

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

TWENTY-EIGHTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, May 2, 2012

The Senate was called to order at 1:10 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	Erdey	Nevers
Amedee	Guillory	Peacock
Appel	Johns	Perry
Broome	Kostelka	Smith, G.
Brown	Long	Smith, J.
Claitor	Martiny	Tarver
Cortez	Mills	White
Crowe	Morrish	
Donahue	Murray	
Total - 25		

ABSENT

Adley	Gallot	Riser
Allain	Heitmeier	Thompson
Buffington	LaFleur	Walsworth
Chabert	Morrell	Ward
Dorsey-Colomb	Peterson	
Total - 14		

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

Prayer

The prayer was offered by Brother Joe Wiggins, 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 Peacock, the reading of the Journal was dispensed with and the Journal of May 1, 2012, was adopted.

**Privilege Report of the
Legislative Bureau**

May 2, 2012

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 78 by Representative Pope

AMENDMENT NO. 1

On page 1, line 18, before "the average" insert "that"

AMENDMENT NO. 2

On page 2, line 14, following "Board" and before "shall" delete ";

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

May 2, 2012

HOUSE BILL NO. 216—
BY REPRESENTATIVES HARRISON, ARMES, BILLIOT, GISCLAIR, GUINN, LAMBERT, LEOPOLD, MONTOUCET, 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 without amendments.

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 without amendments.

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 234 by Representative Hodges

AMENDMENT NO. 1

On page 2, line 8, following "Agriculture" and before "Honey Bee" insert "Agricultural Research Service"

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 without amendments.

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 without amendments.

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 without amendments.

HOUSE BILL NO. 255—
BY REPRESENTATIVES LEGER, ABRAMSON, BROSETT, 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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 296 by Representative Leger

AMENDMENT NO. 1

On page 1, line 11, following ""Related services"" change "mean and are" to "means and is"

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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 346 by Representative Chaney

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 1, 2012, on line 2, following "to" change "parishes" to "Parishes"

AMENDMENT NO. 2

On page 1, line 3, following "the property" and before ";" change "description" to "descriptions"

AMENDMENT NO. 3

On page 1, line 16, following "described" and before "in" change "properties" to "property"

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 352 by Representative Burford

AMENDMENT NO. 1

On page 3, line 3, following "shall" and before "for" change "only be used" to "be used only"

AMENDMENT NO. 2

On page 3, line 12, following "sheriff" and before "who" insert ";

AMENDMENT NO. 3

On page 3, line 14, following "meeting" and before "which" insert ";

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 585 by Representative St. Germain

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 1, 2012, on line 5, following "department" and before "provided" change ";" to ";

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

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registration plates and markers are valid; and to provide for related matters.

Reported without amendments.

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 without amendments.

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 without amendments.

HOUSE BILL NO. 643—
BY REPRESENTATIVE MONTOU CET
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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 960 by Representative Johnson

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on May 1, 2012, on line 5, following "insert" change ""filing fees"" to ""and filing fees""

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 without amendments.

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 998 by Representative Girod Jackson

AMENDMENT NO. 1

On page 2, line 2, following "Moody's" and before "Service" change "Investor" to "Investors"

AMENDMENT NO. 2

On page 2, line 3, following "Standard" and before "Poor's" change "and" to "&"

AMENDMENT NO. 3

On page 2, line 5, before "Service," change "Investment" to "Investors"

AMENDMENT NO. 4

On page 2, line 5, following "Standard" and before "Poor's" change "and" to "&"

AMENDMENT NO. 5

On page 2, line 18, following "Standard" and before "Poor's" change "and" to "&"

AMENDMENT NO. 6

On page 2, line 19, following "Moody's" and before "Service" change "Investor" to "Investors"

AMENDMENT NO. 7

On page 2, line 20, following "Standard" and before "Poor's" change "and" to "&"

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1190 by Representative Dove

AMENDMENT NO. 1

On page 4, line 26, following "held" delete "free and"

AMENDMENT NO. 2

On page 6, line 22, following "held" delete "free and"

AMENDMENT NO. 3

On page 6, line 27, following "ph" change "z" to "z"

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Martiny, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 97—

BY SENATOR LAFLEUR

A RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions made to the state with its history, culture, and people, and to proclaim Wednesday, May 2, 2012, as Tunica-Biloxi Day at the Senate.

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

SENATE RESOLUTION NO. 98—

BY SENATOR WALSWORTH

A RESOLUTION

To commend and congratulate Robert William Blackwell for signing a free agent contract with the Carolina Panthers of the National Football League.

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

SENATE RESOLUTION NO. 99—

BY SENATOR BROWN

A RESOLUTION

To commend and express appreciation to Leonard Charles "Charlie" Tobias for thirty-three years of dedicated and distinguished law enforcement service with the West Baton Rouge Parish Sheriff's Office on the occasion of his retirement.

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

SENATE RESOLUTION NO. 100—

BY SENATOR LONG

A RESOLUTION

To commend Micah Coleman, Natchitoches Central High School Boys Head Basketball Coach on being named "Coach of the Year".

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

SENATE RESOLUTION NO. 101—

BY SENATOR LONG

A RESOLUTION

To commend and congratulate the players, coaches, and managers of the Zwolle High School boys basketball team on winning the 2012 Class B State Boys Basketball Championship.

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

SENATE RESOLUTION NO. 102—

BY SENATOR CLAITOR

A RESOLUTION

To recall Senate Bill No. 755 from the Committee on Commerce, Consumer Protection and International Affairs, discharge the committee from further consideration of the measure, and order the measure to the calendar on third reading and final passage.

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

Senate Bills and Joint Resolutions on Second Reading

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.

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

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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.

On motion of Senator Long the bill was read by title, ordered engrossed and passed to a third reading.

Senate Resolutions on Second Reading

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.

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

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.

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

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.

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

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.

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

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".

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

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.

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

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 referred by the President to the Committee on Transportation, Highways and Public Works.

SENATE RESOLUTION NO. 96—

BY SENATOR ALARIO

A RESOLUTION

To commend The Interfraternity Council at Louisiana State University for its campus-wide achievements.

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

Senate Concurrent Resolutions on Second Reading

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Names (Mr. President, Amedee, Appel, Broome, Brown, Buffington, Chabert, Cortez, Dorsey-Colomb, Erdey, Total - 28), Guillery (Guillery, Johns, Kostelka, Long, Martiny, Mills, Morrell, Morrish, Murray, Nevers), Peacock (Peacock, Perry, Smith, G., Smith, J., Tarver, Thompson, Ward, White)

NAYS

Total - 0

ABSENT

Table with 3 columns: Names (Adley, Allain, Claitor, Crowe, Total - 11), Donahue (Donahue, Gallot, Heitmeier, LaFleur), Peterson (Peterson, Riser, Walsworth)

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Amedee	Guillory	Peacock
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Ward
Cortez	Morrell	White
Dorsey-Colomb	Murray	
Total - 26		

NAYS

Total - 0

ABSENT

Adley	Gallot	Peterson
Allain	Heitmeier	Riser
Appel	LaFleur	Walsworth
Crowe	Morrish	
Donahue	Perry	
Total - 13		

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Amedee	Guillory	Peacock
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Ward
Cortez	Morrish	White
Dorsey-Colomb	Murray	
Total - 26		

NAYS

Total - 0

ABSENT

Adley	Gallot	Peterson
Allain	Heitmeier	Riser
Appel	LaFleur	Walsworth
Crowe	Morrell	
Donahue	Perry	
Total - 13		

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Guillory	Perry
Amedee	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Ward
Cortez	Morrish	White
Donahue	Murray	
Total - 29		

NAYS

Total - 0

ABSENT

Appel	Heitmeier	Riser
Brown	LaFleur	Walsworth
Crowe	Morrell	
Gallot	Peterson	
Total - 10		

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

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

May 2, 2012

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Guillory	Perry
Amedee	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Donahue	Murray	
Total - 31		

NAYS

Total - 0

ABSENT

Appel	Heitmeier	Riser
Crowe	LaFleur	Walsworth
Gallot	Peterson	
Total - 8		

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Walsworth
Gallot	Peterson	
Heitmeier	Riser	
Total - 7		

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Walsworth
Gallot	Peterson	
Heitmeier	Riser	
Total - 7		

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

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 concurrent resolution was read by title. Senator Gary Smith moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Walsworth
Gallot	Peterson	
Heitmeier	Riser	
Total - 7		

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

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 referred by the President to the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Morrish
Adley	Dorsey-Colomb	Murray
Allain	Erdey	Nevers
Amedee	Guillory	Peacock
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Ward
Chabert	Mills	White
Cortez	Morrell	
Total - 29		

NAYS

Total - 0

ABSENT

Claitor	LaFleur	Thompson
Crowe	Perry	Walsworth
Gallot	Peterson	
Heitmeier	Riser	
Total - 10		

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

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 concurrent resolution was read by title. Senator Gary Smith 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	Johns	Peterson
Amedee	Kostelka	Smith, G.
Appel	Long	Smith, J.
Broome	Martiny	Tarver
Brown	Mills	Thompson
Buffington	Morrell	Walsworth
Chabert	Morrish	Ward
Cortez	Murray	White
Donahue	Nevers	
Total - 32		

NAYS

Total - 0

ABSENT

Claitor	Guillory	Riser
Crowe	Heitmeier	
Gallot	LaFleur	
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

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. 631	HB NO. 707	HB NO. 896
HB NO. 916	HB NO. 918	HB NO. 954
HB NO. 477	HB NO. 1143	HB NO. 1200

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 477—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact Code of Civil Procedure Article 1476, relative to discovery in civil proceedings; to provide for claims involving asbestos or silica; to require the disclosure of certain information; to require certification; to provide for supplemental information; to provide for sanctions; and to provide for related matters.

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

HOUSE BILL NO. 631—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 17:176(H), relative to extracurricular interscholastic athletic activities; to provide for eligibility for participation in

extracurricular interscholastic athletic activities by certain students whose parents are in the uniformed services; to provide conditions; 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. 707—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 17:24.4(A)(1), (2), and (4), (E), (F)(1)(c), (d), and (e), (3)(a) and (b)(ii), and (4)(a), and (G)(4)(a) and to repeal R.S. 17:24.4(F)(2), relative to the Louisiana Competency-Based Education Program and the Louisiana Educational Assessment Program; to provide relative to standards; to provide relative to testing; to provide relative to terminology and 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. 896—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 38:2(A) and (B), 3, 90.4(B)(1), 214(B), 218(B), 301(B) and (C)(2)(c), 306(C), 313(B)(2), 315, 319, 3074(A)(4) and (D)(4) and (9)(c), 3087.134(E)(5), and 3097.4(A)(9), relative to the coastal area; to provide the respective responsibilities of the Department of Transportation and Development and the Coastal Protection and Restoration Authority; and to provide for related matters.

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

HOUSE BILL NO. 916—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 36:4(Z), R.S. 38:81(C), 101(A) and (B), 102, 103, 107(A), 108, 109, 213(A) and (D), and 330.1(K)(6), R.S. 49:214.1(E) and (F), 214.2(1) through (12), 214.3.1(A)(3), 214.4.2(A)(introductory paragraph) and (C)(1), 214.5.1(A), (B)(introductory paragraph) and (15), and (C), 214.5.2(A)(introductory paragraph), (5) and (11), (B)(introductory paragraph), (1), (3), and (5), (C), (D), (E), and (F), 214.5.3(A)(1), (B), (D)(2)(introductory paragraph), (E)(1), (4), and (5), 214.5.4(G)(8), 214.5.7, 214.6.1, 214.6.2(A), (B), (C), (D)(introductory paragraph) and (1), and (E), 214.6.3(A)(4) and (B), 214.6.6(A)(introductory paragraph), (C), and (D), 214.6.7(A), (B), (E)(3), and (F), 214.6.9, and 214.61(A) and (D)(2), R.S. 56:421(B)(13) and (E)(4), 424(H), 432.1(A), (B), (C)(introductory paragraph) and (1), and (D)(1), and 432.2 and to repeal R.S. 49:214.3.1(A)(4) and 214.6.8, relative to the Coastal Protection and Restoration Authority and the Office of Coastal Protection and Restoration; to change the names of each entity; to provide relative to the powers, duties, and authorities of each entity; to provide relative to appointment to the Coastal Protection and Restoration Authority Board; and to provide for related matters.

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

HOUSE BILL NO. 918—
BY REPRESENTATIVE GUINN
AN ACT

To enact R.S. 38:216.1, relative to unauthorized openings of water control structures; to prohibit the unauthorized opening of a water control structure; to provide for penalties; to provide for revocation of licenses and permits; and to provide for related matters.

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

HOUSE BILL NO. 954—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 3:2004, 4222(C), and 4674(F), R.S. 12:1084, 1164, and 1413, R.S. 13:32, R.S. 14:403.6(A), R.S. 17:1808(G), 2048.31(B), 2048.32(C), 3139.5(3)(a), 3201(A) and (B)(1), 3202(1), 3351.11(D)(3), 3973(1)(e) and (2)(b)(i) and (ii), 3991(F), 3995(B), and 4001(A) and (C)(1), (2), and (4), R.S. 23:43, 1203.1(F)(introductory paragraph), and 1294(A)(1), R.S. 24:36(C)(3), 513(A)(4) and (5)(a)(ii) and (F), R.S. 28:821(C) and 824(A) and (C), R.S. 32:123(B) and (D), 143(A)(5) and (6), 175(A), 213, 215, and 234(A)(1), R.S. 33:4169.1(G), R.S. 36:3(4), 4(B)(1)(aa) and (ee), (6)(a), and (18), (F), (L), (N), (U), and (X), 4.1(D)(9) and (15), 53(A), 109(N), 201(C)(1), 209(B)(1)(a), (C)(1), (F), (H)(1), (4), (5), (6), (10), and (11), (J), (K), (L), (M), (N), (O), (Q), (S), (T), (U), (W)(2), and (X), 239(B)(1), (4), and (6) and (E), 259(E), (F)(9), (10), (16), (18), and (21), (G), (I)(5), (J)(1), and (L)(1), (M), (Q), (T), (U), (W), (X), (BB)(1), (CC), and (GG), 309(B), (C)(1), and (D), 359(D), (J), (K), and (L), 409(B), (C)(1), (2), (4), (5), and (8), (D), (E), (F), (G), (H), (J), (L), and (O), 459(B), (C), and (H), 474(B)(1)(a)(introductory paragraph) and (i), 475(A), 478(F), (H)(3) and (4), 509(C), (F)(2), (3), and (8), (H), (K), (L), (M), (O), (Q), (R), (S), and (T), 610(B)(1), (10), and (11), (E), (F), (H), (I), (K), (L), and (N), 629(C)(5), (6), and (8), (D), (E), (F), (G), (H), (J), (K), (L), and (N), 643(A) and (C), 651(B), (C), (D), (E), (H), (L), (M), (P), (U), (X), (Y), (Z), and (BB), 686(A)(2), (3), and (5), (B), and (F), 706(B) and (C), 725(A), 744(E), (H), (I), (J), (Q), (T), and (U), 769(C), (D)(1), (2), (4), and (6), (F), (H), (I), and (L), 802(introductory paragraph), 802.6, 802.9, 803(A)(1), 851(A), 901(A), 918, and 921(A), R.S. 37:3103(A)(3.1) and 3134, R.S. 39:1593.1(B), R.S. 40:2009.1(C)(2)(d), R.S. 42:17(A)(9), 66(C), 1119(C)(3), and 1123(12) and (14), and R.S. 56:1699(C)(introductory paragraph), to enact R.S. 36:4(B)(14) and (H), 4.1(D)(16), 239(C), 259(D), 309(F) and (G), 409(I), (P), and (Q), 459(D), 478(M), 629(R), 651(S), and 686(G), and to repeal R.S. 17:3138, Chapter 10 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:571 through 576, R.S. 25:802(3), (4), (10), and (11), R.S. 35:396, R.S. 36:4.1(D)(18), 53(E), 109(A), 209(A), (H)(9) and (14), and (AA), 239(A) and (B)(3) and (5), 259(A), (C)(24), (E)(22), (F)(8), (15), and (19), and (I)(4), 309(A) and (C)(3), 359(A), 408(B)(3), 409(A) and (J)(2), 459(A), 478(A), (B), and (H)(8), (9), (10), and (11), 509(A), (E), (F)(1), and (G), 610(A), 629(A) and (C)(4), 650(B), 651(A), (K), (N), and (V), 744(A), 769(A), (D)(3) and (5), (E), and (K), 802.4, and 802.8, R.S. 37:3601, Chapter 30 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2801 through 2803, and Act No. 16 of the 1960 Regular Session of the Legislature, relative to the various provisions of the Louisiana Revised Statutes of 1950; to provide for various technical corrections in provisions of the statutes, including corrections in legal citations, corrections in names of agencies, officers, and other entities, removal of references to agencies and other entities that have otherwise been repealed or no longer exist, and conforming changes to clarify potentially conflicting language; and to provide for related matters.

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

HOUSE BILL NO. 1143—
BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact R.S. 42:19(A)(1)(b)(ii), relative to meetings of public bodies; to provide relative to notice of such meetings; to provide relative to meeting agendas; to provide relative to the duties of the presiding officer of a public body relative to agenda items; and to provide for related matters.

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

HOUSE BILL NO. 1200— (Substitute for House Bill No. 1108 by Representative Brown)
 BY REPRESENTATIVE BROWN
 AN ACT

To enact R.S. 48:283, relative to public works by the Department of Transportation and Development; to provide for plans, transfer, and relocations concerning buildings with historical or cultural significance acquired by the Department of Transportation and Development; 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. 119

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 119—
 BY REPRESENTATIVES TIM BURNS AND FOIL
 A CONCURRENT RESOLUTION

To express condolences upon the death of Kerry Joseph Triche of Baton Rouge and to commend him posthumously for his exceptional achievements and contributions.

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. 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. 40:252I, 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)(l) 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 referred by the President to the Committee on Judiciary C.

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 referred by the President to the Committee on Judiciary B.

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 referred by the President to the Committee on Senate and Governmental Affairs.

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 referred by the President to the Committee on Judiciary B.

HOUSE BILL NO. 334—
 BY REPRESENTATIVES BROSETT 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 referred by the President to the Committee on Senate and Governmental Affairs.

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 referred by the President to the Committee on Natural Resources.

May 2, 2012

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 referred by the President to the Committee on Senate and Governmental Affairs.

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 referred by the President to the Committee on Judiciary B.

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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Education.

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 referred by the President to the Committee on Revenue and Fiscal Affairs.

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 referred by the President to the Committee on Senate and Governmental Affairs.

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 referred by the President to the Committee on Education.

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 referred by the President to the Committee on Judiciary C.

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 referred by the President to the Committee on Judiciary C.

House Concurrent Resolutions on Second 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. Senator Donahue moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Allain	Guillory	Peterson
Amedee	Johns	Smith, G.
Appel	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Riser
Gallot	Morrell	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 115—
 BY REPRESENTATIVE THOMPSON AND SENATOR PEACOCK
 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. Senator Adley moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Amedee	Guillory	Peterson
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Allain	Heitmeier	Riser
Gallot	Morrell	
Total - 5		

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

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. Senator Tarver moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver

Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Gallot	Heitmeier	Riser
Total - 3		

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

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. Senator Ward moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Gallot	Riser
Total - 4	

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

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. Senator Kostelka moved to concur in the House Concurrent Resolution.

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, Dorsey-Colomb, Erdey, Guillory, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrell, Morrish, Murray, Nevers, Peacock, Perry, Peterson, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White. Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Broome, Gallot, Heitmeier, Riser. Total - 4

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON HEALTH AND WELFARE

Senator David R. Heitmeier, O.D., Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 2, 2012

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 72— BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To establish an advisory group within the Department of Veterans Affairs to study, evaluate, and make recommendations on the proper utilization of the former Greenwell Springs Mental Health Hospital facility.

Reported with amendments.

SENATE BILL NO. 628— BY SENATOR BUFFINGTON

AN ACT

To amend and reenact R.S. 40:2166.3(2) and 2166.5(B)(11)(d), relative to adult residential care; to provide with respect to services under adult residential care; to provide for the modules for adult residential care providers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 690—

BY SENATOR BUFFINGTON

AN ACT

To amend and reenact R.S. 36:258(F) and R.S. 46:931, relative to providing services to the elderly; to provide for the Department of Health and Hospitals, office of aging and adult services; to provide for the office of elderly affairs in the office of the governor; and to provide for related matters.

Reported by substitute.

HOUSE BILL NO. 156—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 46:236.1(C) and (D)(4) and (5) and to enact R.S. 46:236.1(A)(7) and (D)(6), relative to the Supplemental Nutrition Assistance Program educational component; to provide for legislative findings; to provide for requirements of nutrition education services; to provide for reporting requirements of the Department of Children and Family Services; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 227—

BY REPRESENTATIVE SCHRODER

AN ACT

To amend and reenact R.S. 46:236.1.8(D), relative to support enforcement services; to provide for designation of field officers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 378—

BY REPRESENTATIVES HOFFMANN, ADAMS, ANDERS, CHANEY, CONNICK, COX, FRANKLIN, GISCLAIR, GREENE, HARRIS, HAVARD, HILL, KATRINA JACKSON, NANCY LANDRY, LEBAS, MACK, JAY MORRIS, ORTEGO, POPE, REYNOLDS, RICHARDSON, SEABAUGH, SIMON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:1300.252 and 1300.256, relative to prohibition of smoking; to provide for legislative findings; to prohibit outdoor smoking within a certain distance of buildings or other enclosed areas in which smoking is prohibited; to provide for an exception to a prohibition on outdoor smoking; to provide for actions of an owner or manager of a business which cause an outdoor area to become an area where smoking is prohibited by law; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 389—

BY REPRESENTATIVE SCHRODER

AN ACT

To amend and reenact R.S. 6:333(F)(14), R.S. 9:315.9(A)(6), 315.16(A), 315.40(1), 399.1(A) and (F)(3) and (4), and 406(B)(2) and (C)(2), R.S. 11:441.1(F), R.S. 13:4291(B)(1) and (C), R.S. 27:364(A)(1)(b)(vi), R.S. 40:34(B)(1)(h)(iv) and (E)(1) and 46.1(D) and (F)(introductory paragraph), R.S. 46:56(M)(1), 236.1.1(9)(b) and (13), 236.1.2(G), 236.1.4(E), 236.1.5(C), 236.1.7(B), 236.1.8(D), 236.3(A)(2), 236.10(A), (B), and (D), 236.12(B)(1), 236.14(D)(1)(introductory paragraph) and (H)(2), 236.15(A)(1), 236.16, 238(F), and 2136.2(F), and R.S. 51:1442(4), relative to the Department of Children and Family Services; to provide for proper designation of certain sections and divisions of the department; to make technical changes; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 481—

BY REPRESENTATIVE PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 46:236.15(D)(1)(a), relative to the Department of Children and Family Services' limited administrative authority for certain paternity and child support

actions; to clarify state law regarding unemployment insurance collections with respect to child support overpayments to comply with federal law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 591—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 36:259(T), 802(introductory paragraph), and 901(A), R.S. 46:2633(D) and (E), 2634(B)(2), (3), (13), (D), and (H), and 2635(A), (B), and (C) and to enact R.S. 46:2633(F), relative to administration of the Traumatic Head and Spinal Cord Injury Trust Fund; to provide for certain duties of the Department of Health and Hospitals, office of aging and adult services relative to the Traumatic Head and Spinal Cord Injury Trust Fund; to provide for composition and certain duties of the Traumatic Head and Spinal Cord Injury Trust Fund Advisory Board; to provide for the advisory capacity of the Traumatic Head and Spinal Cord Injury Trust Fund Advisory Board within the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DAVID R. HEITMEIER, O.D.
Chairman

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

May 2, 2012

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

HOUSE BILL NO. 371—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 45:844.12(6)(k), relative to telephone solicitation; to authorize telephone solicitations on behalf of nonprofit organizations composed of public safety personnel; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 596—

BY REPRESENTATIVE ST. GERMAIN AND SENATOR WARD

AN ACT

To amend and reenact R.S. 9:4784(D) and to enact Part XVII of Chapter 1 of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4791 through 4798, relative to towed and stored vessels; to provide for sales of certain boats; to provide for definitions; to provide for a privilege on towed and stored vessels; to provide for notice and advertisement; to provide for the disposition of proceeds; to provide for the authority to promulgate rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 660—

BY REPRESENTATIVE STUART BISHOP

AN ACT

To enact Subpart C of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:391, relative to solicitations; to prohibit solicitations with misleading governmental appearances; to provide for a disclaimer; to provide for a civil penalty; to provide for a remedy; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 804—

BY REPRESENTATIVE JAMES

AN ACT

To amend and reenact R.S. 32:781(5), (12), and (13)(a), 788(B), 793(A)(introductory paragraph), (2), and (5) and to enact R.S. 32:792(B)(16) and 795, relative to used motor vehicles; to provide for definitions; to provide relative to civil penalties; to provide for definitions in rent with option-to-purchase program; to provide relative to deposits and down payments; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 923—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 37:3552, 3553, 3554(A), (B), (D), (E), and (F), 3555, 3556, 3557, 3558(A), (B), and (D), 3559, 3561, 3563, 3564, 3565, and 3566(B) and (C) and to repeal R.S. 37:3560, relative to massage therapy; to provide for definitions; to provide for applicability of the Louisiana Massage Therapists and Massage Establishment Act; to provide for exemptions; to provide for the Louisiana Board of Massage Therapy; to provide for membership of the board; to provide for the powers and duties of the board; to require licensure for persons performing massage therapy; to provide for licensure for massage establishments; to establish licensure requirements; to provide for an examination; to provide for licensing regulations; to provide for the expiration and renewal of licenses; to provide for inactive status; to provide for disciplinary actions; to regulate advertising as a massage therapist or a massage establishment; to provide for penalties; to provide for injunctions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1148—

BY REPRESENTATIVE ARMES

AN ACT

To amend and reenact R.S. 37:3272(A)(18)(introductory paragraph) and 3298(B) and to repeal R.S. 37:3298(D), relative to the Private Security Regulatory and Licensing Law; to provide for definitions; to provide for exceptions; to repeal certain exception; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1187— (Substitute for House Bill No. 751 by Representative Richardson)

BY REPRESENTATIVE RICHARDSON

AN ACT

To amend and reenact R.S. 37:1861(B)(2) and (5), 1862(A), 1864.1(A), 1864.2(C), and 1864.3, to enact R.S. 37:1861(B)(6), and to repeal R.S. 37:1862(B), 1864(A)(1)(d), 1864.1(C)(2), and 1867(B), relative to used or secondhand property; to prohibit cash payment for the purchase of copper; to establish a maximum cash payment for metals other than copper; to require an occupational license to act as a secondhand dealer; to require photographic records of certain goods upon request of law enforcement; to exempt the purchase of educational course materials; to repeal the exemption for tires and rims; to repeal

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the requirement that secondhand dealers record the license plate of a seller; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

REPORT OF COMMITTEE ON

INSURANCE

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Insurance, submitted the following report:

May 2, 2012

To the President and Members of the Senate:

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

SENATE BILL NO. 311—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 22:1892(A)(3) and 1973(B)(6), relative to the payment and adjustment of insurance claims; to provide with respect to the good faith duty and claims settlement practices; to provide a definition for initiation of loss adjustment; to provide factors to be considered in determining the penalty to be awarded in the event of a certain violation; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 24—
BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 13:5554(Z)(introductory paragraph) and (3) and 5555(C)(2) and (D), relative to the payment of insurance premium costs; to provide for the payment of such costs for retired sheriffs and employees of the Bossier Parish Sheriff's Office; to provide relative to the Bossier Parish Retired Employees Insurance Fund; to provide for the administration of the fund; to provide for the use and investment of fund monies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 94—
BY REPRESENTATIVE CROMER

AN ACT

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

Reported favorably.

HOUSE BILL NO. 150—
BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 22:254(C), relative to health maintenance organizations; to clarify the minimum required capital and surplus for each such entity; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 154—
BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 22:1268(A)(2) and 1287, relative to policy refunds and interest; to provide for the crediting of refund amounts against future premiums; to provide for the accrual of interest on refunds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 160—
BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 22:821(B)(2), relative to the annual financial regulation fee assessed and collected by the commissioner of insurance; to include vehicle mechanical breakdown insurers and property residual value insurers among such insurers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 193—
BY REPRESENTATIVE REYNOLDS

AN ACT

To amend and reenact R.S. 22:1986, relative to examinations of insurers by the commissioner of insurance; to provide with respect to the compensation of personnel employed by the commissioner of insurance to conduct such examinations; to delete provisions relative to the disposition of such monies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 229—
BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 22:584(D)(3), relative to investments by insurers; to authorize domestic insurers to invest in certain master limited partnerships; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 308—
BY REPRESENTATIVE THIERRY

AN ACT

To repeal R.S. 22:1965 and 1966, relative to unfair trade practices in automobile insurance; to repeal laws relative to unfair trade practices.

Reported favorably.

HOUSE BILL NO. 513—
BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 22:1574(A)(3), (B), (C), and (D)(1) and to enact R.S. 22:1574(A)(4), relative to the Bail Bond Apprentice Program; to provide for registration of Bail Bond Apprentice Program participants; to provide for recordkeeping relative to program participants; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 564—
BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 22:1188.1, relative to long-term care insurance; to provide for prompt payment of long-term care insurance claims; to provide for definitions; to provide for applicability; to provide with respect to violations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 595—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 22:23(D)(3)(b), 242(10), 653(A)(introductory paragraph), 851(A), 912(C), (D), and (E), 931(A)(10)(a), 1821(A), (C), (D)(1), (2)(e) and (g)(i)(aa), and (3)(c)(introductory paragraph) and (i), (d)(introductory paragraph) and (i) through (iv), and (e), and (F)(1), 1825(B)(introductory paragraph) and (C)(introductory paragraph) and (4), 1859(F), 1875, 1879(A), (B)(1)(introductory paragraph), and (C), 1880(B)(1)(introductory paragraph), (C)(introductory paragraph), and (D)(introductory paragraph), 1892(B)(1), (C)(1), and (D)(2), 1901(4), 1902(A)(2) and (9), 1903(C)(2)(introductory paragraph), 1904, 1905(C)(introductory paragraph) and (1), 1907, 1909(B) and (C), 1921(B) and (C), 1923(1)(a)(introductory paragraph) and (g), 1926(A), 1927(B), 1928(B), 1941, 1942, 1944, 1945, 1946, 1962(C) and (F), 1964(1)(g), (7)(a), (b), and (h), (9), (10)(c), (11), (13), (15)(c)(i), (iii), and (vii), (19)(b)(i)(introductory paragraph) and (c)(i), (20), (24), and (25), 1967, 1968, 1971(C), 1973(B)(introductory paragraph), 1981(A)(2) and (3) and (C)(introductory paragraph), 1983(D) through (H) and (I)(1) and (2), 1984(A) and (G), 1988, 1989, 1992, 1994(A), 2001, 2002(2) and (4), 2003(1)(e) and (f), 2005, 2006, 2008(A), 2009(E)(2) and (4), 2010(D), 2012(A)(introductory paragraph) and (3) and (B), 2013(B), 2018(A) and (B), 2019, 2020(C), 2021(A), 2023(C)(2), 2025(4), 2026, 2027(B), 2028(B), (C), and (D)(6), 2029, 2032, 2033(B), 2034(G) and (H), 2035(A) and (D), 2036(C), 2038(3), 2044, 2055(6)(a)(ii), (7)(introductory paragraph) and (a), (9)(a)(introductory paragraph) and (i) and (b), (12), and (15), 2056(C)(2)(f), 2058(A)(1)(a)(i) and (ii), (b)(i) and (ii), and (3)(a)(iv), 2059(A)(1), (C)(6), and (D), 2060(A)(1), 2061.1(A), 2062(A)(2)(a)(introductory paragraph) and (i) and (ii), (5)(a), and (6), 2083(A)(2)(introductory paragraph) and (a) and (C)(introductory paragraph) and (1), 2084(6), 2085(C)(1) and (3)(g), 2086(B) and (D), 2087(A)(2), (B)(1)(introductory paragraph) and (a) and (2)(introductory paragraph), (C)(2), (D)(introductory paragraph) and (3) and (4)(a), (E), (I)(introductory paragraph), (J), and (M)(3), 2088(D), 2089(A)(2) and (C)(8), 2091(A)(2) and (E)(1), 2092(D), 2093(E)(1), 2098(B) and (C)(introductory paragraph), 2112, 2113, 2114, 2118, 2119, 2132(C) and (D), 2133(2), 2135(A), 2147(A)(2), 2161(A)(introductory paragraph) and (6), 2171(A), (B), (C)(7), (13), and (21), (E)(6) and (14), (F)(5) and (12), and (G)(5), (11), and (12), 2181(B), 2191(A)(introductory paragraph) and (1), 2205, 2206, 2208, 2221(introductory paragraph) and (1), 2222(D)(introductory paragraph), 2223(F), 2243(2), 2244(A)(2), 2261(B), 2291, 2292(introductory paragraph), 2293(D)(2)(a) and (f) and (3), 2294(A)(5), 2296(B)(1), 2297(D)(8), 2302(E), 2307(G), 2308, 2313, 2314(F), 2315(A), 2316, 2326(A), 2363(B), 2364(A) and (F), and 2369(E)(1) and to repeal R.S. 22:1824(C), 2028(D)(3), 2161(A)(7), (12), (34), and (37), 2171(C)(20), (E)(17), and (G)(13), and 2303(D)(1), all relative to technical recodification of certain provisions of the Louisiana Insurance Code, including correction of citations, updates of terms and language, reorganization of provisions, elimination of obsolete or ineffective provisions, and harmonizing of inconsistent provisions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 624—

BY REPRESENTATIVE CHANEY

AN ACT

To enact R.S. 22:821(B)(34) and Part XI of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1807.1, 1807.2, and 1807.3, relative to appraisers; to require registration of certain appraisers with the Department of Insurance; to grant regulatory authority to the commissioner; to provide for a registration for certain appraisal registrations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1191— (Substitute for House Bill No. 970 by Representative Thibaut)

BY REPRESENTATIVE THIBAUT

AN ACT

To enact Subpart G-1 of Part III of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:691.1 through 691.27 and to repeal Subpart G of Part III of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:691 through 694, relative to insurance holding company systems; to provide for definitions; to provide relative to subsidiaries of insurers; to provide relative to acquisitions of domestic insurers; to provide relative to filing requirements for persons offering to acquire domestic insurers; to provide relative to public hearings in relation to denied acquisition attempts; to provide for penalties for violations of holding company laws; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DAN W. "BLADE" MORRISH
Chairman

REPORT OF COMMITTEE ON**SENATE AND GOVERNMENTAL AFFAIRS**

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

May 2, 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:

SENATE BILL NO. 106—

BY SENATOR GALLOT

AN ACT

To enact R.S. 24:31.4(E), relative to legislators; to provide for vacant property of the state to be utilized as legislative offices; to provide for a process for requests for property; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 452—

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 44:3(A)(4)(b)(viii), relative to public records; to provide with respect to records of prosecutive, investigative, and law enforcement agencies, and communications districts; to provide relative to the initial report; to provide that the photograph of any person arrested for an alleged offense shall be subject to disclosure; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 707—

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 44:2, relative to public records; to exempt certain records obtained by the Senate for the purpose of confirmation from the public records law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 372—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact R.S. 49:191(5)(n) and to repeal R.S. 49:191(4)(f), relative to the Department of State, including provisions to provide for

May 2, 2012

the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 640—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

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

Reported favorably.

HOUSE BILL NO. 746—
BY REPRESENTATIVE CHANEY
AN ACT

To enact R.S. 49:170.17, relative to state symbols; to provide for the official state boat; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 852—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 18:25(B), 104(A)(3), 109, 152(C)(2)(a), 154(C), 177(A), 402(F)(2), and (G), 427(B), 431(A)(1)(a) and (3)(a) and (B)(3), 435(A)(1), 465(E)(1)(a), 532.1(F), 562(A)(2), 591, 602(A), (B), (C), (D), (E)(1)(a), (2)(a), and (4), and (F), 604(B)(1) and (2)(a), 1284(F), 1299.1, 1300.13, 1302(2), 1307(B)(2) and (H), 1308(A)(1) and (2)(d), (e), (f), and (g), 1308.1(A), 1309(D)(1) and (E)(4), 1309.1, 1313(F)(9) and (10) and (I)(2)(a), 1314(B)(1), (C)(1)(b) and (3), and (D)(2), 1352, 1402(C), 1405(B), 1406(B), 1415(B), (C), (D), (E), and (F), 1431, 1432(A), 1433(A) and (B), and 1941(A) and (B), to enact R.S. 18:1307(B)(1)(d) and (I), 1308(A)(2)(h), (i), and (j), 1309(E)(5), 1313(F)(11), 1401(F), 1404(E), 1405(H), and 1415(G), and to repeal R.S. 18:1317, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to the authority and duties of the State Board of Election Supervisors and the secretary of state; to provide relative to voter registration; to provide relative to application for voter registration; to provide relative to notice of registration and change in registration; to provide relative to precinct registers used by the registrar of voters; to provide relative to disclosure of voter information; to provide relative to reinstatement of voter registration after suspension; to provide for election dates; to provide relative to watchers; to provide relative to courses of instruction for commissioners; to provide relative to qualifying for an election; to provide relative to nominating petitions; to provide relative to changing of precinct boundaries by parish governing authorities; to provide relative to procedures for voting during early voting and on election day; to provide relative to identification of voters; to provide for the time limits for making appointments to fill vacancies in certain offices; to provide for the time limits for issuing proclamations for special elections to fill vacancies in certain offices; to provide relative to the requirements for special elections for certain offices; to provide relative to propositions submitted to voters at certain elections; to provide relative to recall elections; to provide relative to applying to vote absentee by mail; to provide relative to procedures and requirements for voting absentee by mail; to provide relative to the transmission of absentee by mail materials; to provide relative to absentee by mail ballots; to provide relative to the counting and tabulation and recounting of absentee by mail and early voting ballots; to provide relative to the preparation of voting machines; to provide relative to absentee by mail and

early voting commissioners; to provide for the use of paper ballots; to provide relative to submission of certain changes in voting practice and procedure by political subdivisions; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 894—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 18:402(B)(2), (E)(1)(introductory paragraph) and (b) and (2)(b), and (F)(2), 1272(A), 1285(B)(1)(a), and 1300(C)(1), relative to elections; to provide for election dates; to provide for certain deadlines relative to special elections and bond, tax, and other elections at which a proposition or question is to be submitted to the voters; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 917—
BY REPRESENTATIVES BROSETT, BARROW, WESLEY BISHOP, COX, HAZEL, KATRINA JACKSON, JAMES, JEFFERSON, MONTOUCET, NORTON, ORTEGO, RICHARD, SMITH, AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 18:1308(B), relative to absentee voting by mail; to provide relative to procedures for voting absentee by mail; to provide relative to the means by which absentee voting materials may be returned to the registrar; to require certification under certain circumstances; to provide for limitations; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Reported favorably.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

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

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

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 by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 265 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 33:4769 and to"

AMENDMENT NO. 2

On page 1, line 4, change "through 1658," to "and 1652,"

AMENDMENT NO. 3

On page 1, line 5, after "condemn" delete the remainder of the line

AMENDMENT NO. 4

On page 1, line 6, delete "to provide certain" and delete line 7

AMENDMENT NO. 5

On page 1, line 8, delete "to provide for appeal process;"

AMENDMENT NO. 6

On page 1, line 9, after "attributed to" delete the remainder of the line and insert "such notice; and"

AMENDMENT NO. 7

On page 1, delete line 10

AMENDMENT NO. 8

On page 1, delete lines 13 through 17 and on page 2, delete lines 1 through 16

AMENDMENT NO. 9

On page 2, line 17, change "Section 2." to "Section 1."

AMENDMENT NO. 10

On page 2, line 18, change "through 1658" to "and 1652,"

AMENDMENT NO. 11

On page 2, line 24, delete "**and cause to be**" and on line 25 delete "**demolished or removed or repaired**"

AMENDMENT NO. 12

On page 3, line 2, delete "**REMOVAL OR REPAIR OF**"

AMENDMENT NO. 13

On page 3, line 6, after "**condemn**" delete the remainder of the line and on line 7, delete "**removed**"

AMENDMENT NO. 14

On page 3, line 10, after "**owner**" delete the remainder of the line and delete line 11

AMENDMENT NO. 15

On page 3, line 13, change "**demolition or**" to "**condemnation**"

AMENDMENT NO. 16

On page 3, line 14, delete "**removal**"

AMENDMENT NO. 17

On page 3, line 17, after "**structure**" delete the remainder of the line and insert a period "."

AMENDMENT NO. 18

On page 3, delete lines 18 through 22 and insert "**Such notice shall include a copy of the written report and a requirement for the owner to publish an announcement listing:**

(a) **Why such building or structure is blighted.**

(b) **The date when such building will be repaired and no longer considered dangerous to the public, as provided for in R.S. 40:1575(C)."**

AMENDMENT NO. 19

On page 4, delete lines 26 through 29 and insert:

"D.(1) The announcement required in Paragraph A(1) of this Section shall be published, without cost to the parish or municipality, in the official journal of the parish or municipality where the property is located on two separate days within sixty days of receipt of the notice and written report by the state fire marshal. Failure to publish such announcement shall subject the owner to a fifty dollar per day penalty, not to exceed five thousand dollars per property.

(2) Any penalties collected shall be remitted by the parish or municipality to the Louisiana Blighted Property Reclamation Revolving Loan Fund as provided for in R.S. 33:4770."

AMENDMENT NO. 20

Delete pages 5 through 10

AMENDMENT NO. 21

On page 11, delete lines 1 through 16

On motion of Senator Morrell, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 337—

BY SENATOR AMEDEE

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

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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 350 by Senator Murray

AMENDMENT NO. 1

On page 1, line 4, after "contract" insert "if approved by the registered voters of the parish"

AMENDMENT NO. 2

On page 1, line 8, after "A." insert "(1)" and after "levied" insert "**subject to the provisions of Paragraph (2) of this Subsection.**"

AMENDMENT NO. 3

On page 2, between lines 2 and 3, insert the following:

"(2) The tax shall be collected in a parish only after the question of its levy has been approved by a majority of the registered voters of the parish who vote on the proposition authorizing the tax at an election held for that purpose in accordance with the Louisiana Election Code. The election on the question of the collection of the tax in the parish shall be held at the same time as a regularly scheduled election in the parish."

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

May 2, 2012

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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 351 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact R.S. 47:551(A)" to "enact R.S. 47:551.1" and after "authorize" delete the remainder of the line, and on line 3, delete "municipality to continue the levy of" and insert: "the parishes of Jefferson and Orleans to establish an automobile rental tax district which shall be authorized to levy"

AMENDMENT NO. 2

On page 1, line 4, after "contract;" insert: "to require approval of the electorate of the district; to provide for the boundaries, governance, and powers of such districts; to provide for the use of the avails of the tax;"

AMENDMENT NO. 3

On page 1, between lines 5 and 6, insert:
"Notice of intention to introduce this Act has been published."

AMENDMENT NO. 4

On page 1, line 7, change "R.S. 47:551(A) is hereby amended and reenacted" to "R.S. 47:551.1 is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 8 through 15, and on line 16, delete "imposed directly or indirectly." and insert:

§551.1. Automobile rental tax district; parishes of Jefferson and Orleans

A.(1) The governing authorities of the parishes of Jefferson and Orleans may each create, by ordinance, an automobile rental tax district, referred to in this Section as the "district". The district shall be a political subdivision of the state as defined in the Constitution of Louisiana.

(2) The boundaries of the district shall be coterminous with the boundaries of the parish creating the district.

(3) The parish governing authority creating the district shall be the governing authority of the district.

B.(1)(a) The district is authorized to levy, beginning July 1, 2012, an automobile rental tax not to exceed two and one-half percent of the gross proceeds derived from the lease or rental of an automobile pursuant to an automobile rental contract, less any sales and use tax included in such contract. The tax shall be in addition to any tax, fee, or license imposed directly or indirectly.

(b) The tax shall be levied only after the question of its levy has been approved by a majority of the registered voters of the district who vote on the proposition authorizing the tax at an election held for that purpose in accordance with the Louisiana Election Code. The election on the question of the levy of the tax shall be held at the same time as a regularly scheduled election in the parish creating the district.

(c)"

AMENDMENT NO. 6

On page 2, delete line 6, and insert:

(2) For purposes of this Section "automobile rental contract" shall mean all agreements for the rental of an automobile without a driver designated to carry less than nine passengers for a period of not more than twenty-nine calendar days. Rental agreements for a period of more than twenty-nine calendar days shall not be subject to the tax, unless the actual

period of the rental agreement is less than twenty-nine days as a result of the exercise of a cancellation clause.

C.(1) The avails of the tax in Jefferson Parish shall be distributed as follows:

(a) One-third of the tax shall be distributed to the city of Kenner for arts and recreation.

(b) Two-thirds of the tax shall be distributed to the Jefferson Performing Arts Society for programs on the east and west bank and one-third of that amount shall be distributed to the Westwego Performing Arts Center.

(2) The avails of the tax in Orleans Parish shall be used for road repairs and beautification projects.

D. The parish governing authority creating the district shall prescribe in the ordinance creating the district any other purposes of the district. The parish that created the district and the district may enter into a cooperative endeavor agreement providing for cooperative efforts to exercise any authorized governmental function of the parish."

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

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

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

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 475 by Senator Dorsey-Colomb

AMENDMENT NO. 1

On page 2, at the beginning of line 25, change "**thirty**" to "**ninety**"

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

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 by the Committee on Judiciary B. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 517 by Senator Morrell)

BY SENATOR MORRELL

AN ACT

To enact Children's Code Article 412.1, relative to children; to require the collection and remittance of certain data; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Children's Code Article 412.1 is hereby enacted to read as follows:

Art. 412.1. Data collection and remittance

A. Each special juvenile court created by law with exclusive original juvenile jurisdiction shall biennially report, by respective section or division, to the Louisiana Supreme Court and their local district attorney and sheriff the aggregate number of preadjudication and postadjudication court interventions resulting from taking a child into custody for the alleged commission of a delinquent act for each child who is:

(1) Released to the custody of their parents or other suitable persons.

(2) Placed on probation.

(3) Committed to the custody of the Department of Public Safety and Corrections.

(4) Referred for appropriate placement at detention, shelter, or other treatment facilities.

(5) Referred to an alternative formal processing program.

B. In addition, such courts shall also report by respective section or division to the Louisiana Supreme Court and the local district attorney and sheriff the aggregate number of times each statute was allegedly violated by a child, the number of cases in which adjudicated juveniles violated probation, and the number of times a specific term of probation was violated, including but not limited to curfews, ankle bracelets, and house arrests.

C. The Louisiana Supreme Court may develop a form to be used by the courts for such reporting and provide by policy for the uniform definitions of terms so as to allow statistical analysis of the data and information submitted.

D. The local district attorney or sheriff, at their expense, may publish the data received in the official journal of the locality.

On motion of Senator Morrell, the committee substitute bill was adopted and becomes Senate Bill No. 761 by Senator Morrell, substitute for Senate Bill No. 517 by Senator Morrell.

SENATE BILL NO. 761— (Substitute of Senate Bill No. 517 by Senator Morrell)

BY SENATOR MORRELL

AN ACT

To enact Children's Code Article 412.1, relative to children; to require the collection and remittance of certain data; and to provide for related matters.

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

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 by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 519 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "407(A)" delete the remainder of the line and insert "and 412(A) and (H)(1), relative to juvenile"

AMENDMENT NO. 2

On page 1, line 6, after "407(A)" delete the remainder of the line and insert "and 412(A) and (H)(1) are hereby amended and"

AMENDMENT NO. 3

On page 2, delete lines 5 through 24 and insert

"H. The district attorney, law enforcement agency, or court may release to the public the following identifying information concerning an alleged or adjudicated delinquent child, provided the child was at least fourteen years old at the commission of the delinquent act:

(1) The name, age, and delinquent act for which the child is being charged whenever, in accordance with Article Articles 813 or 820, the court has found probable cause that the child committed a crime of violence as defined by R.S. 14:2(B) or a second or subsequent felony-grade offense.

* * *

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

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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 574 by Senator Gallot

AMENDMENT NO. 1

On page 2, line 3, after "B." delete the remainder of the line, delete lines 4 through 7 in their entirety, and insert the following:

"(1) Upon the expiration of the period allowed for redemption, any tax sale purchaser whose tax sale certificate was not redeemed shall be required to file an affidavit in the conveyance records of the parish within sixty days of the date of expiration. The affidavit shall be accompanied by a date stamped copy of the tax sale purchaser's tax sale certificate and shall note the redemption period expiration date, with such date being calculated from the original filing date stamped upon the attached tax sale certificate.

(2) Upon receipt of such affidavit from the recorder of conveyances, the assessor shall remove from the tax roll the name or names of any person or persons not listed as a purchaser on the tax sale certificate accompanying the affidavit. From that date forward, the tax sale property shall be assessed solely in the name of and taxes paid by the tax sale purchaser or purchasers.

(3) Failure to assess the property in the name of the tax sale purchaser shall not affect the validity of the tax sale, nor extend the period allowed for redemption."

AMENDMENT NO. 2

On page 2, delete lines 27 through 29 in their entirety and insert the following: "During the period allowed for redemption, except as provided for by R.S. 47:2158, the tax sale purchaser shall not be liable for the tax sale property, or for the payment of taxes due thereon."

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

May 2, 2012

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

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 by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 605 by Senator Gallot

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:" insert "2121(B)," and at the end of line 2, delete "to" and delete line 3, and insert: "to repeal R.S. 47:2122(10), 2124(A), 2156, 2287(A), 2289(B), and 2290(B),"

AMENDMENT NO. 2

On page 1, delete line 5

AMENDMENT NO. 3

On page 1, line 11, after "R.S. 47:" insert "2121(B),"

AMENDMENT NO. 4

On page 1, line 12, delete "and R.S. 47:1993(D)(3) and 2153(B)(8) are hereby enacted,"

AMENDMENT NO. 5

On page 1, delete lines 14 through 17, and on page 2, delete lines 1 through 10

AMENDMENT NO. 6

On page 2, between lines 10 and 11, insert:
"\$2121. Purpose; principles; property rights
* * *

B. Effect of tax sale on property interest. No tax sale shall transfer or terminate the property interest of any person in tax sale property or adjudicated property until that person has been duly notified and both the redemptive period and any right held by that person to assert a payment or redemption nullity under R.S. 47:2286 have terminated.
* * *

AMENDMENT NO. 7

On page 2, line 22, after "(C)" delete the remainder of the line, delete lines 23 and 24, and insert a period "."

AMENDMENT NO. 8

On page 5, delete lines 25 through 30

AMENDMENT NO. 9

On page 5, line 31, change "(c)" to "(b)"

AMENDMENT NO. 10

On page 6, line 2, after "(a)" delete the remainder of the line, and delete lines 3 and 4, and insert: "**No later than the first Monday of March of each year, or as soon thereafter as possible, the tax collector shall search the mortgage and conveyance records of tax sale eligible property to identify its tax sale parties.**"

AMENDMENT NO. 11

On page 6, line 5, after "(b)" delete the remainder of the line, at the beginning of line 6, delete "**as soon thereafter as possible prior to the sale,**" and insert "**Prior to the tax sale**"

AMENDMENT NO. 12

On page 7, delete lines 17 and 18 in their entirety

AMENDMENT NO. 13

On page 7, line 20, delete "**No**" and delete line 21, and insert: "**Between thirty days and fourteen days prior to the opening day of the tax sale,** the tax collector"

AMENDMENT NO. 14

On page 7, line 22, change "**twice**" to "**once**" and after "notice" insert "**in the official journal of the political subdivision**"

AMENDMENT NO. 15

On page 7, delete lines line 26 through 27, and at the beginning of line 28, delete "**43:203(2).**"

AMENDMENT NO. 16

On page 8, line 27, after "redeemed."" delete the remainder of the line

AMENDMENT NO. 17

On page 8, between lines 27 and 28, insert:
" * * *

AMENDMENT NO. 18

On page 8, delete lines 28 and 29, and on page 9, delete lines 1 through 4

AMENDMENT NO. 19

On page 9, delete lines 5 through 7, and insert:
"**C. (1) In the absence of providing actual notice of the sale to a tax sale party, including a transferee, or alternatively demonstrating a reasonable effort to provide notice, where the name and address of the tax sale party were reasonably ascertainable, or where the transfer was recorded after the tax collector completed his pre-sale tax sale party research, the tax collector shall cancel the sale of the property and refund the tax sale purchaser the tax sale purchase price.**"

AMENDMENT NO. 20

On page 10, delete lines 18 through 21

AMENDMENT NO. 21

On page 10, line 22, after "**each**" insert "**transferred**"

AMENDMENT NO. 22

On page 11, line 3, change "**4:30**" to "**8:00**"

AMENDMENT NO. 23

On page 11, at the bottom of the page, change "Section 2. R.S. 47:2122(10) and 2156 are repealed in their entirety." to:
"Section 2. R.S. 47:2122(10), 2124(A), 2156, 2287(A), 289(B), and 2290(B) are hereby repealed."

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

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

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

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

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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 687 by Senator Perry

AMENDMENT NO. 1

On page 1, delete line 2 and insert the following:

"To amend and reenact R.S. 14:98(B)(1) and (2), (C)(1) and (3), (D)(1)(a) and (b)(i), and (E)(1)(b)(i), and to enact R.S. 14:98(B)(3), (C)(4), (D)(4), and (E)(5), relative to the"

AMENDMENT NO. 2

On page 1, delete lines 7 and 8 and insert the following:

"Section 1. R.S. 14:98(B)(1) and (2), (C)(1) and (3), (D)(1)(a) and (b)(i), and (E)(1)(b)(i) are hereby amended and reenacted, and R.S. 14:98(B)(3), (C)(4), (D)(4), and (E)(5) are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 11 through 17, and on page 2, delete lines 1 through 18, and insert the following:

"B.(1) On a first conviction, notwithstanding any other provision of law to the contrary, the offender shall be fined not less than three hundred dollars nor more than one thousand dollars, and shall be imprisoned for not less than ~~ten days~~ **forty-eight hours** nor more than six months, **and shall be ordered to undergo an evaluation**

and, at the discretion of the court, participate in a treatment program as provided in Paragraph (3) of this Subsection. Forty-eight hours of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. Imposition or execution of **the remainder of the** sentence shall not be suspended unless:

(a) The offender is placed on probation with a minimum condition that he serve two days in jail, **undergo an evaluation and treatment as provided in Paragraph (1) of this Subsection**, and participate in a court-approved substance abuse program **pursuant to Subparagraph (3)(a) of this Subsection**, and participate in a court-approved driver improvement program; or

(b) The offender is placed on probation with a minimum condition that he perform four eight-hour days of court-approved community service activities, at least half of which shall consist of participation in a litter abatement or collection program, **undergo an evaluation and treatment as provided in Paragraph (1) of this Subsection**, participate in a court-approved substance abuse program **pursuant to Subparagraph (3)(a) of this Subsection**, and participate in a court-approved driver improvement program. An offender, who participates in a litter abatement or collection program pursuant to this Subparagraph, shall have no cause of action for damages against the entity conducting the program or supervising his participation therein, including a municipality, parish, sheriff, or other entity, nor against any official, employee, or agent of such entity, for any injury or loss suffered by him during or arising out of his participation in the program, if such injury or loss is a direct result of the lack of supervision or act or omission of the supervisor, unless the injury or loss was caused by the intentional or grossly negligent act or omission of the entity or its official, employee, or agent."

AMENDMENT NO. 4

On page 2, delete line 28 and insert "**Three days of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence.**"

AMENDMENT NO. 5

On page 3, line 8, after "**six months.**" delete the remainder of the line and insert "**Five days of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence.**"

AMENDMENT NO. 6

On page 3, delete line 9

AMENDMENT NO. 7

On page 3, delete lines 22 through 29, delete page 4 in its entirety, and on page 5, delete lines 1 through 7, and insert the following:

"(3)(a) The evaluation required by Paragraph (1) of this Subsection shall be conducted by the Department of Health and Hospitals, office of behavioral health, or by a licensed mental health professional, either as an independent practitioner or as an employee of a provider agency, acting within the scope of his practice, to determine the nature and extent of the offender's substance use disorder. The Department of Health and Hospitals, office of behavioral health, shall maintain information regarding best practices for the treatment of such substance use disorders, and shall publish such information on its website. Each licensed mental health professional conducting the evaluation required by this Paragraph shall follow the best practices published by the Department of Health and Hospitals, office of behavioral health.

(b) The Department of Health and Hospitals, office of behavioral health, shall establish and maintain on its website a registry of licensed mental health professionals who are willing to provide such evaluation services.

(c) The licensed mental health professional shall recommend a treatment plan based upon the evaluation, and the offender shall comply with such treatment plan. Any treatment plan recommended pursuant to Paragraph (1) of this Subsection may include either treatment in a licensed inpatient or residential facility or participation in substance abuse treatment in an alcohol and drug abuse program provided by a drug division

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subject to the applicable provisions of R.S. 13:5301 et seq., if the offender is otherwise eligible to participate in such program.

(d) It shall be the responsibility of the offender to obtain the evaluation and treatment. All costs of evaluation and treatment shall be borne by the offender, unless the offender has been declared indigent.

C.(1) On a conviction of a second offense, notwithstanding any other provision of law to the contrary except as provided in Paragraph (3) of this Subsection, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than ~~seven hundred fifty~~ **one thousand** dollars, nor more than ~~one two~~ thousand dollars, and shall be imprisoned for not less than thirty days nor more than six months, **and shall be ordered to undergo an evaluation and participate in a treatment program as provided in Paragraph (4) of this Subsection.** At least ~~forty-eight hours~~ **fifteen days** of the sentence imposed shall be served without benefit of parole, probation, **home incarceration,** or suspension of sentence. **Upon completion of the portion of the sentence imposed without benefit of parole, probation, home incarceration, or suspension of sentence, nothing** ~~Nothing~~ herein shall prohibit a court from sentencing a defendant to home incarceration, if otherwise allowed under the provisions of Article 894.2 of the Code of Criminal Procedure. Imposition or execution of the remainder of the sentence shall not be suspended unless:

(a) The offender is placed on probation with a minimum condition that he serve fifteen days in jail, **undergo an evaluation and treatment as provided in Paragraph (1) of this Subsection,** and participate in a court-approved substance abuse program **pursuant to Subparagraph (4)(a) of this Subsection** and participate in a court-approved driver improvement program; or

(b) The offender is placed on probation with a minimum condition that he perform thirty eight-hour days of court-approved community service activities, at least half of which shall consist of participation in a litter abatement or collection program. **undergo an evaluation and treatment as provided in Paragraph (1) of this Subsection,** and participate in a court-approved substance abuse program **pursuant to Subparagraph (4)(a) of this Subsection,** and participate in a court-approved driver improvement program. An offender, who participates in a litter abatement or collection program pursuant to this Subparagraph, shall have no cause of action for damages against the entity conducting the program or supervising his participation therein, including a municipality, parish, sheriff, or other entity, nor against any official, employee, or agent of such entity, for any injury or loss suffered by him during or arising out of his participation therein, if such injury or loss is a direct result of the lack of supervision or act or omission of the supervisor, unless the injury or loss was caused by the intentional or grossly negligent act or omission of the entity or its official, employee, or agent."

AMENDMENT NO. 8

On page 5, at the beginning of line 8, change "(3)(a)" to "(3)(a)"

AMENDMENT NO. 9

On page 5, delete lines 23 through 29, delete pages 6 through 8 in their entirety, and on page 9, delete lines 1 through 7, and insert the following:

"(4)(a) The evaluation required by Paragraph (1) of this Subsection shall be conducted by the Department of Health and Hospitals, office of behavioral health, or by a licensed mental health professional, either as an independent practitioner or as an employee of a provider agency, acting within the scope of his practice, to determine the nature and extent of the offender's substance use disorder. The Department of Health and Hospitals, office of behavioral health, shall maintain information regarding best practices for the treatment of such substance use disorders, and shall publish such information on its website. Each licensed mental health professional conducting the evaluation required by this Paragraph shall follow the best practices published by the Department of Health and Hospitals, office of behavioral health.

(b) The Department of Health and Hospitals, office of behavioral health, shall establish and maintain on its website a registry of licensed mental health professionals who are willing to provide such evaluation services.

(c) The licensed mental health professional shall recommend a treatment plan based upon the evaluation, and the offender shall comply with such treatment plan. Any treatment plan recommended pursuant to Paragraph (1) of this Subsection may include either treatment in a licensed inpatient or residential facility or participation in substance abuse treatment in an alcohol and drug abuse program provided by a drug division subject to the applicable provisions of R.S. 13:5301 et seq., if the offender is otherwise eligible to participate in such program.

(d) It shall be the responsibility of the offender to obtain the evaluation and treatment. All costs of evaluation and treatment shall be borne by the offender, unless the offender has been declared indigent.

D.(1)(a) On a conviction of a third offense, notwithstanding any other provision of law to the contrary and regardless of whether the offense occurred before or after an earlier conviction, the offender shall be imprisoned with or without hard labor for not less than ~~one year~~ **three years** nor more than ~~five ten~~ years and shall be fined two thousand dollars. One year of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. The court, in its discretion, may suspend all or any part of the remainder of the sentence of imprisonment. If any portion of the sentence is suspended, the offender shall be placed on supervised probation with the Department of Public Safety and Corrections, division of probation and parole, for a period of time equal to the remainder of the sentence of imprisonment, which probation shall commence on the day after the offender's release from custody.

(b) Any offender placed on probation pursuant to the provisions of this Subsection shall be required as a condition of probation to participate in thirty eight-hour days of court-approved community service activities and to submit to and complete either of the following requirements:

(i) To immediately undergo an evaluation by **a licensed mental health professional, who is an employee of the Department of Health and Hospitals, office of behavioral health, following the best practices published by the office of behavioral health,** to determine the nature and extent of the offender's substance abuse disorder and to participate in any treatment plan recommended by the office of behavioral health, including treatment in an inpatient facility approved by the office for a period of not less than four weeks followed by outpatient treatment services for a period not to exceed twelve months, **or as determined by medical necessity criteria.**

* * *

(4) It shall be the responsibility of the offender to obtain the evaluation and treatment. All costs of evaluation and treatment shall be borne by the offender, unless the offender has been declared indigent.

E.(1)(a)

* * *

(b) Any offender placed on probation pursuant to the provisions of this Subsection shall be required, as a condition of probation, to participate in forty eight-hour days of court-approved community service activities and to submit to and complete either of the following requirements:

(i) To immediately undergo an evaluation by **a licensed mental health professional, who is an employee of the Department of Health and Hospitals, office of behavioral health, following the best practices published by the office of behavioral health,** to determine the nature and extent of the offender's substance abuse disorder and to participate in any treatment plan recommended by the office of behavioral health, including treatment in an inpatient facility approved by the office for a period of not less than four weeks followed by outpatient treatment services for a period not to exceed twelve months, **or as determined by medical necessity criteria.**

* * *

(5) It shall be the responsibility of the offender to obtain the evaluation and treatment. All costs of evaluation and treatment shall be borne by the offender, unless the offender has been declared indigent."

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

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules to pass over House Bills Reported by Committee.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 1—
BY SENATOR LONG

AN ACT

To 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 funded from such earnings; and to provide for related matters.

On motion of Senator Alario, the bill was recommitted to the Committee on Finance.

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.

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. 7 by Senator Guillory

AMENDMENT NO. 1
On page 2, lines 12, 13, 14, 16, and 18 change "month" to "months"

AMENDMENT NO. 2
On page 3, line 18, following "(2)" and before "If" delete "(a)"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Donahue	Heitmeier
Gallot	Riser
Total - 4	

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

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.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed Senate Bill No. 9 by Senator Guillory

AMENDMENT NO. 1
On page 2, line 10, delete "calendar"

On motion of Senator Guillory, 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. 9 by Senator Guillory

AMENDMENT NO. 1
On page 1, line 16, change "8%" to "9.25%"

AMENDMENT NO. 2
On page 2, line 1, change "4%" to "5%"

On motion of Senator Cortez, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Total - 35		

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NAYS

Total - 0

ABSENT

Donahue Heitmeier
Gallot Riser

Total - 4

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Gallot Martiny
Heitmeier Riser

Total - 4

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

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.

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. 14 by Senator Guillory

AMENDMENT NO. 1

On page 2, line 24, following "shall" and before "to" change "only apply" to "apply only"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Gallot Martiny
Heitmeier Riser

Total - 4

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

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.

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. 22 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 7, following "R.S. 11:2174(B)" delete "is" and insert "(1)(b)(iv) and (d) are"

AMENDMENT NO. 2

On page 1, line 11, following "B." insert "(1)"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Gallot	Heitmeier	Riser
Total - 3		

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

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.

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. 35 by Senator Guillory

AMENDMENT NO. 1

On page 6, line 27, following "**described in**" delete "**IRC**"

AMENDMENT NO. 2

On page 6, line 28, at the beginning of the line, change "**§414(u)**" to "**Section 414(u) of the Internal Revenue Code**"

AMENDMENT NO. 3

On page 7, line 2, following "**accordance with**" delete "**IRC**"

AMENDMENT NO. 4

On page 7, line 3, at the beginning of the line, change "**§401(a)(37)**" to "**Section 401(a)(37) of the Internal Revenue Code**"

AMENDMENT NO. 5

On page 7, line 10, following "**under**" change "**IRC §414(u)**" to "**Section 414(u) of the Internal Revenue Code**"

AMENDMENT NO. 6

On page 7, line 12, following "**terms of**" and before "**shall**" change "**IRC §414(u)**" to "**Section 414(u) of the Internal Revenue Code**"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Gallot	Heitmeier	Riser
Total - 3		

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

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.

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

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.

The bill was read by title. Senator Guillory 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	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson

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Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Gallot	Heitmeier	Riser
Total - 3		

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

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.

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. 38 by Senator Guillory

AMENDMENT NO. 1

On page 2, line 19, following "compensation" delete "1"

AMENDMENT NO. 2

On page 3, line 10, following "for the" and before "allowance" delete "said"

AMENDMENT NO. 3

On page 3, line 12, following "Attained" and before "the" delete "of"

AMENDMENT NO. 4

On page 4, lines 14 and 15, change "R.S. 11:201 through 224" to "R.S. 11:202 through 225"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed Senate Bill No. 38 by Senator Guillory

AMENDMENT NO. 1

On page 4, lines 14 and 15, change "R.S. 11:201 through 224" to "Subpart E of Part II of Chapter 3 of Subtitle I of this Title"

On motion of Senator Guillory, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Gallot	Heitmeier	Riser
Total - 3		

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

SENATE BILL NO. 41—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:542.1.2, relative to the Louisiana State Employees' Retirement System; to provide for benefits 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.

On motion of Senator Alario, the bill was recommitted to the Committee on Finance.

SENATE BILL NO. 49—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:1732(22) and (23) and 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.

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. 49 by Senator Guillory

AMENDMENT NO. 1

On page 2, line 1, following "in Part III" and before "." insert "of this Chapter"

AMENDMENT NO. 2

On page 2, line 6, following "Part IV" and before "." "Plan B" insert "of this Chapter"

AMENDMENT NO. 3

On page 3, lines 11, 13, 14, 15, and 17 change "month" to "months"

AMENDMENT NO. 4

On page 6, lines 5, 7, 8, 9, and 11 change "month" to "months"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Morrish
Adley	Dorsey-Colomb	Murray
Allain	Erdey	Nevers
Amedee	Guillory	Peacock
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	
Total - 32		

NAYS

Total - 0

ABSENT

Donahue	Perry	White
Gallot	Riser	
Heitmeier	Ward	
Total - 7		

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

SENATE BILL NO. 79—

BY SENATOR MORRISH

AN ACT

To enact R.S. 32:388(B)(1)(b)(iv), 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.

The bill was read by title. Senator Morrish 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	Nevers
Allain	Erdey	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Gallot	Heitmeier	Riser
Total - 3		

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

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.

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. 168 by Senator Gary Smith

AMENDMENT NO. 1

On page 2, lines 5, 9 and 14, following "and" and before "for" change "may be subjected to a driver's license suspension" to "the department may suspend the offender's driver's license"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Smith, G.
Brown	Long	Smith, J.
Buffington	Martiny	Tarver
Chabert	Mills	Thompson
Cortez	Morrell	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White
Total - 36		

NAYS

Claitor
Total - 1

ABSENT

Gallot	Heitmeier
Total - 2	

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

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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 provide for review of filed information by the commissioner of insurance; 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. 207 by Senator Morrish

AMENDMENT NO. 1

On page 4, line 28, following "otherwise" change "do" to "does"

AMENDMENT NO. 2

On page 5, line 27, following "and" and before "costs" change "nonclaims" to "non-claims"

AMENDMENT NO. 3

On page 7, lines 12 and 13, following "public on a" and before "website" change "department of insurance" to "Department of Insurance"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Gallot	Heitmeier
Total - 2	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Heitmeier	Perry	Peterson
Total - 3		

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

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.

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. 284 by Senator Cortez

AMENDMENT NO. 1

On page 2, line 10, following "Community College" insert ";

AMENDMENT NO. 2

On page 2, line 11, following "and" and before "all" change "on this date" to ", on this date,"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, Murray, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Heitmeier Total - 1

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

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, subject to voter approval; 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.

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

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.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 338 by Senator Appel

AMENDMENT NO. 1

On page 1, line 13, change "protest" to "challenge"

On motion of Senator Appel, 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

Table with 3 columns: Name, Dorsey-Colomb, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, Murray, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Heitmeier Total - 1

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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward.

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Crowe	Morrish	White
Donahue	Murray	
Total - 38		
	NAYS	
Total - 0		
	ABSENT	
Heitmeier		
Total - 1		

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

SENATE BILL NO. 420—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 9:2780.1(D), 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 contract provisions; to provide relative to motor carrier transportation contracts; to provide for application of certain laws; 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. 420 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, following "(D)," and before "enact" insert "to"

On motion of Senator Martiny, 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	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Heitmeier
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed and 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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

NAYS

Total - 0

ABSENT

Heitmeier
Total - 1

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

SENATE BILL NO. 479—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact the introductory paragraph of R.S. 41:140(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.

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	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Johns	Riser
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Crowe	Morrell	Ward

Donahue	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 34		

NAYS

Claitor	Cortez	Peterson
Total - 3		

ABSENT

Adley	Heitmeier	
Total - 2		

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

SENATE BILL NO. 507—

BY SENATOR MORRELL

AN ACT

To enact R.S. 17:176(H) and (I), relative to extracurricular interscholastic athletic activities; to provide relative to participation by student athletes in certain activities; 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	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	
Dorsey-Colomb	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Heitmeier	White
Crowe	Nevers	
Total - 5		

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

SENATE BILL NO. 521—

BY SENATOR JOHNS

AN ACT

To amend and reenact the heading of R.S. 23:642 and 642, relative to employment; to prohibit a parish or municipality from establishing certain minimum, mandatory leave days; 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. 521 by Senator Johns

AMENDMENT NO. 1

On page 1, line 2, following "and 642" and before ",," insert "(A)(2), (3), and (B)"

AMENDMENT NO. 2

On page 1, line 6, following "and 642" and before "are" insert "(A)(2), (3), and (B)"

On motion of Senator Martiny, 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

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Johns	Riser
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Crowe	Heitmeier
Total - 2	

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

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. 23:1019 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.

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

SENATE BILL NO. 589—

BY SENATOR LAFLEUR

AN ACT

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

May 2, 2012

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 589 by Senator LaFleur

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 9, after "(F)" delete "is" and insert "and (G) are"

AMENDMENT NO. 3

On page 2, between lines 6 and 7 insert the following:

"F. For the first thirty-six months of operation, all revenue generated by the assets of the district shall be dedicated to the operation and maintenance of, equipment for, and improvements to the district."

AMENDMENT NO. 4

On page 2, line 7, change "F." to "G."

AMENDMENT NO. 5

On page 2, line 20, after "parks" delete the comma "," and delete the remainder of the line and delete lines 21 and 22 and insert a period "."

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Peacock
Adley Gallot Perry
Allain Guillory Peterson
Amedee Johns Riser
Appel Kostelka Smith, G.
Broome LaFleur Smith, J.
Brown Long Tarver
Buffington Martiny Thompson
Chabert Mills Walsworth
Claitor Morrell Ward
Cortez Morrish White
Crowe Murray
Dorsey-Colomb Nevers
Total - 37

NAYS

Total - 0

ABSENT

Donahue Heitmeier
Total - 2

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Johns Riser
Broome Kostelka Smith, G.
Brown LaFleur Smith, J.
Buffington Long Tarver
Chabert Martiny Thompson
Claitor Mills Walsworth
Cortez Morrell Ward
Crowe Morrish White
Donahue Murray
Total - 38

NAYS

Total - 0

ABSENT

Heitmeier
Total - 1

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

SENATE BILL NO. 612

BY SENATOR JOHNS AN ACT

To amend and reenact R.S. 23:151 and 183, relative to the employment of minors; to provide for certain exceptions; to provide for employment certificates; and to provide for related matters.

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

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.

Floor Amendments

Senator Erdey proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Erdey to Engrossed Senate Bill No. 673 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 2, change "302.41.1" to "322.21.1"

AMENDMENT NO. 2

On page 1, line 8, change "302.41.1" to "322.21.1"

AMENDMENT NO. 3

On page 1, line 9, change "302.41.1" to "322.21.1"

AMENDMENT NO. 4

On page 1, line 11, change "302" to "321"

AMENDMENT NO. 5

On page 2, at the end of line 18, insert the following: "The monies in the fund may also be pledged to secure the repayment of bonds, notes, or other evidences of indebtedness, including any renewals, extensions, or refundings thereof, issued by the Juban Crossing Economic Development District in order to provide funds for the purposes as provided in this Subsection, including necessary and incidental expenses in connection with the issuance of the obligations, the payment of principal and interest on the obligations of the Juban Crossing Economic Development District, the establishment of reserves to secure such obligations, and all other purposes and expenditures of the district incident to and necessary or convenient to carry out its public functions and any credit enhancement for said obligations.

D. If the monies in the fund are pledged by the Juban Crossing Economic Development District to secure the repayment of bonds, notes or other evidence of indebtedness, deposits to the fund shall cease after all bonds, notes, and other evidences of indebtedness of the district, including refunding bonds are paid in full as to both principal and interest, and the fund shall cease to exist.

E. The amount of the state's funding commitment herein shall not exceed a total of forty-five million dollars.

F. The Department of Revenue shall determine the amount of the avails of the tax imposed by R.S. 47:321 and as defined by R.S. 47:301 from within the geographic boundaries of the Juban Crossing Economic Development District and shall report the amount to the state treasury. As compensation for its obligations hereunder, the Department of Revenue is authorized and directed to withhold from said avails each month an amount equal to one percent of such avails, not to exceed in the aggregate ten thousand dollars within any fiscal year."

On motion of Senator Erdey, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Johns	Riser
Appel	LaFleur	Smith, G.
Broome	Long	Smith, J.
Brown	Martiny	Tarver
Buffington	Mills	Thompson
Chabert	Morrell	Walsworth
Cortez	Morrish	Ward
Crowe	Murray	White
Dorsey-Colomb	Nevers	
Total - 35		

NAYS

Claitor	Donahue
Total - 2	

ABSENT

Heitmeier	Kostelka
Total - 2	

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

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.

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. 693 by Senator Morrell

AMENDMENT NO. 1

On page 3, line 26, following "price" and before "the" change "; provided, however, that" to ". However,"

AMENDMENT NO. 2

On page 4, line 7, change "only provided where" to "provided only when"

AMENDMENT NO. 3

On page 4, line 11, change "only provided where" to "provided only when"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gallot	Peterson
Allain	Johns	Smith, G.
Broome	LaFleur	Smith, J.
Buffington	Mills	Tarver
Chabert	Morrell	Thompson
Dorsey-Colomb	Morrish	White
Erdey	Murray	
Total - 20		

NAYS

Mr. President	Crowe	Peacock
Amedee	Donahue	Perry
Appel	Guillory	Riser
Brown	Kostelka	Walsworth
Claitor	Long	Ward
Cortez	Nevers	
Total - 17		

ABSENT

Heitmeier	Martiny
Total - 2	

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

May 2, 2012

SENATE BILL NO. 699—
BY SENATOR MURRAY

AN ACT

To enact R.S. 38:330.12, relative to the New Orleans Lakefront Airport and other such non-flood protection assets, functions, and activities; to provide relative to the ownership, governance, management, and maintenance of the airport and other such non-flood assets, functions, and activities; 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. 699 by Senator Murray

AMENDMENT NO. 1

On page 1, line 16, following "connected" and before "2" change "therewith" to "thereto"

AMENDMENT NO. 2

On page 3, line 5, following "Section" and before "which" delete "2"

On motion of Senator Martiny, the amendments were adopted.

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

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	Long	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Heitmeier	Martiny
Total - 2	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Morrish	Ward
Donahue	Riser	
Heitmeier	Walsworth	
Total - 7		

The Chair declared the bill was passed and ordered it sent to the House. Senator Murray 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 White asked that Senate Bill No. 305 be called from the Calendar.

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, subject to voter approval; 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.

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. 305 by Senator White

AMENDMENT NO. 1

On page 1, line 2, following "and to" and before "Article" change "enact" to "add"

AMENDMENT NO. 2

On page 1, line 12, following "and to" and before "Article" change "enact" to "add"

AMENDMENT NO. 3

On page 4, line 17, following "provisions of" change "Paragraph (1) of this Subsection" to "Subparagraph (1) of this Paragraph"

AMENDMENT NO. 4

On page 4, line 18, following "such" and before "to" change "Paragraph" to "Subparagraph"

AMENDMENT NO. 5

On page 4, line 20, change "Paragraph (1) of this Subsection" to "Subparagraph (1) of this Paragraph"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator White proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator White to Engrossed Senate Bill No. 305 by Senator White

AMENDMENT NO. 1

On page 2, line 8, after "electors" delete the remainder of the line and at the beginning of line 9, delete "district from" and insert "of the parish in"

On motion of Senator White, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Perry
Adley	Guillory	Peterson
Allain	Johns	Riser
Amedee	Kostelka	Smith, G.
Appel	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Nevers	
Donahue	Peacock	
Total - 34		

NAYS

Broome	Gallot
Dorsey-Colomb	Murray
Total - 4	

ABSENT

Heitmeier
Total - 1

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

Explanation of Vote

Senator Peterson stated she intended to vote nay on Senate Bill No. 305, and asked that the Official Journal so state.

Called from the Calendar

Senator Morrish asked that Senate Bill No. 251 be called from the Calendar.

SENATE BILL NO. 251—
BY SENATOR MORRISH

AN ACT

To enact Part II-A of Chapter 7 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1931 through 1942, relative to insurance fraud; to provide definitions; to prohibit insurance fraud; to provide for civil actions and monetary penalties; to provide with respect to civil investigative demand and deposition; and to provide for related matters.

On motion of Senator Morrish the bill was read by title and recommitted to the Committee on Insurance.

Called from the Calendar

Senator Riser asked that Senate Bill No. 533 be called from the Calendar.

SENATE BILL NO. 533—
BY SENATOR MILLS

AN ACT

To amend and reenact the introductory paragraph of R.S. 14:98(B)(1), (B)(1)(a) and (b), (C)(1), (D)(1)(b)(i), and (E)(1)(b)(i), and to enact R.S. 14:98(B)(3), (C)(4), (D)(4), and (E)(4), relative to the crime of operating a vehicle while intoxicated; to provide relative to penalties for operating a vehicle while intoxicated; to require a person convicted of operating a vehicle while intoxicated to be evaluated to determine the nature and extent of the offender's substance use disorder and to participate in a treatment plan; and to provide for related matters.

On motion of Senator Riser the bill was read by title and recommitted to the Committee on Finance.

Called from the Calendar

Senator Morrish asked that Senate Bill No. 751 be called from the Calendar.

SENATE BILL NO. 751— (Substitute of Senate Bill No. 335 by Senator Morrish)

BY SENATORS MORRISH AND PEACOCK

AN ACT

To amend and reenact R.S. 32:1256 and to enact R.S. 32:1256.1, relative to the Louisiana Motor Vehicle Commission; to provide relative to recreational product shows; 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. 751 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 15, following "Section," and before "that" change "provided" to "except"

May 2, 2012

AMENDMENT NO. 2

On page 3, line 3, following "products" and before "is a part" change "which" to "that"

On motion of Senator Martiny, 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. 751 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, change "and" to a comma "," and between "32:1256.1," and "relative" insert "and to repeal Chapter 15, Subpart 1, Part V of Title 46 of the Louisiana Administrative Code, comprised of Sections 1501 through 1515,"

On motion of Senator Morrish, 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. 751 by Senator Morrish

AMENDMENT NO. 1

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

"(2) When used in this Section, the following words and phrases have the meaning ascribed to them in this Paragraph:

(a) "Fairs or Festivals" means a bona fide event sponsored by any governmental agency, office, or department, or any non-profit organization, chartered under the laws of this state.

(b) "National show" means a controlled event where recreational products are shown by dealers, distributors, or manufacturers in conjunction with a fishing tournament or other outdoor event with participants from two or more states.

(c) "Nonresident or non-Louisiana" means a dealer, distributor, or manufacturer who holds a current license in another state.

(d) "Producer" means a person who alone or with others assumes the financial responsibility of a recreational product show at which recreational products are displayed by dealers, manufacturers, or distributors.

(e) "Rally" means an event held and organized by recreational product clubs of specific products owners or manufacturers of specific products where owners of such products are members of the club and are invited to participate in the event.

(f) "Regional show" means a recreational product show in which the producer's initial invitation for participation is limited to Louisiana-licensed dealers, distributors, or manufacturers and whose subsequent invitations for participation may include a nonresident dealer, distributor, or manufacturer to display a recreational product which is not displayed by a participating Louisiana-licensed dealer, distributor, or manufacturer.

(g) "Show or recreational product show" means a controlled event at which a producer charges or barter for booth space or charges spectator entrance, or both, and where three or more recreational product dealers, distributors, or manufacturers exhibit recreational products. It does not include a "rally."

AMENDMENT NO. 2

On page 2, line 25, after "address," delete "and"

AMENDMENT NO. 3

On page 2, line 26, after "domicile" insert ", and a fee of one hundred dollars"

AMENDMENT NO. 4

On page 2, line 27, after "Paragraphs" change "(1), (2), and (3)" to "(1) and (2)"

AMENDMENT NO. 5

On page 2, line 29, after "state" delete the remainder of the line and insert "."

AMENDMENT NO. 6

On page 3, delete line 1

AMENDMENT NO. 7

On page 3, line 2, after "apply to" insert "a rally or"

AMENDMENT NO. 8

On page 3, line 3, before "fair" insert "bona fide"

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Murray, etc.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Heitmeier, Johns. Lists Donahue, Total - 3.

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

Called from the Calendar

Senator Mills asked that Senate Bill No. 216 be called from the Calendar.

SENATE BILL NO. 216— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1103(7) and (12)(e), relative to mental health counselors; to provide with respect to certain definitions for the Mental Health Counselors Licensing Act; 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. 216 by Senator Mills

AMENDMENT NO. 1

On page 1, line 13, following "counselor," and before "is" change "which" to "that"

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. 216 by Senator Mills

AMENDMENT NO. 1

On page 2, line 2, after "Section," insert "when medication may be indicated."

AMENDMENT NO. 2

On page 2, delete lines 6 and 7, and insert in lieu the following: "an advanced practice registered nurse licensed by the Louisiana State Board of Nursing who is certified as a psychiatric nurse practitioner"

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

Total - 38

NAYS

Total - 0

ABSENT

Heitmeier
Total - 1

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.

Called from the Calendar

Senator Perry asked that Senate Bill No. 489 be called from the Calendar.

SENATE BILL NO. 489—
BY SENATOR PERRY

AN ACT

To amend and reenact the introductory paragraph of R.S. 32:668(A), relative to hearing procedures following revocation or denial of drivers' licenses; to provide relative to testimony of law enforcement officers; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Nevers
Adley Erdey Peacock
Allain Guillory Perry
Amedee Johns Riser
Appel LaFleur Smith, J.
Broome Long Tarver
Buffington Martiny Walsworth
Chabert Mills White
Cortez Morrell
Crowe Morrish
Total - 28

NAYS

Brown Gallot Peterson
Claitor Kostelka Smith, G.
Dorsey-Colomb Murray Thompson
Total - 9

ABSENT

Heitmeier Ward
Total - 2

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

Called from the Calendar

Senator Guillory asked that Senate Bill No. 749 be called from the Calendar.

SENATE BILL NO. 749— (Substitute of Senate Bill No. 51 by Senator Guillory)

BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:441(A)(1)(introductory paragraph) and (2)(a)(introductory paragraph) and (b)(introductory paragraph), and 761(A)(1)(introductory paragraph), (2)(a)(introductory paragraph), (3)(introductory paragraph), and (4) and to enact R.S. 11:441(A)(4) and 761(A)(5), relative to retirement eligibility; to provide a schedule of retirement ages for certain members of the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

On motion of Senator Guillory the bill was read by title and recommitted to the Committee on Finance.

Rules Suspended

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

May 2, 2012

SENATE BILL NO. 47—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:403(5) and 701(5)(b) through (e) and to enact R.S. 11:701(5)(f) 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 provide with respect to benefit calculation; to provide an effective date; and to provide for related matters.

On motion of Senator Guillory 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 Bills and Joint Resolutions on
Third Reading and Final Passage,
Ordered Subject to Call**

Called from the Involuntary Calendar

Senator Crowe moved to call Senate Bill No. 217 from the Involuntary Calendar for which a record vote is required.

SENATE BILL NO. 217—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 38:2315 and to enact R.S. 38:2183 and R.S. 39:1553.1, relative to equal employment in certain public contracts; to prohibit employment discrimination on the basis of race, religion, national ancestry, age, sex or disability; to provide for the inclusion of certain language in public contracts; to prohibit certain designations not provided for in law; to provide exceptions; and to provide for related matters.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Erdey	Perry
Appel	Kostelka	Smith, J.
Buffington	LaFleur	Thompson
Cortez	Long	White
Crowe	Martiny	
Donahue	Peacock	

Total - 16

NAYS

Mr. President	Claitor	Murray
Allain	Dorsey-Colomb	Nevers
Amedee	Gallot	Peterson
Brown	Johns	Smith, G.
Chabert	Morrell	Tarver

Total - 15

ABSENT

Broome	Mills	Walsworth
Guillory	Morrish	Ward
Heitmeier	Riser	

Total - 8

The Chair declared the bill was called from the Involuntary Calendar.

Floor Amendments

Senator Crowe proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 217 by Senator Crowe

AMENDMENT NO. 1

On page 4, between lines 22 and 23 insert the following:

"Section 5. Nothing in this Act shall be interpreted to authorize or permit discrimination against any person in any manner; all persons are guaranteed equal protection under the law pursuant to the Constitution of Louisiana and the Constitution of the United States of America. Nothing herein shall be construed to create special protections or special rights in law outside the legislative process."

AMENDMENT NO. 2

On page 4, line 23 change "Section 5." to "Section 6."

On motion of Senator Crowe, the amendments were adopted.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 217 by Senator Crowe

AMENDMENT NO. 1

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

"H. Nothing in this Section shall be construed to nullify or supercede any requirements related to federal funds disbursed to the state when federal law, rules, or regulations conflict with this Section."

AMENDMENT NO. 2

On page 4 between lines 5 and 6, insert:

"H. Nothing in this Section shall be construed to nullify or supercede any requirements related to federal funds disbursed to the state when federal law, rules, or regulations conflict with this Section."

On motion of Senator Adley, the amendments were adopted.

Senator Gallot moved to place the amended bill on the Involuntary Calendar.

Senator Crowe objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Chabert	Morrell
Allain	Claitor	Murray
Amedee	Dorsey-Colomb	Peterson
Appel	Gallot	Tarver
Buffington	Johns	

Total - 14

NAYS

Adley	Kostelka	Smith, J.
Cortez	Long	Thompson
Crowe	Nevers	Walsworth
Donahue	Peacock	Ward
Erdey	Perry	White

Total - 15

ABSENT

Broome	LaFleur	Riser
Brown	Martiny	Smith, G.

Guillory Mills
 Heitmeier Morrish
 Total - 10

The Chair declared the Senate refused to place the amended bill on the Involuntary Calendar.

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

ROLL CALL

The roll was called with the following result:

YEAS

Appel	Kostelka	Thompson
Cortez	Long	Walsworth
Crowe	Nevers	Ward
Donahue	Peacock	White
Erdey	Perry	
Johns	Smith, J.	
Total - 16		

NAYS

Mr. President	Chabert	Murray
Allain	Claitor	Peterson
Amedee	Dorsey-Colomb	Tarver
Brown	Gallot	
Buffington	Morrell	
Total - 13		

ABSENT

Adley	LaFleur	Riser
Broome	Martiny	Smith, G.
Guillory	Mills	
Heitmeier	Morrish	
Total - 10		

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Crowe moved to reconsider on the next Legislative Day the vote by which the amended bill failed to pass.

Morning Hour, Resumed

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

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

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

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

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

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

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

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

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 by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 132 by Representative Ligi

May 2, 2012

AMENDMENT NO. 1

On page 1, line 11, after "paralegal" insert: "in the employ of the counsel of record"

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

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

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

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

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

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

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

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

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

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

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 by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 338 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 16, after "may," insert "if the department has the equipment and appropriately trained personnel."

AMENDMENT NO. 2

On page 3, line 6, after "may," insert "if the department has the equipment and appropriately trained personnel."

AMENDMENT NO. 3

On page 4, line 15, after "may," insert "if the department has the equipment and appropriately trained personnel."

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

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

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

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

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

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

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 by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 459 by Representative Abramson

AMENDMENT NO. 1

On page 2, line 8, after "When the court" delete "determines," and insert "determines grants a motion for summary judgment"

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

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

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

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

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

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

May 2, 2012

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

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

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

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, GUINN, 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, SHADOIN, 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 by the Committee on Revenue and Fiscal Affairs. The bill was read by title and recommitted to the Committee on Finance.

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

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

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 by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 929 by Representative Miller

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 35:" insert "15, 15.1,"

AMENDMENT NO. 2

On page 1, line 6, after "certain notaries;" insert: "to provide for revocation or suspension of notarial commissions and powers under certain circumstances; to provide terms, conditions, procedures and requirements;"

AMENDMENT NO. 3

On page 1, line 9, after "amended and reenacted and R.S. 35:" insert "15, 15.1,"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert the following:
"§15. Revocation or suspension of notarial commission or authority to exercise notarial powers

A. A notary public who is not an attorney may have their notarial commission and powers revoked or suspended when it is demonstrated, by clear and convincing evidence after rule to show cause, that the notary has engaged in any of the following:

- (1) Dishonesty, fraud, deceit, or misrepresentation.
- (2) Conviction of a felony for which no pardon has been issued.
- (3) Gross misconduct or malfeasance in the exercise of their notarial powers.
- (4) Certifying as true what they knew or should have known was false.

(5) Violation of any provision of this Title, or any other law governing the office of notary public or the exercise of any notarial power or duty.

(6) Ceasing to possess any qualification required for holding their commission as a notary public.

(7) Abandonment of their commission.

B. The rule to show cause shall be instituted by the district attorney or the attorney general in the district court of either the parish in which the notary is commissioned or the parish where the conduct complained of occurred. Such rule to show cause shall be tried contradictorily with the notary public in summary proceeding.

C. (1) If after a hearing the court finds that the notary public was convicted of a felony for which no pardon has been issued, or engaged in an act of gross misconduct or malfeasance in the exercise of their notarial powers, or ceased to possess any qualification required for holding their commission, the court shall order the revocation of the notary's commission and shall prohibit the notary from the further exercise of notarial powers.

(2) If after hearing the court finds that the notary public committed any other act set forth in Subsection A, the court may revoke the notary's commission and prohibit the notary from further exercise of notarial powers, or may suspend their commission and authority to exercise notarial powers for a specific period of time, to be determined by the court.

D. A court ordering the revocation of a notary's commission or the suspension of his notarial powers shall further cast the notary in judgment for attorney fees and court costs. The court may additionally order restitution to be paid by the notary public to such persons as the court determines were damaged by the conduct giving rise to the suspension of notarial powers or the revocation of commission.

E. When the rule to show cause is instituted against a person for their actions as an ex-officio notary public, or for their performance of notarial powers on behalf of an employer as authorized by law, then the person appointing the ex-officio notary or the person's employer, as applicable, shall also be named as a defendant and required to show cause why the appointment or authorization should not be revoked. Any additional defendant named pursuant to this subsection shall not be cast in judgment for attorney fees, costs or restitution.

F. The provisions of this Section shall not apply to an attorney licensed to practice law in this state who exercises notarial powers, §15.1. Administrative revocation of notarial commission or authority

A. The secretary of state shall suspend the commission of a notary public who is not an attorney when the notary ceases to be a registered voter in the parish of that notary's commission, or is convicted of a felony in a trial court. The secretary of state shall send a notice of suspension by certified mail, return receipt requested, to the notary public stating the reasons for his suspension.

B. If the suspension arises from failure of the notary to be registered as a voter in their parish of commission, the notice of suspension shall give the notary public ten days from the date of receipt to register as a voter in the parish of their commission. If the notary public fails to do so, the secretary of state shall notify the district attorney of the parish in which the notary is commissioned for the purpose of institution of a rule to show cause to revoke the commission pursuant to R.S. 35:15.

C. If the suspension arises from conviction of a felony in a trial court, the period of suspension shall continue until the conviction is final and all appellate review of the original trial court proceedings has been exhausted. If the conviction is reversed upon appeal, or if a pardon is issued for the conviction, the suspension shall terminate and the commission shall be reinstated. When the conviction is final and all appellate review of the original trial court proceedings is exhausted, and if no pardon has been issued, the secretary of state shall notify the district attorney of the parish in which the notary is commissioned for the purpose of institution of a rule to show cause to revoke the commission pursuant to R.S. 35:15.

* * *

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

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 by the Committee on Judiciary B. The bill was read by title and recommitted to the Committee on Finance.

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

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

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

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

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

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVES REYNOLDS, GREENE, HILL, RICHARD, AND WHITNEY AND SENATOR GARY SMITH

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to encourage the National Marine Fisheries Service, the Gulf of Mexico Marine Fisheries Council, and the Gulf of Mexico Fisheries Management Council to adopt a weekend-only fishery management regime for red snapper in the Gulf of Mexico for 2012.

Reported favorably by the Committee on Natural Resources.

May 2, 2012

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Brown, Chabert, Claitor, Cortez, Donahue, Dorsey-Colomb and their respective counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Broome, Buffington, Crowe, Heitmeier, Smith, G., Walsworth and their respective counts.

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

HOUSE CONCURRENT RESOLUTION NO. 16— BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To approve rules promulgated by the Amite River Basin Drainage and Water Conservation District, hereinafter, "ARBC", relative to the acquisition of property for the Comite Diversion Canal Project.

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

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

HOUSE CONCURRENT RESOLUTION NO. 49— BY REPRESENTATIVES ORTEGO, BARRAS, CHAMPAGNE, HUVAL, JONES, TERRY LANDRY, AND LEBAS

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study Bayou Teche for possible inclusion into the Historic and Scenic Rivers program.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Chabert, Claitor, Cortez, Donahue and their respective counts.

Table with 3 columns: Name, Yeas, Nays. Lists names like Dorsey-Colomb, Erdey, Murray, White and their respective counts.

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Broome, Brown, Buffington, Crowe, Heitmeier, Smith, G., Walsworth and their respective counts.

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

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE POPE

A CONCURRENT RESOLUTION

To urge and request each legislator, statewide elected official, and member of the State Board of Elementary and Secondary Education to volunteer to substitute teach in a public elementary or secondary school in Louisiana for at least two full school days of each year of his term of office through a program designated as the "Be Proud to Teach" program.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Brown, Chabert, Claitor, Cortez, Donahue, Dorsey-Colomb, Erdey, Gallot, Guillory, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Murray, Nevers, Peacock, Perry, Peterson, Riser, Smith, J., Tarver, Thompson, Ward, White and their respective counts.

Total - 0

NAYS

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Broome, Buffington, Crowe, Heitmeier, Morrell, Smith, G., Walsworth and their respective counts.

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

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVES SCHRODER, LEGER, AND JIM MORRIS

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study for possible implementation a system for the issuance of hunting and recreational fishing licenses that would involve a term of effectiveness for each license for a year from the date of issuance.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Walsworth
Buffington	Smith, G.	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE JONES AND SENATOR LONG
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to encourage and enable the Federal Energy Regulatory Commission to expedite the review and approval of Cheniere Energy's Sabine Pass Liquefied Natural Gas facility and to streamline the approval process for similar export facilities to magnify the economic benefits of liquefied natural gas exports throughout the region and nation.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Walsworth
Crowe	Smith, G.	
Total - 5		

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

House Concurrent Resolutions on Third Reading and Final Passage

HOUSE CONCURRENT RESOLUTION NO. 31—
BY REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION

To approve the Atchafalaya Basin Annual Basin Plan for Fiscal Year 2012-2013, as adopted by the Atchafalaya Basin Research and Promotion Board and the Coastal Protection and Restoration Authority.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Dorsey-Colomb	Smith, G.
Crowe	Heitmeier	Walsworth
Total - 6		

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

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

Senator Kostelka moved to suspend the rules to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

HOUSE BILL NO. 836—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact Code of Criminal Procedure Article 905.2(B), relative to sentencing hearings in capital cases; to provide that members of the Board of Pardons shall not be required to appear at sentencing hearings for capital cases; and to provide for related matters.

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

May 2, 2012

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dorsey-Colomb, Nevers, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Broome, Heitmeier, Walsworth, etc.

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. 984— BY REPRESENTATIVE ALFRED WILLIAMS AN ACT

To amend and reenact R.S. 15:705(D)(1) and (2), relative to the imposition of restitution on offenders in local correctional facilities; to expand restitution to cover medical costs to the offender or others which are caused by the offender; to provide for the amount of restitution; 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

Table with 3 columns of names: Mr. President, Erdey, Nevers, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Broome, Heitmeier, Crowe, Smith, G.

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. 1006— BY REPRESENTATIVE PYLANT AN ACT

To amend and reenact R.S. 13:5554(S), relative to payment of group insurance premiums for sheriffs and deputy sheriffs retired from the Franklin Parish Sheriff's Office; to provide for requirements relative to age and years of service with the Franklin Parish Sheriff's Office; 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

Table with 3 columns of names: Mr. President, Gallot, Peacock, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Broome, Donahue, Smith, G., Crowe, Heitmeier

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. 8— BY REPRESENTATIVE SIMON AN ACT

To amend and reenact R.S. 40:1737(A), 1738(D), 1741, and 1742(A)(2), relative to equal access to governmental and public facilities for the disabled community; to provide for proper designation of a certain office of the state; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Nevers, etc.

Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Crowe	Smith, G.
Total - 4	

The Chair declared the 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. 25—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 37:2156.1(N), relative to certain state contractors' licenses; to provide for an exemption from certain examination requirements for licensed arborists; and to provide for related matters.

Floor Amendments

Senator Long proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Reengrossed House Bill No. 25 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 2, delete "enact R.S. 37:2156.1(N)," and insert "amend and reenact R.S. 37:2171 and to enact R.S. 37:2156.1(N), 2158(A)(11) and 2175.3(A)(9),"

AMENDMENT NO. 2

On page 1, line 3, after "arborists;" insert "to provide requirements for certain state contractors' licenses; to require possession of insurance required by federal law;"

AMENDMENT NO. 3

On page 1, line 6, delete "R.S. 37:2156.1(N) is" and insert "R.S. 37:2171 is hereby amended and reenacted and R.S. 37:2156.1(N), 2158(A)(11) and 2175.3(A)(9) are"

AMENDMENT NO. 4

On page 1, after line 17, insert the following:

§2158. Revocation, suspension, and renewal of licenses; issuance of cease and desist orders; debarment; criminal penalty

A. The board may revoke any license issued hereunder, or suspend the right of the licensee to use such license, or refuse to renew any such license, or issue cease and desist orders to stop work, or debar any person or licensee, for any of the following causes:

(11) Failing to possess any insurance required by federal law.

§2171. Prohibited activities

No person shall hold himself out as a Louisiana licensed residential building contractor unless he holds an active license as such pursuant to the provisions of this Chapter, and possesses any insurance required by federal law.

§2175.3. Home improvement contracting; prohibited acts; violations

A. The following acts are prohibited by persons performing home improvement contracting services:

(9) Failing to possess any insurance required by federal law.

On motion of Senator Long, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Peterson
Crowe	Morrell	Smith, G.
Total - 6		

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

HOUSE BILL NO. 91—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 51:1783(10) and (12), relative to the Louisiana Enterprise Zone Act; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Crowe	Smith, G.
Total - 4	

May 2, 2012

The Chair declared the 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. 108—

BY REPRESENTATIVE HOFFMANN AN ACT

To amend and reenact R.S. 17:2048.51(C)(14) and to enact R.S. 17:2048.51(C)(18) and (G)(7), relative to the Louisiana Health Works Commission; to provide for membership of such commission; to provide for membership of the executive committee within such commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers
Adley Gallot Peacock
Allain Guillory Perry
Amedee Johns Peterson
Appel Kostelka Riser
Brown LaFleur Smith, J.
Buffington Long Tarver
Chabert Martiny Thompson
Claitor Mills Walsworth
Cortez Morrell Ward
Donahue Morrish White
Dorsey-Colomb Murray
Total - 35

NAYS

Total - 0

ABSENT

Broome Heitmeier
Crowe Smith, G.
Total - 4

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. 144—

BY REPRESENTATIVE PONTI AN ACT

To amend and reenact R.S. 51:708(8)(introductory paragraph), relative to securities; to change a reference to the Financial Industry Regulatory Authority to the Nasdaq Stock Market, LLC; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers
Adley Gallot Peacock
Allain Guillory Perry
Amedee Johns Peterson
Appel Kostelka Riser
Brown LaFleur Smith, J.
Buffington Long Tarver
Chabert Martiny Thompson

Claitor Mills Walsworth
Cortez Morrell White
Donahue Morrish
Dorsey-Colomb Murray
Total - 34

NAYS

Total - 0

ABSENT

Broome Heitmeier Ward
Crowe Smith, G.
Total - 5

The Chair declared the 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. 161—

BY REPRESENTATIVE RITCHIE AN ACT

To amend and reenact R.S. 37:846(A)(11) and to enact R.S. 37:831(80) through (87), 846(A)(20), and 854, relative to embalmers and funeral directors; to create a continuing education program; to provide for definitions; to provide for powers and duties of the board; to provide for renewal of licenses; to provide for requirements and enforcement; 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 Erdey Peacock
Adley Gallot Perry
Allain Guillory Peterson
Amedee Johns Riser
Appel Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrish White
Donahue Murray
Dorsey-Colomb Nevers
Total - 34

NAYS

Total - 0

ABSENT

Broome Heitmeier Smith, G.
Crowe Morrell
Total - 5

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. 178—

BY REPRESENTATIVE PONTI AN ACT

To amend and reenact R.S. 44:3.2(C), (D), and (E) and to enact R.S. 44:3.2(F), relative to economic development; to provide for the confidentiality of any proprietary or trade secret information submitted to the Department of Economic Development for economic development purposes; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Crowe	Smith, G.
Total - 4	

The Chair declared the 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. 208—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 44:22(F), relative to economic development; to extend the sunset for the confidentiality of information submitted to the Department of Economic Development; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Crowe	Smith, G.
Total - 4	

The Chair declared the 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. 311—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 9:1123.113, relative to condominiums; to authorize an equivalent form of insurance to satisfy the requirement that condominium associations maintain a fidelity bond; to require proof of the insurance to be kept on the condominium premises; to provide for the right to inspect the proof of insurance; to require notice of the insurance and the right to inspect the proof of insurance; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Crowe	Smith, G.
Total - 4	

The Chair declared the 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. 508—

BY REPRESENTATIVE PONTI

AN ACT

To enact R.S. 6:1083(24) and 1086(D), relative to residential mortgages; to define "regularly engaged"; to exempt from licensure as a mortgage loan originator or a mortgage broker or lender those persons not regularly engaged in residential mortgage lending; to provide for an effective date; 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. 508 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 16, after "employer" insert "who"

On motion of Senator Martiny, the amendments were adopted.

May 2, 2012

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

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, and totals for YEAS, NAYS, and ABSENT.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Heitmeier, Smith, G. Lists Broome and total for ABSENT.

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. 578—

BY REPRESENTATIVE DANAHAY AN ACT

To enact R.S. 18:1309(L), relative to voting; to provide relative to early voting at certain locations; to provide relative to the days and hours of early voting at such locations; to provide relative to the authority and duties of registrars of voters and the secretary of state relative to early voting; to require notice; to provide for effectiveness; 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

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, and totals for YEAS, NAYS, and ABSENT.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Heitmeier, Smith, G. Lists Broome and total for ABSENT.

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. 663—

BY REPRESENTATIVE RITCHIE AN ACT

To amend and reenact R.S. 8:501, 502, 502.1(3), 505.1, and 506(A)(3), relative to cemetery authorities; to provide for contracts for the sale of personal property or services; to provide for deposits into a merchandise trust fund; to provide relative to personal property delivery; to provide for annual reports and report filing fees; to provide for examination by the board; to provide for an effective date; 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

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue, and totals for YEAS, NAYS, and ABSENT.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Heitmeier, Smith, G. Lists Broome and total for ABSENT.

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. 732—

BY REPRESENTATIVES HENRY BURNS, ADAMS, ANDERS, ARNOLD, BADON, BARROW, BERTHELOT, BROWN, TIM BURNS, BURRELL, CARTER, CHANEY, CONNICK, COX, CROMER, EDWARDS, FOIL, GAINES, GAROFALO, GISCLAIR, GREENE, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, KLECKLEY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MORENO, JAY MORRIS, NORTON, PIERRE, PONTI, POPE, PRICE, PUGH, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SMITH, ST. GERMAIN, THIERRY, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 37:3650, relative to professions and occupations; to provide for certain licensure of individuals with military training and experience; to provide for terms, conditions, procedures, and requirements; to provide certain exceptions; to provide for licensure by endorsement for spouses of such individuals; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Smith, G.
Total - 3		

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

HOUSE BILL NO. 748—

BY REPRESENTATIVE PONTI

AN ACT

To enact R.S. 37:702(7), relative to the practice of engineering; to provide an exception for the evaluation of oil and gas resources; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Allain
Total - 1

ABSENT

Broome	Heitmeier	Smith, G.
Total - 3		

The Chair declared the 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. 763—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 13:917(A) and (C), 1221(A), 1903(A), 1904(A) and (C) through (E), 1904.1, and 2562.26(A) and R.S. 44:40(E) and to repeal R.S. 44:40(F) and 427, relative to records in the custody of a clerk of court; to provide for the destruction of such records in certain circumstances; to provide for retention in certain circumstances and in certain formats; 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

Adley	Erdey	Murray
Allain	Gallot	Nevers
Amedee	Guillory	Perry
Appel	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Cortez	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrell	White
Dorsey-Colomb	Morrish	
Total - 32		

NAYS

Claitor	Peacock
Total - 2	

ABSENT

Mr. President	Heitmeier	Smith, J.
Broome	Smith, G.	
Total - 5		

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. 824—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 40:1749.12(11) and (12) and 1749.20(C)(introductory paragraph) and to enact R.S. 40:1749.12(16) and 1749.15(C), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to define "operator"; to define "person"; to define "wildfire"; to require notification of an emergency excavation within four hours after commencement of excavation; to require notification within twelve hours of an emergency excavation after a gubernatorially declared state of emergency due to a tropical storm or hurricane; to require notification of an emergency excavation within twenty-four hours after control of an emergency caused by a wildfire; to provide for penalties; 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

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers

May 2, 2012

Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Johns	Riser
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	

Total - 35

NAYS

Total - 0

ABSENT

Broome	Peterson
Heitmeier	Smith, G.

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. 1029— (Substitute for House Bill No. 798 by Representative Ponti)

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 51:911.23, to enact Part XIV-A of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:912.1 through 912.10, and to repeal R.S. 51:911.25, relative to manufactured housing; to enact the New Manufactured and Modular Home Warranty Act; to provide for the purpose of the act; to provide for definitions; to provide for warranties for new manufactured and modular housing; to provide for exclusions to the warranties; to require an owner to provide notice of defects; to require notice of the warranties to be given to the owner; to provide for a preemption period for warranties; to allow the use of insurance to meet the warranty requirements; to provide for transfer of warranties and insurance; to establish a cause of action for actual damages due to violations; to authorize attorney fees and court costs; to provide for arbitration; to provide for exclusiveness; to repeal existing warranty provisions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Smith, G.
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Total - 3

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

HOUSE BILL NO. 1128—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 6:1033(B) and 1040(A), (B), and (C), R.S. 9:3561.1(B) and (F), and R.S. 37:1785(A) and 1786(C) and (D) and to enact R.S. 6:1033(D), R.S. 9:3561.1(I), and R.S. 37:1786(F), relative to licensure renewal dates within the regulation of the Office of Financial Institutions; to provide for annual renewal of licenses under the Sales of Checks and Money Transmission Act, the Louisiana Consumer Credit Law, and the Louisiana Pawnshop Act; to provide relative to the electronic database licensing system; to provide for failure to pay renewal fee; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Smith, G.
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Total - 3

The Chair declared the 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 Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

Called from the Calendar

Senator Peacock asked that House Bill No. 456 be called from the Calendar.

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.

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	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Broome	Heitmeier	Smith, G.
Total - 3		

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.

Rules Suspended

Senator Kostelka asked for and obtained a suspension of the rules to revert to the Morning Hour.

Appointment of Conference Committee on Senate Bill No. 262

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 262**:

Senators Morrell,
Peterson
and Gary Smith.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 2, 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. 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 without amendments.

**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.

Reported without amendments.

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

**Introduction of
Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 92—
BY SENATORS PETERSON, BROOME, BUFFINGTON AND DORSEY-COLOMB
A CONCURRENT RESOLUTION**

To designate and recognize May 13-19, 2012, as National Women's Health Week.

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 2, 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. 533	HB NO. 1077	HB NO. 637
HB NO. 38	HB NO. 242	HB NO. 534
HB NO. 971	HB NO. 977	HB NO. 986
HB NO. 1011	HB NO. 1050	HB NO. 1064
HB NO. 1121	HB NO. 524	

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

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

**HOUSE BILL NO. 38—
BY REPRESENTATIVE JONES
AN ACT**

To enact R.S. 11:142(M), relative to the payment of retirement benefits; to provide for reports when such benefits should be stopped; to provide for certification by the employee; to provide relative to the fiduciary duty of affected boards; to provide relative to the recovery of erroneously paid benefits; and to provide for related matters.

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

May 2, 2012

HOUSE BILL NO. 242—
BY REPRESENTATIVE HARRIS
AN ACT

To enact R.S. 33:2481.5, relative to the city of Alexandria; to provide relative to the municipal fire and police civil service; to provide relative to the position of deputy chief of police; to include the governing authority of the city of Alexandria among those authorized to create that position; and to provide for related matters.

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

HOUSE BILL NO. 524—
BY REPRESENTATIVE TIM BURNS
A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 5(B)(1), 6(B)(1), and 7(B)(1) and Article X, Sections 3(A) and 43(A) and to add Article VIII, Section 8(D) of the Constitution of Louisiana, to provide relative to the membership of constitutional boards and commissions that have members who are selected from congressional districts; to retain the existing number of members; to provide for implementation of membership from reapportioned congressional districts; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 533—
BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact R.S. 32:662.1, relative to driving while intoxicated; to provide for admission of intoxilyzer instrument recertification forms; and to provide for related matters.

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

HOUSE BILL NO. 534—
BY REPRESENTATIVE ALFRED WILLIAMS
AN ACT

To amend and reenact R.S. 56:647(A) and (B) and to enact R.S. 23:1749.1 through 1749.8, relative to overdue unemployment compensation benefits overpayment obligations; to provide for the suspension of certain licenses while overpayment obligations are due; to provide 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. 637—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 23:368(E)(3)(c) and R.S. 51:2231(A) and (C) and 2256, relative to discrimination; to provide with respect to genetic discrimination; to provide with respect to discrimination in the workplace; to provide with respect to the Louisiana Commission on Human Rights and the Louisiana Workforce Commission; and to provide for related matters.

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

HOUSE BILL NO. 971—
BY REPRESENTATIVE BARROW
AN ACT

To enact R.S. 47:551.1, relative to special districts; to authorize the establishment of an automobile rental tax district in East Baton Rouge Parish; to provide for the boundaries, governance, and powers of the district; to authorize the levy of a tax on the lease or rental of certain automobiles under certain circumstances; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 977—
BY REPRESENTATIVE HENRY BURNS
AN ACT

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

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

HOUSE BILL NO. 986—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 11:2256(B)(2) and (3) and 2259(A) and to enact R.S. 11:2256(G) and 2256.2, relative to the Firefighters' Retirement System; to provide for distribution of benefits of a member to a trust established for the benefit of a child; to provide definitions; to provide requirements; to provide restrictions; and to provide for related matters.

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

HOUSE BILL NO. 1011—
BY REPRESENTATIVE PRICE
AN ACT

To amend and reenact R.S. 13:691(B)(5), relative to vehicle expenses for certain judges; to authorize an increase in the amount of reimbursements for vehicle expenses; and to provide for related matters.

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

HOUSE BILL NO. 1050—
BY REPRESENTATIVE RITCHIE
AN ACT

To enact R.S. 11:2220(I) and 2225(B) and to repeal R.S. 11:2220.1, 2220.2, 2220.3, and 2234, relative to the Municipal Police Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1064—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 11:62(12), 1581(5), and 1631(F)(1) and to enact R.S. 11:1636(C), relative to the District Attorneys' Retirement System; to provide relative to benefits; to provide relative to the funding of benefits; to provide for definitions; to provide for implementation; and to provide for related matters.

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

HOUSE BILL NO. 1077—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact R.S. 13:5109(C) and to enact R.S. 13:5109(B)(3) and (D), relative to the Louisiana Governmental Claims Act; to provide with respect to liability of certain employees and covered individuals; to provide for limitations; to prohibit seizure of property in certain circumstances; to provide for limitation on the prohibition; and to provide for related matters.

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

HOUSE BILL NO. 1121—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 23:905, relative to employee records; to provide for employee access to wage and employment records; to provide for electronic transmission; to provide for the payment of costs; and to provide for related matters.

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 2, 2012

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 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.

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.

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.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

Message to the Governor

SIGNED SENATE BILLS

May 2, 2012

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

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 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

May 2, 2012

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.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

May 2, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

ABSENT

Heitmeier
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Broome	½ Day	Heitmeier	1 Day
Gary Smith	½ Day		

Announcements

The following committee meetings for May 3, 2012, were announced:

Education	At Adj	Hainkel Room
Labor and Ind. Rel.	At Adj	Room C
Local and Mun. Affairs	At Adj	Room F
Transportation	At Adj	Room E

Adjournment

On motion of Senator Thompson, at 5:40 o'clock P.M. the Senate adjourned until Thursday, May 3, 2012, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, May 3, 2012.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

