Forty-First Judicial District workforce development program; and to provide for related matters.

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall Senate Bill No. 497 from the Committee on Judiciary B.

SENATE BILL NO. 497—
BY SENATOR MORRELL

AN ACT

To repeal R.S. 15:308(C) and 574.22, relative to the Louisiana Risk Review Panel; to repeal the statutory authority for the panel; and to provide for related matters.

On motion of Senator Morrell the bill was read by title and withdrawn from the files 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:

May 1, 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 Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATORS ALARIO, ADLEY, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, 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 ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, LORUSSO, MACK, MILLER, MONTUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADON, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS AND WILLMOTT

A CONCURRENT RESOLUTION

To commemorate the Louisiana Bicentennial of statehood and to encourage civic participation in local activities and statewide observances throughout the anniversary year of 2012.

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:

May 1, 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 Bills have been properly enrolled:

SENATE BILL NO. 109—
BY SENATOR MORRELL

AN ACT

To amend and reenact the introductory paragraph of R.S. 26:71(A), the introductory paragraph of R.S. 26:271(A), and the introductory paragraph of R.S. 26:903, relative to alcohol and tobacco permits; to establish permit fees not to exceed a maximum amount for a particular permit; to provide for rule making authority to set these fees; and to provide for related matters.

SENATE BILL NO. 117—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 26:90(A)(12) and 286(A)(12), and to enact R.S. 26:911(A)(5) and (6), relative to the office of alcohol and tobacco control; to prohibit the acceptance of nutritional assistance benefits for the purchase of alcohol or tobacco

May 1, 2012

products; to prohibit certain illegal activities on or about licensed premises; and to provide for related matters.

SENATE BILL NO. 120— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 6:243(B)(4), to enact R.S. 6:243(C), and to repeal R.S. 6:243(D), relative to state banks; to provide for assets acquired by a bank from a failed or failing bank; to increase the amount property must be valued from one hundred thousand to two hundred fifty thousand dollars before a qualified appraisal on property is annually required; and to provide for related matters.

SENATE BILL NO. 164— BY SENATORS MARTINY AND THOMPSON

AN ACT

To amend and reenact R.S. 6:415(B), (C), (D), (F) and (G), and to enact R.S. 6:415(I), relative to banking; to provide certain restrictions and prohibit certain practices; to provide for loans, credit exposure, derivative transactions, restrictions, and rules; to provide certain definitions; and to provide for related matters.

SENATE BILL NO. 366— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 26:78(A), 79, 278(A), and 279, relative to the contents of applications for alcoholic beverage permits; to provide for the form of sales tax clearance to be submitted with each original and renewal alcoholic beverage application; and to provide for related matters.

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.

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.

SENATE BILL NO. 318— BY SENATOR MARTINY AND REPRESENTATIVE TALBOT

AN ACT

To enact R.S. 37:693(B)(5), relative to the Louisiana Professional Engineering and Land Surveying Board; to provide powers, duties, and jurisdiction of the Louisiana Professional Engineering and Land Surveying Board; to provide relative to the licensure of naval architects and marine engineers; and to provide for related matters.

SENATE BILL NO. 334— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 51:923(B) and (C), 924(A), and 928, relative to the State Board of Commerce and Industry; to provide for membership; to provide for terms of office; and to provide for related matters.

SENATE BILL NO. 110— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 26:91(A)(2) and 287(A)(1)(a), relative to the office of alcohol and tobacco control; to provide relative to the suspension or revocation of permits; and to provide for related matters.

Respectfully submitted, "JODY" AMEDEE Chairman

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

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

PRESENT

Table listing present members: Mr. President, Donahue, Murray, Adley, Dorsey-Colomb, Peacock, Allain, Erdey, Perry, Amedee, Gallot, Peterson, Appel, Guillory, Riser, Broome, Johns, Smith, G., Brown, Kostelka, Smith, J., Buffington, LaFleur, Tarver, Chabert, Martiny, Thompson, Claitor, Mills, Walsworth, Cortez, Morrell, Ward, Crowe, Morrish, White. Total - 36.

ABSENT

Table listing absent members: Heitmeier, Long, Nevers. Total - 3.

Leaves of Absence

The following leaves of absence were asked for and granted:

Table showing leaves of absence: Heitmeier (1 Day), Long, Nevers (1 Day).

Announcements

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

Table listing committee meetings: Commerce (9:30 A.M., Room E), Health and Welfare (9:00 A.M., Hainkel Room), Insurance (9:00 A.M., Room A), Senate and Gov't Affairs (9:30 A.M., Room F).

Adjournment

On motion of Senator Thompson, at 6:00 o'clock P.M. the Senate adjourned until Wednesday, May 2, 2012, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Wednesday, May 2, 2012.

GLENN A. KOEPP Secretary of the Senate

DIANE O' QUIN Journal Clerk